

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 3-707 as follows:

6 (625 ILCS 5/3-707) (from Ch. 95 1/2, par. 3-707)

7 Sec. 3-707. Operation of uninsured motor vehicle - penalty.

8 (a) No person shall operate a motor vehicle unless the
9 motor vehicle is covered by a liability insurance policy in
10 accordance with Section 7-601 of this Code.

11 (a-5) A person commits the offense of operation of
12 uninsured motor vehicle causing bodily harm when the person:

13 (1) operates a motor vehicle in violation of Section
14 7-601 of this Code; and

15 (2) causes, as a proximate result of the person's
16 operation of the motor vehicle, bodily harm to another
17 person.

18 (a-6) Uninsured operation of a motor vehicle under
19 subsection (a-5) is a Class A misdemeanor. If a person
20 convicted of the offense of operation of a motor vehicle under
21 subsection (a-5) has previously been convicted of 2 or more
22 violations of subsection (a-5) of this Section or of Section
23 7-601 of this Code, a fine of \$2,500, in addition to any

1 sentence of incarceration, must be imposed.

2 (b) Any person who fails to comply with a request by a law
3 enforcement officer for display of evidence of insurance, as
4 required under Section 7-602 of this Code, shall be deemed to
5 be operating an uninsured motor vehicle.

6 (c) Except as provided in subsections (a-6) and (c-5), any
7 operator of a motor vehicle subject to registration under this
8 Code who is convicted of violating this Section is guilty of a
9 business offense and shall be required to pay a fine in excess
10 of \$500, but not more than \$1,000, except a person convicted of
11 a third or subsequent violation of this Section shall be
12 required to pay a fine of \$1,000. However, no person charged
13 with violating this Section shall be convicted if such person
14 produces in court satisfactory evidence that at the time of the
15 arrest the motor vehicle was covered by a liability insurance
16 policy in accordance with Section 7-601 of this Code. The chief
17 judge of each circuit may designate an officer of the court to
18 review the documentation demonstrating that at the time of
19 arrest the motor vehicle was covered by a liability insurance
20 policy in accordance with Section 7-601 of this Code.

21 (c-1) A person convicted of violating this Section shall
22 also have his or her driver's license, permit, or privileges
23 suspended for 3 months. After the expiration of the 3 months,
24 the person's driver's license, permit, or privileges shall not
25 be reinstated until he or she has paid a reinstatement fee of
26 \$100. If a person violates this Section while his or her

1 driver's license, permit, or privileges are suspended under
2 this subsection (c-1), his or her driver's license, permit, or
3 privileges shall be suspended for an additional 6 months and
4 until he or she pays the reinstatement fee.

5 (c-5) A person who (i) has not previously been convicted of
6 or received a disposition of court supervision for violating
7 this Section and (ii) produces at his or her court appearance
8 satisfactory evidence that the motor vehicle is covered, as of
9 the date of the court appearance, by a liability insurance
10 policy in accordance with Section 7-601 of this Code shall, for
11 a violation of this Section, other than a violation of
12 subsection (a-5), pay a fine of \$100 and receive a disposition
13 of court supervision. The person must, on the date that the
14 period of court supervision is scheduled to terminate, produce
15 satisfactory evidence that the vehicle was covered by the
16 required liability insurance policy during the entire period of
17 court supervision.

18 An officer of the court designated under subsection (c) may
19 also review liability insurance documentation under this
20 subsection (c-5) to determine if the motor vehicle is, as of
21 the date of the court appearance, covered by a liability
22 insurance policy in accordance with Section 7-601 of this Code.
23 The officer of the court shall also determine, on the date the
24 period of court supervision is scheduled to terminate, whether
25 the vehicle was covered by the required policy during the
26 entire period of court supervision.

1 (d) A person convicted a third or subsequent time of
2 violating this Section or a similar provision of a local
3 ordinance must give proof to the Secretary of State of the
4 person's financial responsibility as defined in Section 7-315.
5 The person must maintain the proof in a manner satisfactory to
6 the Secretary for a minimum period of 3 years after the date
7 the proof is first filed. The Secretary must suspend the
8 driver's license of any person determined by the Secretary not
9 to have provided adequate proof of financial responsibility as
10 required by this subsection.

11 (Source: P.A. 95-211, eff. 1-1-08; 95-686, eff. 6-1-08; 95-876,
12 eff. 8-21-08; 96-143, eff. 1-1-10.)