

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 Sections 3-711 and 6-601 and adding Section 6-308 as follows:

6 (625 ILCS 5/3-711) (from Ch. 95 1/2, par. 3-711)

7 Sec. 3-711. Whenever a court convicts a person of a  
8 violation of Section 3-707, 3-708 or 3-710 of this Code, or  
9 enters an order placing on supervision the person charged with  
10 the violation, the clerk of the court within 5 ~~10~~ days shall  
11 forward a report of the conviction or order of supervision to  
12 the Secretary of State in a form prescribed by the Secretary.  
13 In any case where the person charged with the violation fails  
14 to appear in court, the procedures provided in Section ~~6-306.3~~  
15 ~~or~~ 6-306.4 or 6-308 of this Code, whichever is applicable shall  
16 apply.

17 The Secretary shall keep records of such reports. However,  
18 reports of orders of supervision shall not be released to any  
19 outside source, except the affected driver and law enforcement  
20 agencies, and shall be used only to inform the Secretary and  
21 the courts that such driver previously has been assigned court  
22 supervision.

23 (Source: P.A. 86-149.)

1 (625 ILCS 5/6-308 new)

2 Sec. 6-308. Procedures for traffic violations.

3 (a) Any person cited for violating this Code or a similar  
4 provision of a local ordinance for which a violation is a petty  
5 offense as defined by Section 5-1-17 of the Unified Code of  
6 Corrections, excluding business offenses as defined by Section  
7 5-1-2 of the Unified Code of Corrections or a violation of  
8 Section 15-111 of this Code, shall not be required to post  
9 bond. When required by Illinois Supreme Court Rule, the person  
10 shall sign the citation. All other provisions of this Code or  
11 similar provisions of local ordinances shall be governed by the  
12 bail provisions of the Illinois Supreme Court Rules when it is  
13 not practical or feasible to take the person before a judge to  
14 have bail set or to avoid undue delay because of the hour or  
15 circumstances.

16 (b) Whenever a person fails to appear in court, the court  
17 may continue the case for a minimum of 30 days and the clerk of  
18 the court shall send notice of the continued court date to the  
19 person's last known address. If the person does not appear in  
20 court on or before the continued court date or satisfy the  
21 court that the person's appearance in and surrender to the  
22 court is impossible for no fault of the person, the court shall  
23 enter an order of failure to appear. The clerk of the court  
24 shall notify the Secretary of State of the court's order. The  
25 Secretary, when notified by the clerk of the court that an

1 order of failure to appear has been entered, shall immediately  
2 suspend the person's driver's license, which shall be  
3 designated by the Secretary as a Failure to Appear suspension.  
4 The Secretary shall not remove the suspension, nor issue any  
5 permit or privileges to the person whose license has been  
6 suspended, until notified by the ordering court that the person  
7 has appeared and resolved the violation. Upon compliance, the  
8 clerk of the court shall present the person with a notice of  
9 compliance containing the seal of the court, and shall notify  
10 the Secretary that the person has appeared and resolved the  
11 violation.

12 (625 ILCS 5/6-601) (from Ch. 95 1/2, par. 6-601)

13 Sec. 6-601. Penalties.

14 (a) It is a petty offense for any person to violate any of  
15 the provisions of this Chapter unless such violation is by this  
16 Code or other law of this State declared to be a misdemeanor or  
17 a felony.

18 (b) General penalties. Unless another penalty is in this  
19 Code or other laws of this State, every person convicted of a  
20 petty offense for the violation of any provision of this  
21 Chapter shall be punished by a fine of not more than \$500.

22 (c) Unlicensed driving. Except as hereinafter provided a  
23 violation of Section 6-101 shall be:

24 1. A Class A misdemeanor if the person failed to obtain  
25 a driver's license or permit after expiration of a period

1 of revocation.

2 2. A Class B misdemeanor if the person has been issued  
3 a driver's license or permit, which has expired, and if the  
4 period of expiration is greater than one year; or if the  
5 person has never been issued a driver's license or permit,  
6 or is not qualified to obtain a driver's license or permit  
7 because of his age.

8 3. A petty offense if the person has been issued a  
9 temporary visitor's driver's license or permit and is  
10 unable to provide proof of liability insurance as provided  
11 in subsection (d-5) of Section 6-105.1.

12 If a licensee under this Code is convicted of violating  
13 Section 6-303 for operating a motor vehicle during a time when  
14 such licensee's driver's license was suspended under the  
15 provisions of Section 6-306.3 or 6-308, then such act shall be  
16 a petty offense (provided the licensee has answered the charge  
17 which was the basis of the suspension under Section 6-306.3 or  
18 6-308), and there shall be imposed no additional like period of  
19 suspension as provided in paragraph (b) of Section 6-303.

20 (Source: P.A. 96-607, eff. 8-24-09; 97-1157, eff. 11-28-13.)

21 (625 ILCS 5/6-306.3 rep.)

22 Section 10. The Illinois Vehicle Code is amended by  
23 repealing Section 6-306.3.

24 Section 15. The Code of Criminal Procedure of 1963 is

1 amended by changing Section 110-15 as follows:

2 (725 ILCS 5/110-15) (from Ch. 38, par. 110-15)

3 Sec. 110-15. Applicability of provisions for giving and  
4 taking bail. The provisions of Sections 110-7 and 110-8 of this  
5 Code are exclusive of other provisions of law for the giving,  
6 taking, or enforcement of bail. In all cases where a person is  
7 admitted to bail the provisions of Sections 110-7 and 110-8 of  
8 this Code shall be applicable.

9 However, the Supreme Court may, by rule or order, prescribe  
10 a uniform schedule of amounts of bail in all but felony  
11 offenses. No bail amounts shall be required for petty offenses.  
12 ~~specified traffic and conservation cases, quasi-criminal~~  
13 ~~offenses, and misdemeanors.~~ Such uniform schedule may provide  
14 that the cash deposit provisions of Section 110-7 shall not  
15 apply to bail amounts established for alleged violations  
16 punishable by fine alone, and the schedule may further provide  
17 that in specified traffic cases a valid Illinois chauffeur's or  
18 operator's license must be deposited, in addition to 10% of the  
19 amount of the bail specified in the schedule.

20 (Source: Laws 1967, p. 2969.)