



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3097

Introduced 2/23/2011, by Rep. Michael W. Tryon

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-207

from Ch. 95 1/2, par. 6-207

Amends the Illinois Vehicle Code. Provides that when a person reports to the Secretary of State that a licensed driver or person holding a permit or applying for a license or renewal is incompetent or otherwise not qualified to hold a permit, the Secretary shall advise the reporting person that unless he or she is a family member of the affected driver, the reporting person's identity will be provided to the affected driver upon request. Provides that at the request of a driver required to submit to a re-examination, the Secretary shall, if applicable, provide the name of the person who reported the driver to the Secretary. Provides that if the driver was reported by a family member, the Secretary shall inform the driver that the report was made by an unnamed family member. Effective January 1, 2012.

LRB097 08989 HEP 49123 b

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 6-207 as follows:

6 (625 ILCS 5/6-207) (from Ch. 95 1/2, par. 6-207)

7 Sec. 6-207. Secretary of State may require reexamination or
8 reissuance of a license.

9 (a) The Secretary of State, having good cause to believe
10 that a licensed driver or person holding a permit or applying
11 for a license or license renewal is incompetent or otherwise
12 not qualified to hold a license or permit, may upon written
13 notice of at least 5 days to the person require the person to
14 submit to an examination as prescribed by the Secretary.

15 Refusal or neglect of the person to submit an alcohol,
16 drug, or intoxicating compound evaluation or submit to or
17 failure to successfully complete the examination is grounds for
18 suspension of the person's license or permit under Section
19 6-206 of this Act or cancellation of his license or permit
20 under Section 6-201 of this Act.

21 When a person reports to the Secretary of State that a
22 licensed driver or person holding a permit or applying for a
23 license or renewal is incompetent or otherwise not qualified to

1 hold a permit, the Secretary shall advise the reporting person
2 that unless he or she is a family member of the affected
3 driver, the reporting person's identity will be provided to the
4 affected driver upon request. For purposes of this subsection
5 (a), "family member" has the same definition as provided in
6 subsection (6) of Section 103 of the Illinois Domestic Violence
7 Act of 1986.

8 At the request of a driver required to submit to an
9 examination pursuant to this subsection (a), the Secretary
10 shall, if applicable, provide the name of the person or persons
11 who reported the driver to the Secretary. If the driver was
12 reported by a family member, the Secretary shall inform the
13 driver that the report was made by an unnamed family member.

14 (b) The Secretary of State, having issued a driver's
15 license or permit in error, may upon written notice of at least
16 5 days to the person, require the person to appear at a Driver
17 Services facility to have the license or permit error corrected
18 and a new license or permit issued.

19 Refusal or neglect of the person to appear is grounds for
20 cancellation of the person's license or permit under Section
21 6-201 of this Act.

22 (c) The Secretary of State, having issued a driver's
23 license or permit to a person who subsequently becomes
24 ineligible to retain that license or permit as currently
25 issued, may, upon written notice of at least 5 days to the
26 person, require the person to appear at a Driver Services

1 facility to have the license or permit corrected and a new
2 license or permit issued.

3 (Source: P.A. 95-382, eff. 8-23-07.)

4 Section 99. Effective date. This Act takes effect January
5 1, 2012.