



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3130

Introduced 2/7/2014, by Sen. Don Harmon

SYNOPSIS AS INTRODUCED:

625 ILCS 5/1-104.2 new	
625 ILCS 5/1-147	from Ch. 95 1/2, par. 1-147
625 ILCS 5/3-109	from Ch. 95 1/2, par. 3-109
625 ILCS 5/3-412	from Ch. 95 1/2, par. 3-412
625 ILCS 5/3-413	from Ch. 95 1/2, par. 3-413
625 ILCS 5/3-600	from Ch. 95 1/2, par. 3-600
625 ILCS 5/3-806	from Ch. 95 1/2, par. 3-806
625 ILCS 5/3-806.1	from Ch. 95 1/2, par. 3-806.1
625 ILCS 5/3-806.5	
625 ILCS 5/6-104	from Ch. 95 1/2, par. 6-104

Amends the Illinois Vehicle Code. Defines "autocycle". Provides for the registration of autocycles as well as the issuance and display of license plates for autocycles. Provides that operation of an autocycle requires a Class D driver's license. Provides that when presented with an application for vehicle registration, if the Secretary of State is not satisfied as to the ownership of the vehicle the Secretary may register the vehicle but, rather than issue a certificate of title, issue a provisional title. Provides that provisional titles are non-transferable and are valid for 3 years. Provides that at the end of the 3-year provisional title period, the provisional title holder must apply for a transferable title in the owner's name. Provides that if ownership of the vehicle is challenged during this 3-year provisional title period, the provisional title holder shall apply for a bond equal to 1.5 times the value of the vehicle to indemnify any owner or security interest holder against the cost of recovering their interest in the vehicle, including legal fees, for the remainder of the provisional title period. Provides that a provisional title holder whose ownership of the vehicle has been challenged or the person challenging ownership may petition a circuit court of competent jurisdiction to determine the ownership of the vehicle. Provides that a provisional title shall not be available to individuals or entities that rebuild, repair, store, or tow vehicles or have a claim against the vehicle under the Labor and Storage Lien Act or the Labor and Storage Lien (Small Amount) Act. Effective January 1, 2015.

LRB098 19548 MLW 54734 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 Sections 1-147, 3-109, 3-412, 3-413, 3-600, 3-806, 3-806.1,
6 3-806.5, and 6-104 and by adding Section 1-104.2 as follows:

7 (625 ILCS 5/1-104.2 new)

8 Sec. 1-104.2. Autocycle. A 3-wheel motor vehicle that has a
9 steering wheel and seating that does not require the operator
10 to straddle or sit astride it.

11 (625 ILCS 5/1-147) (from Ch. 95 1/2, par. 1-147)

12 Sec. 1-147. Motorcycle.

13 Every motor vehicle having a seat or saddle for the use of
14 the rider and designed to travel on not more than 3 wheels in
15 contact with the ground, but excluding an autocycle or a
16 tractor.

17 (Source: P.A. 80-262.)

18 (625 ILCS 5/3-109) (from Ch. 95 1/2, par. 3-109)

19 Sec. 3-109. Registration without certificate of title;
20 bond. If the Secretary of State is not satisfied as to the
21 ownership of the vehicle or that there are no undisclosed

1 security interests in it, the Secretary of State may register
2 the vehicle but shall ~~either~~:

3 (a) Withhold issuance of a certificate of title until the
4 applicant presents documents reasonably sufficient to satisfy
5 the Secretary of State as to the applicant's ownership of the
6 vehicle and that there are no undisclosed security interests in
7 it; ~~or~~

8 (b) As a condition of issuing a certificate of title,
9 require the applicant to file with the Secretary of State a
10 bond in the form prescribed by the Secretary of State and
11 executed by the applicant, and either accompanied by the
12 deposit of cash with the Secretary of State or also executed by
13 a person authorized to conduct a surety business in this State.
14 The bond shall be in an amount equal to one and one-half times
15 the value of the vehicle as determined by the Secretary of
16 State and conditioned to indemnify any prior owner and
17 lienholder and any subsequent purchaser of the vehicle or
18 person acquiring any security interest in it, and their
19 respective successors in interest, against any expense, loss or
20 damage, including reasonable attorney's fees, by reason of the
21 issuance of the certificate of title of the vehicle or on
22 account of any defect in or undisclosed security interest upon
23 the right, title and interest of the applicant in and to the
24 vehicle. Any such interested person has a right of action to
25 recover on the bond for any breach of its conditions, but the
26 aggregate liability of the surety to all persons shall not

1 exceed the amount of the bond. The bond, and any deposit
2 accompanying it, shall be returned at the end of three (3)
3 years or prior thereto if the vehicle is no longer registered
4 in this State and the currently valid certificate of title is
5 surrendered to the Secretary of State, unless the Secretary of
6 State has been notified of the pendency of an action to recover
7 on the bond; or -

8 (b-5) Require the applicant to file with the Secretary of
9 State an application for a provisional title in the form
10 prescribed by the Secretary and executed by the applicant, and
11 accompanied by a \$50 fee to be deposited in the
12 CDLIS/AAMVAnet/NMVTIS Trust Fund. The Secretary shall
13 designate by rule the documentation acceptable for an
14 individual to apply for a provisional title. A provisional
15 title shall be valid for 3 years and is nontransferable for the
16 3-year period. A provisional title shall be clearly marked and
17 otherwise distinguished from a certificate of title. Three
18 years after the issuance of a provisional title, the
19 provisional title holder shall apply for the appropriate
20 transferrable title in the applicant's name. If a claim of
21 ownership for the vehicle is brought against a holder of a
22 provisional title, then the provisional title holder shall
23 apply for a bond under subsection (b) of this Section for the
24 amount of time remaining on the provisional title. A
25 provisional title holder or an individual who asserts a claim
26 to the motor vehicle may petition a circuit court of competent

1 jurisdiction for an order to determine the ownership of the
2 vehicle. A provisional title shall not be available to
3 individuals or entities that rebuild, repair, store, or tow
4 vehicles or have a claim against the vehicle under the Labor
5 and Storage Lien Act or the Labor and Storage Lien (Small
6 Amount) Act.

7 Security deposited as a bond hereunder shall be placed by
8 the Secretary of State in the custody of the State Treasurer.

9 (c) During July, annually, the Secretary shall compile a
10 list of all bonds on deposit, pursuant to this Section, for
11 more than 3 years and concerning which he has received no
12 notice as to the pendency of any judicial proceeding that could
13 affect the disposition thereof. Thereupon, he shall promptly
14 send a notice by certified mail to the last known address of
15 each depositor advising him that his bond will be subject to
16 escheat to the State of Illinois if not claimed within 30 days
17 after the mailing date of such notice. At the expiration of
18 such time, the Secretary of State shall file with the State
19 Treasurer an order directing the transfer of such deposit to
20 the Road Fund in the State Treasury. Upon receipt of such
21 order, the State Treasurer shall make such transfer, after
22 converting to cash any other type of security. Thereafter any
23 person having a legal claim against such deposit may enforce it
24 by appropriate proceedings in the Court of Claims subject to
25 the limitations prescribed for such Court. At the expiration of
26 such limitation period such deposit shall escheat to the State

1 of Illinois.

2 (Source: P.A. 81-1458.)

3 (625 ILCS 5/3-412) (from Ch. 95 1/2, par. 3-412)

4 Sec. 3-412. Registration plates and registration stickers
5 to be furnished by the Secretary of State.

6 (a) The Secretary of State upon registering a vehicle
7 subject to annual registration for the first time shall issue
8 or shall cause to be issued to the owner one registration plate
9 for a motorcycle, trailer, semitrailer, moped, autocycle, or
10 truck-tractor, 2 registration plates for other motor vehicles
11 and, where applicable, current registration stickers for motor
12 vehicles of the first division. The provisions of this Section
13 may be made applicable to such vehicles of the second division,
14 as the Secretary of State may, from time to time, in his
15 discretion designate. On subsequent annual registrations
16 during the term of the registration plate as provided in
17 Section 3-414.1, the Secretary shall issue or cause to be
18 issued registration stickers as evidence of current
19 registration. However, the issuance of annual registration
20 stickers to vehicles registered under the provisions of
21 Sections 3-402.1 and 3-405.3 of this Code may not be required
22 if the Secretary deems the issuance unnecessary.

23 (b) Every registration plate shall have displayed upon it
24 the registration number assigned to the vehicle for which it is
25 issued, the name of this State, which may be abbreviated, the

1 year number for which it was issued, which may be abbreviated,
2 the phrase "Land of Lincoln" (except as otherwise provided in
3 this Code), and such other letters or numbers as the Secretary
4 may prescribe. However, for apportionment plates issued to
5 vehicles registered under Section 3-402.1 and fleet plates
6 issued to vehicles registered under Section 3-405.3, the phrase
7 "Land of Lincoln" may be omitted to allow for the word
8 "apportioned", the word "fleet", or other similar language to
9 be displayed. Registration plates issued to a vehicle
10 registered as a fleet vehicle may display a designation
11 determined by the Secretary.

12 The Secretary may in his discretion prescribe that letters
13 be used as prefixes only on registration plates issued to
14 vehicles of the first division which are registered under this
15 Code and only as suffixes on registration plates issued to
16 other vehicles. Every registration sticker issued as evidence
17 of current registration shall designate the year number for
18 which it is issued and such other letters or numbers as the
19 Secretary may prescribe and shall be of a contrasting color
20 with the registration plates and registration stickers of the
21 previous year.

22 (c) Each registration plate and the required letters and
23 numerals thereon, except the year number for which issued,
24 shall be of sufficient size to be plainly readable from a
25 distance of 100 feet during daylight, and shall be coated with
26 reflectorizing material. The dimensions of the plate issued to

1 vehicles of the first division shall be 6 by 12 inches.

2 (d) The Secretary of State shall issue for every passenger
3 motor vehicle rented without a driver the same type of
4 registration plates as the type of plates issued for a private
5 passenger vehicle.

6 (e) The Secretary of State shall issue for every passenger
7 car used as a taxicab or livery, distinctive registration
8 plates.

9 (f) The Secretary of State shall issue for every motorcycle
10 distinctive registration plates distinguishing between
11 motorcycles having 150 or more cubic centimeters piston
12 displacement, or having less than 150 cubic centimeter piston
13 displacement.

14 (g) Registration plates issued to vehicles for-hire may
15 display a designation as determined by the Secretary that such
16 vehicles are for-hire.

17 (h) (Blank).

18 (i) The Secretary of State shall issue for every public and
19 private ambulance registration plates identifying the vehicle
20 as an ambulance. The Secretary shall forward to the Department
21 of Healthcare and Family Services registration information for
22 the purpose of verification of claims filed with the Department
23 by ambulance owners for payment for services to public
24 assistance recipients.

25 (j) The Secretary of State shall issue for every public and
26 private medical carrier or rescue vehicle livery registration

1 plates displaying numbers within ranges of numbers reserved
2 respectively for medical carriers and rescue vehicles. The
3 Secretary shall forward to the Department of Healthcare and
4 Family Services registration information for the purpose of
5 verification of claims filed with the Department by owners of
6 medical carriers or rescue vehicles for payment for services to
7 public assistance recipients.

8 (k) The Secretary of State shall issue distinctive license
9 plates or distinctive license plate stickers for every vehicle
10 exempted from subsections (a) and (a-5) of Section 12-503 by
11 subsection (g) of that Section, and by subsection (g-5) of that
12 Section before its deletion by this amendatory Act of the 95th
13 General Assembly. The Secretary shall issue these plates or
14 stickers immediately upon receiving the physician's
15 certification required under subsection (g) of Section 12-503.
16 New plates or stickers shall also be issued when the
17 certification is renewed as provided in that subsection.

18 (l) The Secretary of State shall issue distinctive
19 registration plates for low-speed vehicles.

20 (m) The Secretary of State shall issue distinctive
21 registration plates for autocycles. The dimensions of the plate
22 issued to autocycles shall be 4 by 7 inches.

23 (Source: P.A. 95-202, eff. 8-16-07; 95-331, eff. 8-21-07;
24 96-554, eff. 1-1-10; 96-653, eff. 1-1-10; 96-815, eff.
25 10-30-09; 96-1000, eff. 7-2-10.)

1 (625 ILCS 5/3-413) (from Ch. 95 1/2, par. 3-413)

2 Sec. 3-413. Display of registration plates, registration
3 stickers, and drive-away permits; registration plate covers.

4 (a) Registration plates issued for a motor vehicle other
5 than a motorcycle, autocycle, trailer, semitrailer,
6 truck-tractor, apportioned bus, or apportioned truck shall be
7 attached thereto, one in the front and one in the rear. The
8 registration plate issued for a motorcycle, autocycle, trailer
9 or semitrailer required to be registered hereunder and any
10 apportionment plate issued to a bus under the provisions of
11 this Code shall be attached to the rear thereof. The
12 registration plate issued for a truck-tractor or an apportioned
13 truck required to be registered hereunder shall be attached to
14 the front thereof.

15 (b) Every registration plate shall at all times be securely
16 fastened in a horizontal position to the vehicle for which it
17 is issued so as to prevent the plate from swinging and at a
18 height of not less than 5 inches from the ground, measuring
19 from the bottom of such plate, in a place and position to be
20 clearly visible and shall be maintained in a condition to be
21 clearly legible, free from any materials that would obstruct
22 the visibility of the plate. A registration plate on a
23 motorcycle may be mounted vertically as long as it is otherwise
24 clearly visible. Registration stickers issued as evidence of
25 renewed annual registration shall be attached to registration
26 plates as required by the Secretary of State, and be clearly

1 visible at all times.

2 (c) Every drive-away permit issued pursuant to this Code
3 shall be firmly attached to the motor vehicle in the manner
4 prescribed by the Secretary of State. If a drive-away permit is
5 affixed to a motor vehicle in any other manner the permit shall
6 be void and of no effect.

7 (d) The Illinois prorated decal issued to a foreign
8 registered vehicle part of a fleet prorated or apportioned with
9 Illinois, shall be displayed on a registration plate and
10 displayed on the front of such vehicle in the same manner as an
11 Illinois registration plate.

12 (e) The registration plate issued for a camper body mounted
13 on a truck displaying registration plates shall be attached to
14 the rear of the camper body.

15 (f) No person shall operate a vehicle, nor permit the
16 operation of a vehicle, upon which is displayed an Illinois
17 registration plate, plates or registration stickers after the
18 termination of the registration period for which issued or
19 after the expiration date set pursuant to Sections 3-414 and
20 3-414.1 of this Code.

21 (g) A person may not operate any motor vehicle that is
22 equipped with registration plate covers. A violation of this
23 subsection (g) or a similar provision of a local ordinance is
24 an offense against laws and ordinances regulating the movement
25 of traffic.

26 (h) A person may not sell or offer for sale a registration

1 plate cover. A violation of this subsection (h) is a business
2 offense.

3 (i) A person may not advertise for the purpose of promoting
4 the sale of registration plate covers. A violation of this
5 subsection (i) is a business offense.

6 (j) A person may not modify the original manufacturer's
7 mounting location of the rear registration plate on any vehicle
8 so as to conceal the registration or to knowingly cause it to
9 be obstructed in an effort to hinder a peace officer from
10 obtaining the registration for the enforcement of a violation
11 of this Code, Section 27.1 of the Toll Highway Act concerning
12 toll evasion, or any municipal ordinance. Modifications
13 prohibited by this subsection (j) include but are not limited
14 to the use of an electronic device. A violation of this
15 subsection (j) is a Class A misdemeanor.

16 (Source: P.A. 97-743, eff. 1-1-13.)

17 (625 ILCS 5/3-600) (from Ch. 95 1/2, par. 3-600)

18 Sec. 3-600. Requirements for issuance of special plates.

19 (a) The Secretary of State shall issue only special plates
20 that have been authorized by the General Assembly. The
21 Secretary of State shall not issue a series of special plates
22 unless applications, as prescribed by the Secretary, have been
23 received for 10,000 plates of that series; except that the
24 Secretary of State may prescribe some other required number of
25 applications if that number is sufficient to pay for the total

1 cost of designing, manufacturing and issuing the special
2 license plate. Where a special plate is authorized by law to
3 raise funds for a specific civic group, charitable entity, or
4 other identified organization, and where the Secretary of State
5 has not received the required number of applications to issue
6 that special plate within 2 years of the effective date of the
7 Public Act authorizing the special plate, the Secretary of
8 State's authority to issue the special plate is nullified.

9 (b) The Secretary of State, upon issuing a new series of
10 special license plates, shall notify all law enforcement
11 officials of the design, color and other special features of
12 the special license plate series.

13 (c) This Section shall not apply to the Secretary of
14 State's discretion as established in Section 3-611.

15 (d) If a law authorizing a special license plate provides
16 that the sponsoring organization is to designate a charitable
17 entity as the recipient of the funds from the sale of that
18 license plate, the designated charitable entity must be in
19 compliance with the registration and reporting requirements of
20 the Charitable Trust Act and the Solicitation for Charity Act.
21 In addition, the charitable entity must annually provide the
22 Secretary of State's office a letter of compliance issued by
23 the Illinois Attorney General's office verifying the entity is
24 in compliance with the Acts.

25 In the case of a law in effect before the effective date of
26 this amendatory Act of the 97th General Assembly, the name of

1 the charitable entity which is to receive the funds shall be
2 provided to the Secretary of State within one year after the
3 effective date of this amendatory Act of the 97th General
4 Assembly. In the case of a law that takes effect on or after
5 the effective date of this amendatory Act of the 97th General
6 Assembly, the name of the charitable entity which is to receive
7 the funds shall be provided to the Secretary of State within
8 one year after the law takes effect. If the organization fails
9 to designate an appropriate charitable entity within the
10 one-year period, or if the designated charitable entity fails
11 to annually provide the Secretary of State a letter of
12 compliance issued by the Illinois Attorney General's office,
13 any funds collected from the sale of plates authorized for that
14 organization and not previously disbursed shall be transferred
15 to the General Revenue Fund, and the special plates shall be
16 discontinued.

17 (e) If fewer than 1,000 sets of any special license plate
18 authorized by law and issued by the Secretary of State are
19 actively registered for 2 consecutive calendar years, the
20 Secretary of State may discontinue the issuance of that special
21 license plate.

22 (f) Where special license plates have been discontinued
23 pursuant to subsection (d) or (e) of this Section, all
24 previously issued plates of that type shall be recalled. Owners
25 of vehicles which were registered with recalled plates shall
26 not be charged a reclassification or registration sticker

1 replacement plate fee upon the issuance of new plates for those
 2 vehicles.

3 (g) Any special plate that is authorized to be issued for
 4 motorcycles may also be issued for autocycles.

5 (Source: P.A. 97-409, eff. 1-1-12.)

6 (625 ILCS 5/3-806) (from Ch. 95 1/2, par. 3-806)

7 Sec. 3-806. Registration Fees; Motor Vehicles of the First
 8 Division. Every owner of any other motor vehicle of the first
 9 division, except as provided in Sections 3-804, 3-804.01,
 10 3-804.3, 3-805, 3-806.3, 3-806.7, and 3-808, and every second
 11 division vehicle weighing 8,000 pounds or less, shall pay the
 12 Secretary of State an annual registration fee at the following
 13 rates:

14 SCHEDULE OF REGISTRATION FEES

15 REQUIRED BY LAW

16 Beginning with the 2010 registration year

17 Annual

18 Fee

19 Motor vehicles of the first
 20 division other than

21 Autocycles,

22 Motorcycles, Motor Driven

23 Cycles and Pedalcycles \$98

24 Autocycles 68

1 Motorcycles, Motor Driven

2 Cycles and Pedalcycles 38

3 ~~A Beginning with the 2010 registration year~~ a \$1 surcharge
4 shall be collected in addition to the above fees for motor
5 vehicles of the first division, autocycles, motorcycles, motor
6 driven cycles, and pedalcycles to be deposited into the State
7 Police Vehicle Fund.

8 All of the proceeds of the additional fees imposed by
9 Public Act 96-34 shall be deposited into the Capital Projects
10 Fund.

11 ~~A Beginning with the 2014 registration year~~, a \$2 surcharge
12 shall be collected in addition to the above fees for motor
13 vehicles of the first division, autocycles, motorcycles, motor
14 driven cycles, and pedalcycles to be deposited into the Park
15 and Conservation Fund for the Department of Natural Resources
16 to use for conservation efforts. The monies deposited into the
17 Park and Conservation Fund under this Section shall not be
18 subject to administrative charges or chargebacks unless
19 otherwise authorized by this Act.

20 (Source: P.A. 97-412, eff. 1-1-12; 97-811, eff. 7-13-12;
21 97-1136, eff. 1-1-13; 98-463, eff. 8-16-13.)

22 (625 ILCS 5/3-806.1) (from Ch. 95 1/2, par. 3-806.1)

23 Sec. 3-806.1. Additional fees for vanity license plates. In
24 addition to the regular registration fee, an applicant for a
25 vanity license plate, other than a vanity plate in any military

1 series or a vanity plate issued under Section 3-664, shall be
2 charged \$94 for each set of vanity license plates issued to a
3 vehicle of the first division or a vehicle of the second
4 division registered at not more than 8,000 pounds or to a
5 recreational vehicle and \$50 for each set of vanity plates
6 issued to an autocycle or a motorcycle. In addition to the
7 regular renewal fee, an applicant for a vanity plate, other
8 than a vanity plate in any military series or a vanity plate
9 issued under Section 3-664, shall be charged \$13 for the
10 renewal of each set of vanity license plates. There shall be no
11 additional fees for a vanity license plate in any military
12 series of plates or a vanity plate issued under Section 3-664.
13 (Source: P.A. 95-287, eff. 1-1-08; 95-353, eff. 1-1-08; 95-876,
14 eff. 8-21-08.)

15 (625 ILCS 5/3-806.5)

16 Sec. 3-806.5. Additional fees for personalized license
17 plates. For registration periods commencing after December 31,
18 2003, in addition to the regular registration fee, an applicant
19 for a personalized license plate, other than a personalized
20 plate in any military series or a personalized plate issued
21 under Section 3-664, shall be charged \$47 for each set of
22 personalized license plates issued to a vehicle of the first
23 division or a vehicle of the second division registered at not
24 more than 8,000 pounds or to a recreational vehicle and \$25 for
25 each set of personalized plates issued to an autocycle or a

1 motorcycle. In addition to the regular renewal fee, an
2 applicant for a personalized plate other than a personalized
3 plate in any military series or a personalized plate issued
4 under Section 3-664, shall be charged \$7 for the renewal of
5 each set of personalized license plates. There shall be no
6 additional fees charged for a personalized plate in any
7 military series of plates or a personalized plate issued under
8 Section 3-664. Of the money received by the Secretary of State
9 as additional fees for personalized license plates, 50% shall
10 be deposited into the Secretary of State Special License Plate
11 Fund and 50% shall be deposited into the General Revenue Fund.

12 (Source: P.A. 95-287, eff. 1-1-08; 95-353, eff. 1-1-08; 95-876,
13 eff. 8-21-08.)

14 (625 ILCS 5/6-104) (from Ch. 95 1/2, par. 6-104)

15 Sec. 6-104. Classification of Driver - Special
16 Restrictions.

17 (a) A driver's license issued under the authority of this
18 Act shall indicate the classification for which the applicant
19 therefor has qualified by examination or by such other means
20 that the Secretary of State shall prescribe. Driver's license
21 classifications shall be prescribed by rule or regulation
22 promulgated by the Secretary of State and such may specify
23 classifications as to operation of motor vehicles of the first
24 division, or of those of the second division, whether operated
25 singly or in lawful combination, and whether for-hire or

1 not-for-hire, and may specify such other classifications as the
2 Secretary deems necessary.

3 No person shall operate a motor vehicle unless such person
4 has a valid license with a proper classification to permit the
5 operation of such vehicle, except that any person may operate a
6 moped if such person has a valid current Illinois driver's
7 license, regardless of classification.

8 (b) No person who is under the age of 21 years or has had
9 less than 1 year of driving experience shall drive: (1) in
10 connection with the operation of any school, day camp, summer
11 camp, or nursery school, any public or private motor vehicle
12 for transporting children to or from any school, day camp,
13 summer camp, or nursery school, or (2) any motor vehicle of the
14 second division when in use for the transportation of persons
15 for compensation.

16 (c) No person who is under the age of 18 years shall be
17 issued a license for the purpose of transporting property for
18 hire, or for the purpose of transporting persons for
19 compensation in a motor vehicle of the first division.

20 (d) No person shall drive: (1) a school bus when
21 transporting school children unless such person possesses a
22 valid school bus driver permit or is accompanied and
23 supervised, for the specific purpose of training prior to
24 routine operation of a school bus, by a person who has held a
25 valid school bus driver permit for at least one year; or (2)
26 any other vehicle owned or operated by or for a public or

1 private school, or a school operated by a religious
2 institution, where such vehicle is being used over a regularly
3 scheduled route for the transportation of persons enrolled as a
4 student in grade 12 or below, in connection with any activity
5 of the entities unless such person possesses a valid school bus
6 driver permit.

7 (d-5) No person may drive a bus that does not meet the
8 special requirements for school buses provided in Sections
9 12-801, 12-802, 12-803, and 12-805 of this Code that has been
10 chartered for the sole purpose of transporting students
11 regularly enrolled in grade 12 or below to or from
12 interscholastic athletic or interscholastic or school
13 sponsored activities unless the person has a valid and properly
14 classified commercial driver's license as provided in
15 subsection (c-1) of Section 6-508 of this Code in addition to
16 any other permit or license that is required to operate that
17 bus. This subsection (d-5) does not apply to any bus driver
18 employed by a public transportation provider authorized to
19 conduct local or interurban transportation of passengers when
20 the bus is not traveling a specific school bus route but is on
21 a regularly scheduled route for the transporting of other fare
22 paying passengers.

23 A person may operate a chartered bus described in this
24 subsection (d-5) if he or she is not disqualified from driving
25 a chartered bus of that type and if he or she holds a CDL that
26 is:

1 (1) issued to him or her by any other state or
2 jurisdiction in accordance with 49 CFR 383;

3 (2) not suspended, revoked, or canceled; and

4 (3) valid under 49 CFR 383, subpart F, for the type of
5 vehicle being driven.

6 A person may also operate a chartered bus described in this
7 subsection (d-5) if he or she holds a valid CDL and a valid
8 school bus driver permit that was issued on or before December
9 31, 2003.

10 (e) No person shall drive a religious organization bus
11 unless such person has a valid and properly classified drivers
12 license or a valid school bus driver permit.

13 (f) No person shall drive a motor vehicle for the purpose
14 of providing transportation for the elderly in connection with
15 the activities of any public or private organization unless
16 such person has a valid and properly classified driver's
17 license issued by the Secretary of State.

18 (g) No person shall drive a bus which meets the special
19 requirements for school buses provided in Section 12-801,
20 12-802, 12-803 and 12-805 of this Code for the purpose of
21 transporting persons 18 years of age or less in connection with
22 any youth camp licensed under the Youth Camp Act or any child
23 care facility licensed under the Child Care Act of 1969 unless
24 such person possesses a valid school bus driver permit or is
25 accompanied and supervised, for the specific purpose of
26 training prior to routine operation of a school bus, by a

1 person who has held a valid school bus driver permit for at
2 least one year; however, a person who has a valid and properly
3 classified driver's license issued by the Secretary of State
4 may operate a school bus for the purpose of transporting
5 persons 18 years of age or less in connection with any such
6 youth camp or child care facility if the "SCHOOL BUS" signs are
7 covered or concealed and the stop signal arm and flashing
8 signal systems are not operable through normal controls.

9 (h) No person shall operate an autocycle unless he or she
10 has a valid Class D driver's license.

11 (Source: P.A. 96-554, eff. 1-1-10.)

12 Section 99. Effective date. This Act takes effect January
13 1, 2015.