



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB5704

by Rep. Robert W. Pritchard

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-116.5

625 ILCS 5/6-903

625 ILCS 5/11-503

from Ch. 95 1/2, par. 6-903

from Ch. 95 1/2, par. 11-503

Amends the Illinois Vehicle Code. Provides that every driver shall report to the Secretary of State any medical condition that is likely to cause seizures within 10 days of the driver becoming aware of the condition. Includes seizures within the standard of physical disorders characterized by momentary or prolonged lapses of consciousness or control which constitute a limitation on a person's ability to operate a motor vehicle or causes the person to be a driving hazard. Provides that a person commits reckless driving when he or she knowingly drives a vehicle when that person has, within the preceding 3 months, experienced a loss of consciousness or a seizure that would interfere with the ability to safely operate a vehicle, unless the person's condition is controlled by medical treatment or medication. Effective January 1, 2017.

LRB099 16533 AXK 45095 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 6-116.5, 6-903, and 11-503 as follows:

6 (625 ILCS 5/6-116.5)

7 Sec. 6-116.5. Driver's duty to report medical condition.  
8 Every driver shall report to the Secretary any medical  
9 condition, as defined by the Driver's License Medical Review  
10 Law of 1992, that is likely to cause loss of consciousness,  
11 seizures, or any loss of ability to safely operate a motor  
12 vehicle within 10 days of the driver becoming aware of the  
13 condition. The Secretary, in conjunction with the Driver's  
14 License Medical Advisory Board, shall determine by  
15 administrative rule the temporary conditions not required to be  
16 reported under the provisions of this Section. All information  
17 furnished to the Secretary under the provisions of this Section  
18 shall be deemed confidential and for the privileged use of the  
19 Secretary in accordance with the provisions of subsection (j)  
20 of Section 2-123 of this Code.

21 (Source: P.A. 89-584, eff. 7-31-96.)

22 (625 ILCS 5/6-903) (from Ch. 95 1/2, par. 6-903)

1           Sec. 6-903. Standard for determining medical limitation;  
2 records.

3           (a) The Secretary in cooperation with the Board shall  
4 establish standards for determining the degree to which a  
5 person's medical condition constitutes a limitation to the  
6 person's ability to operate a motor vehicle or causes the  
7 person to be a driving hazard.

8           (b) The standards may include, but need not be limited to,  
9 the following:

10           (1) Physical disorders characterized by momentary or  
11 prolonged lapses of consciousness or control, including,  
12 but not limited to, seizures.

13           (2) Disorders and impairments affecting the  
14 cardiovascular functions.

15           (3) Musculoskeletal disabilities and disorders  
16 affecting musculoskeletal functions.

17           (4) Vision and disorders affecting vision.

18           (5) The use of or dependence upon alcohol or drugs.

19           (6) The extent to which compensatory aids and devices  
20 may be utilized.

21           (7) Conditions or disorders that medically impair a  
22 person's mental health.

23 (Source: P.A. 87-1249.)

24 (625 ILCS 5/11-503) (from Ch. 95 1/2, par. 11-503)

25 Sec. 11-503. Reckless driving; aggravated reckless

1 driving.

2 (a) A person commits reckless driving if he or she:

3 (1) drives any vehicle with a willful or wanton  
4 disregard for the safety of persons or property; ~~or~~

5 (2) knowingly drives a vehicle and uses an incline in a  
6 roadway, such as a railroad crossing, bridge approach, or  
7 hill, to cause the vehicle to become airborne; or-

8 (3) knowingly drives a vehicle when that person has,  
9 within the preceding 3 months, experienced a loss of  
10 consciousness or a seizure that would interfere with the  
11 ability to safely operate a vehicle, unless the person's  
12 condition is controlled by medical treatment or  
13 medication.

14 (b) Every person convicted of reckless driving shall be  
15 guilty of a Class A misdemeanor, except as provided under  
16 subsections (b-1), (c), and (d) of this Section.

17 (b-1) Except as provided in subsection (d), any person  
18 convicted of violating subsection (a), if the violation causes  
19 bodily harm to a child or a school crossing guard while the  
20 school crossing guard is performing his or her official duties,  
21 is guilty of a Class 4 felony.

22 (c) Every person convicted of committing a violation of  
23 subsection (a) shall be guilty of aggravated reckless driving  
24 if the violation results in great bodily harm or permanent  
25 disability or disfigurement to another. Except as provided in  
26 subsection (d) of this Section, aggravated reckless driving is

1 a Class 4 felony.

2 (d) Any person convicted of violating subsection (a), if  
3 the violation causes great bodily harm or permanent disability  
4 or disfigurement to a child or a school crossing guard while  
5 the school crossing guard is performing his or her official  
6 duties, is guilty of aggravated reckless driving. Aggravated  
7 reckless driving under this subsection (d) is a Class 3 felony.  
8 (Source: P.A. 95-467, eff. 6-1-08.)

9 Section 99. Effective date. This Act takes effect January  
10 1, 2017.