



Sen. Karen McConnaughay

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09900HB5704sam001

LRB099 16533 AXK 49109 a

1 AMENDMENT TO HOUSE BILL 5704

2 AMENDMENT NO. _____. Amend House Bill 5704 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing 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

1 furnished to the Secretary under the provisions of this Section
2 shall be deemed confidential and for the privileged use of the
3 Secretary in accordance with the provisions of subsection (j)
4 of Section 2-123 of this Code.

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

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

7 Sec. 6-903. Standard for determining medical limitation;
8 records.

9 (a) The Secretary in cooperation with the Board shall
10 establish standards for determining the degree to which a
11 person's medical condition constitutes a limitation to the
12 person's ability to operate a motor vehicle or causes the
13 person to be a driving hazard.

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

16 (1) Physical disorders characterized by momentary or
17 prolonged lapses of consciousness or control, including,
18 but not limited to, seizures.

19 (2) Disorders and impairments affecting the
20 cardiovascular functions.

21 (3) Musculoskeletal disabilities and disorders
22 affecting musculoskeletal functions.

23 (4) Vision and disorders affecting vision.

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

25 (6) The extent to which compensatory aids and devices

1 may be utilized.

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

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

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

6 Sec. 11-503. Reckless driving; aggravated reckless
7 driving.

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

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

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

14 (3) knowingly drives a vehicle and is involved in an
15 accident when:

16 (A) he or she has been diagnosed with a seizure
17 disorder that may interfere with his or her ability to
18 safely operate a vehicle;

19 (B) he or she failed to comply with a physician
20 recommendation or prescribed treatment, or failed to
21 take medication for the seizure disorder; and

22 (C) the failure to comply with a physician
23 recommendation or prescribed treatment, or the failure
24 to take medication, is the proximate cause of the
25 accident.

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

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

9 (c) Every person convicted of committing a violation of
10 subsection (a) shall be guilty of aggravated reckless driving
11 if the violation results in great bodily harm or permanent
12 disability or disfigurement to another. Except as provided in
13 subsection (d) of this Section, aggravated reckless driving is
14 a Class 4 felony.

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

22 Section 99. Effective date. This Act takes effect January
23 1, 2017."