

HB1780



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1780

by Rep. Jack D. Franks

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-500

from Ch. 95 1/2, par. 11-500

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning driving under the influence of alcohol or drugs.

LRB097 09692 HEP 49829 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 11-500 as follows:

6 (625 ILCS 5/11-500) (from Ch. 95 1/2, par. 11-500)

7 (Text of Section before amendment by P.A. 96-1344)

8 Sec. 11-500. Definitions. For the ~~the~~ purposes of
9 interpreting Sections 6-206.1 and 6-208.1 of this Code, "first
10 offender" shall mean any person who has not had a previous
11 conviction or court assigned supervision for violating Section
12 11-501, or a similar provision of a local ordinance, or a
13 conviction in any other state for a violation of driving while
14 under the influence or a similar offense where the cause of
15 action is the same or substantially similar to this Code or
16 similar offenses committed on a military installation, or any
17 person who has not had a driver's license suspension pursuant
18 to paragraph 6 of subsection (a) of Section 6-206 as the result
19 of refusal of chemical testing in another state, or any person
20 who has not had a driver's license suspension for violating
21 Section 11-501.1 within 5 years prior to the date of the
22 current offense, except in cases where the driver submitted to
23 chemical testing resulting in an alcohol concentration of 0.08

1 or more, or any amount of a drug, substance, or compound in
2 such person's blood or urine resulting from the unlawful use or
3 consumption of cannabis listed in the Cannabis Control Act, a
4 controlled substance listed in the Illinois Controlled
5 Substances Act, or an intoxicating compound listed in the Use
6 of Intoxicating Compounds Act, or methamphetamine as listed in
7 the Methamphetamine Control and Community Protection Act and
8 was subsequently found not guilty of violating Section 11-501,
9 or a similar provision of a local ordinance.

10 (Source: P.A. 95-355, eff. 1-1-08; 96-607, eff. 8-24-09.)

11 (Text of Section after amendment by P.A. 96-1344)

12 Sec. 11-500. Definitions. For the ~~the~~ purposes of
13 interpreting Sections 6-206.1 and 6-208.1 of this Code, "first
14 offender" shall mean any person who has not had a previous
15 conviction or court assigned supervision for violating Section
16 11-501, or a similar provision of a local ordinance, or a
17 conviction in any other state for a violation of driving while
18 under the influence or a similar offense where the cause of
19 action is the same or substantially similar to this Code or
20 similar offenses committed on a military installation, or any
21 person who has not had a driver's license suspension pursuant
22 to paragraph 6 of subsection (a) of Section 6-206 as the result
23 of refusal of chemical testing in another state, or any person
24 who has not had a driver's license suspension or revocation for
25 violating Section 11-501.1 within 5 years prior to the date of

1 the current offense, except in cases where the driver submitted
2 to chemical testing resulting in an alcohol concentration of
3 0.08 or more, or any amount of a drug, substance, or compound
4 in such person's blood or urine resulting from the unlawful use
5 or consumption of cannabis listed in the Cannabis Control Act,
6 a controlled substance listed in the Illinois Controlled
7 Substances Act, or an intoxicating compound listed in the Use
8 of Intoxicating Compounds Act, or methamphetamine as listed in
9 the Methamphetamine Control and Community Protection Act and
10 was subsequently found not guilty of violating Section 11-501,
11 or a similar provision of a local ordinance.

12 (Source: P.A. 95-355, eff. 1-1-08; 96-607, eff. 8-24-09;
13 96-1344, eff. 7-1-11.)

14 Section 95. No acceleration or delay. Where this Act makes
15 changes in a statute that is represented in this Act by text
16 that is not yet or no longer in effect (for example, a Section
17 represented by multiple versions), the use of that text does
18 not accelerate or delay the taking effect of (i) the changes
19 made by this Act or (ii) provisions derived from any other
20 Public Act.