



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5976

by Rep. John M. Cabello

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-106.1a	
625 ILCS 5/6-517	from Ch. 95 1/2, par. 6-517
625 ILCS 5/11-501.1	
625 ILCS 5/11-501.6	from Ch. 95 1/2, par. 11-501.6
625 ILCS 5/11-501.8	

Amends the Illinois Vehicle Code. Provides that if effectuating a written acknowledgment from a person requested to submit to a test for driving under the influence of drugs or alcohol would pose a clear and imminent risk of great bodily harm to the officer, the person requested, or another person, the officer shall document the incident in a police report in lieu of acquiring a written acknowledgement. Provides that if a person requested to submit to a test is incapacitated or unconscious, the officer shall make a written notation that the person was unable to acknowledge in writing and document the incident in a police report.

LRB099 16446 RJF 40779 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 6-106.1a, 6-517, 11-501.1, 11-501.6, and 11-501.8 as
6 follows:

7 (625 ILCS 5/6-106.1a)

8 Sec. 6-106.1a. Cancellation of school bus driver permit;
9 trace of alcohol.

10 (a) A person who has been issued a school bus driver permit
11 by the Secretary of State in accordance with Section 6-106.1 of
12 this Code and who drives or is in actual physical control of a
13 school bus or any other vehicle owned or operated by or for a
14 public or private school, or a school operated by a religious
15 institution, when the vehicle is being used over a regularly
16 scheduled route for the transportation of persons enrolled as
17 students in grade 12 or below, in connection with any activity
18 of the entities listed, upon the public highways of this State
19 shall be deemed to have given consent to a chemical test or
20 tests of blood, breath, or urine for the purpose of determining
21 the alcohol content of the person's blood if arrested, as
22 evidenced by the issuance of a Uniform Traffic Ticket for any
23 violation of this Code or a similar provision of a local

1 ordinance, if a police officer has probable cause to believe
2 that the driver has consumed any amount of an alcoholic
3 beverage based upon evidence of the driver's physical condition
4 or other first hand knowledge of the police officer. The test
5 or tests shall be administered at the direction of the
6 arresting officer. The law enforcement agency employing the
7 officer shall designate which of the aforesaid tests shall be
8 administered. A urine test may be administered even after a
9 blood or breath test or both has been administered.

10 (b) A person who is dead, unconscious, or who is otherwise
11 in a condition rendering that person incapable of refusal,
12 shall be deemed not to have withdrawn the consent provided by
13 paragraph (a) of this Section and the test or tests may be
14 administered subject to the following provisions:

15 (1) Chemical analysis of the person's blood, urine,
16 breath, or other substance, to be considered valid under
17 the provisions of this Section, shall have been performed
18 according to standards promulgated by the Department of
19 State Police by an individual possessing a valid permit
20 issued by the Department of State Police for this purpose.
21 The Director of State Police is authorized to approve
22 satisfactory techniques or methods, to ascertain the
23 qualifications and competence of individuals to conduct
24 analyses, to issue permits that shall be subject to
25 termination or revocation at the direction of the
26 Department of State Police, and to certify the accuracy of

1 breath testing equipment. The Department of State Police
2 shall prescribe rules as necessary.

3 (2) When a person submits to a blood test at the
4 request of a law enforcement officer under the provisions
5 of this Section, only a physician authorized to practice
6 medicine, a licensed physician assistant, a licensed
7 advanced practice nurse, a registered nurse, or other
8 qualified person trained in venipuncture and acting under
9 the direction of a licensed physician may withdraw blood
10 for the purpose of determining the alcohol content. This
11 limitation does not apply to the taking of breath or urine
12 specimens.

13 (3) The person tested may have a physician, qualified
14 technician, chemist, registered nurse, or other qualified
15 person of his or her own choosing administer a chemical
16 test or tests in addition to any test or tests administered
17 at the direction of a law enforcement officer. The test
18 administered at the request of the person may be admissible
19 into evidence at a hearing conducted in accordance with
20 Section 2-118 of this Code. The failure or inability to
21 obtain an additional test by a person shall not preclude
22 the consideration of the previously performed chemical
23 test.

24 (4) Upon a request of the person who submits to a
25 chemical test or tests at the request of a law enforcement
26 officer, full information concerning the test or tests

1 shall be made available to the person or that person's
2 attorney by the requesting law enforcement agency within 72
3 hours of receipt of the test result.

4 (5) Alcohol concentration means either grams of
5 alcohol per 100 milliliters of blood or grams of alcohol
6 per 210 liters of breath.

7 (6) If a driver is receiving medical treatment as a
8 result of a motor vehicle accident, a physician licensed to
9 practice medicine, licensed physician assistant, licensed
10 advanced practice nurse, registered nurse, or other
11 qualified person trained in venipuncture and acting under
12 the direction of a licensed physician shall withdraw blood
13 for testing purposes to ascertain the presence of alcohol
14 upon the specific request of a law enforcement officer.
15 However, that testing shall not be performed until, in the
16 opinion of the medical personnel on scene, the withdrawal
17 can be made without interfering with or endangering the
18 well-being of the patient.

19 (c) A person requested to submit to a test as provided in
20 this Section shall be warned by the law enforcement officer
21 requesting the test that a refusal to submit to the test, or
22 submission to the test resulting in an alcohol concentration of
23 more than 0.00, may result in the loss of that person's
24 privilege to possess a school bus driver permit. The loss of
25 the individual's privilege to possess a school bus driver
26 permit shall be imposed in accordance with Section 6-106.1b of

1 this Code. A person requested to submit to a test under this
2 Section shall also acknowledge, in writing, receipt of the
3 warning required under this subsection (c). If the person
4 refuses to acknowledge receipt of the warning, the law
5 enforcement officer shall make a written notation on the
6 warning that the person refused to sign the warning. A person's
7 refusal to sign the warning shall not be evidence that the
8 person was not read the warning. If effectuating a written
9 acknowledgment from a person requested to submit to a test
10 under this Section would pose a clear and imminent risk of
11 great bodily harm to the officer, the person requested, or
12 another person, the officer shall document the incident in a
13 police report in lieu of acquiring a written acknowledgement.
14 If a person requested to submit to a test is incapacitated or
15 unconscious, the officer shall make a written notation that the
16 person was unable to acknowledge in writing and document the
17 incident in a police report.

18 (d) If the person refuses testing or submits to a test that
19 discloses an alcohol concentration of more than 0.00, the law
20 enforcement officer shall immediately submit a sworn report to
21 the Secretary of State on a form prescribed by the Secretary of
22 State certifying that the test or tests were requested under
23 subsection (a) and the person refused to submit to a test or
24 tests or submitted to testing which disclosed an alcohol
25 concentration of more than 0.00. The law enforcement officer
26 shall submit the same sworn report when a person who has been

1 issued a school bus driver permit and who was operating a
2 school bus or any other vehicle owned or operated by or for a
3 public or private school, or a school operated by a religious
4 institution, when the vehicle is being used over a regularly
5 scheduled route for the transportation of persons enrolled as
6 students in grade 12 or below, in connection with any activity
7 of the entities listed, submits to testing under Section
8 11-501.1 of this Code and the testing discloses an alcohol
9 concentration of more than 0.00 and less than the alcohol
10 concentration at which driving or being in actual physical
11 control of a motor vehicle is prohibited under paragraph (1) of
12 subsection (a) of Section 11-501.

13 Upon receipt of the sworn report of a law enforcement
14 officer, the Secretary of State shall enter the school bus
15 driver permit sanction on the individual's driving record and
16 the sanction shall be effective on the 46th day following the
17 date notice of the sanction was given to the person.

18 The law enforcement officer submitting the sworn report
19 shall serve immediate notice of this school bus driver permit
20 sanction on the person and the sanction shall be effective on
21 the 46th day following the date notice was given.

22 In cases where the blood alcohol concentration of more than
23 0.00 is established by a subsequent analysis of blood or urine,
24 the police officer or arresting agency shall give notice as
25 provided in this Section or by deposit in the United States
26 mail of that notice in an envelope with postage prepaid and

1 addressed to that person at his or her last known address and
2 the loss of the school bus driver permit shall be effective on
3 the 46th day following the date notice was given.

4 Upon receipt of the sworn report of a law enforcement
5 officer, the Secretary of State shall also give notice of the
6 school bus driver permit sanction to the driver and the
7 driver's current employer by mailing a notice of the effective
8 date of the sanction to the individual. However, shall the
9 sworn report be defective by not containing sufficient
10 information or be completed in error, the notice of the school
11 bus driver permit sanction may not be mailed to the person or
12 his current employer or entered to the driving record, but
13 rather the sworn report shall be returned to the issuing law
14 enforcement agency.

15 (e) A driver may contest this school bus driver permit
16 sanction by requesting an administrative hearing with the
17 Secretary of State in accordance with Section 2-118 of this
18 Code. An individual whose blood alcohol concentration is shown
19 to be more than 0.00 is not subject to this Section if he or she
20 consumed alcohol in the performance of a religious service or
21 ceremony. An individual whose blood alcohol concentration is
22 shown to be more than 0.00 shall not be subject to this Section
23 if the individual's blood alcohol concentration resulted only
24 from ingestion of the prescribed or recommended dosage of
25 medicine that contained alcohol. The petition for that hearing
26 shall not stay or delay the effective date of the impending

1 suspension. The scope of this hearing shall be limited to the
2 issues of:

3 (1) whether the police officer had probable cause to
4 believe that the person was driving or in actual physical
5 control of a school bus or any other vehicle owned or
6 operated by or for a public or private school, or a school
7 operated by a religious institution, when the vehicle is
8 being used over a regularly scheduled route for the
9 transportation of persons enrolled as students in grade 12
10 or below, in connection with any activity of the entities
11 listed, upon the public highways of the State and the
12 police officer had reason to believe that the person was in
13 violation of any provision of this Code or a similar
14 provision of a local ordinance; and

15 (2) whether the person was issued a Uniform Traffic
16 Ticket for any violation of this Code or a similar
17 provision of a local ordinance; and

18 (3) whether the police officer had probable cause to
19 believe that the driver had consumed any amount of an
20 alcoholic beverage based upon the driver's physical
21 actions or other first-hand knowledge of the police
22 officer; and

23 (4) whether the person, after being advised by the
24 officer that the privilege to possess a school bus driver
25 permit would be canceled if the person refused to submit to
26 and complete the test or tests, did refuse to submit to or

1 complete the test or tests to determine the person's
2 alcohol concentration; and

3 (5) whether the person, after being advised by the
4 officer that the privileges to possess a school bus driver
5 permit would be canceled if the person submits to a
6 chemical test or tests and the test or tests disclose an
7 alcohol concentration of more than 0.00 and the person did
8 submit to and complete the test or tests that determined an
9 alcohol concentration of more than 0.00; and

10 (6) whether the test result of an alcohol concentration
11 of more than 0.00 was based upon the person's consumption
12 of alcohol in the performance of a religious service or
13 ceremony; and

14 (7) whether the test result of an alcohol concentration
15 of more than 0.00 was based upon the person's consumption
16 of alcohol through ingestion of the prescribed or
17 recommended dosage of medicine.

18 The Secretary of State may adopt administrative rules
19 setting forth circumstances under which the holder of a school
20 bus driver permit is not required to appear in person at the
21 hearing.

22 Provided that the petitioner may subpoena the officer, the
23 hearing may be conducted upon a review of the law enforcement
24 officer's own official reports. Failure of the officer to
25 answer the subpoena shall be grounds for a continuance if, in
26 the hearing officer's discretion, the continuance is

1 appropriate. At the conclusion of the hearing held under
2 Section 2-118 of this Code, the Secretary of State may rescind,
3 continue, or modify the school bus driver permit sanction.

4 (f) The results of any chemical testing performed in
5 accordance with subsection (a) of this Section are not
6 admissible in any civil or criminal proceeding, except that the
7 results of the testing may be considered at a hearing held
8 under Section 2-118 of this Code. However, the results of the
9 testing may not be used to impose driver's license sanctions
10 under Section 11-501.1 of this Code. A law enforcement officer
11 may, however, pursue a statutory summary suspension or
12 revocation of driving privileges under Section 11-501.1 of this
13 Code if other physical evidence or first hand knowledge forms
14 the basis of that suspension or revocation.

15 (g) This Section applies only to drivers who have been
16 issued a school bus driver permit in accordance with Section
17 6-106.1 of this Code at the time of the issuance of the Uniform
18 Traffic Ticket for a violation of this Code or a similar
19 provision of a local ordinance, and a chemical test request is
20 made under this Section.

21 (h) The action of the Secretary of State in suspending,
22 revoking, canceling, or denying any license, permit,
23 registration, or certificate of title shall be subject to
24 judicial review in the Circuit Court of Sangamon County or in
25 the Circuit Court of Cook County, and the provisions of the
26 Administrative Review Law and its rules are hereby adopted and

1 shall apply to and govern every action for the judicial review
2 of final acts or decisions of the Secretary of State under this
3 Section.

4 (Source: P.A. 99-467, eff. 1-1-16.)

5 (625 ILCS 5/6-517) (from Ch. 95 1/2, par. 6-517)

6 Sec. 6-517. Commercial driver; implied consent warnings.

7 (a) Any person driving a commercial motor vehicle who is
8 requested by a police officer, pursuant to Section 6-516, to
9 submit to a chemical test or tests to determine the alcohol
10 concentration or any amount of a drug, substance, or compound
11 resulting from the unlawful use or consumption of cannabis
12 listed in the Cannabis Control Act, a controlled substance
13 listed in the Illinois Controlled Substances Act, an
14 intoxicating compound listed in the Use of Intoxicating
15 Compounds Act, or methamphetamine as listed in the
16 Methamphetamine Control and Community Protection Act in such
17 person's system, must be warned by the police officer
18 requesting the test or tests that a refusal to submit to the
19 test or tests will result in that person being immediately
20 placed out-of-service for a period of 24 hours and being
21 disqualified from operating a commercial motor vehicle for a
22 period of not less than 12 months; the person shall also be
23 warned that if such person submits to testing which discloses
24 an alcohol concentration of greater than 0.00 but less than
25 0.04 or any amount of a drug, substance, or compound in such

1 person's blood or urine resulting from the unlawful use or
2 consumption of cannabis listed in the Cannabis Control Act, a
3 controlled substance listed in the Illinois Controlled
4 Substances Act, an intoxicating compound listed in the Use of
5 Intoxicating Compounds Act, or methamphetamine as listed in the
6 Methamphetamine Control and Community Protection Act, such
7 person shall be placed immediately out-of-service for a period
8 of 24 hours; if the person submits to testing which discloses
9 an alcohol concentration of 0.04 or more or any amount of a
10 drug, substance, or compound in such person's blood or urine
11 resulting from the unlawful use or consumption of cannabis
12 listed in the Cannabis Control Act, a controlled substance
13 listed in the Illinois Controlled Substances Act, an
14 intoxicating compound listed in the Use of Intoxicating
15 Compounds Act, or methamphetamine as listed in the
16 Methamphetamine Control and Community Protection Act, such
17 person shall be placed immediately out-of-service and
18 disqualified from driving a commercial motor vehicle for a
19 period of at least 12 months; also the person shall be warned
20 that if such testing discloses an alcohol concentration of
21 0.08, or more or any amount of a drug, substance, or compound
22 in such person's blood or urine resulting from the unlawful use
23 or consumption of cannabis listed in the Cannabis Control Act,
24 a controlled substance listed in the Illinois Controlled
25 Substances Act, an intoxicating compound listed in the Use of
26 Intoxicating Compounds Act, or methamphetamine as listed in the

1 Methamphetamine Control and Community Protection Act, in
2 addition to the person being immediately placed out-of-service
3 and disqualified for 12 months as provided in this UCDLA, the
4 results of such testing shall also be admissible in
5 prosecutions for violations of Section 11-501 of this Code, or
6 similar violations of local ordinances, however, such results
7 shall not be used to impose any driving sanctions pursuant to
8 Section 11-501.1 of this Code.

9 The person shall also be warned that any disqualification
10 imposed pursuant to this Section, shall be for life for any
11 such offense or refusal, or combination thereof; including a
12 conviction for violating Section 11-501 while driving a
13 commercial motor vehicle, or similar provisions of local
14 ordinances, committed a second time involving separate
15 incidents.

16 A person requested to submit to a test shall also
17 acknowledge, in writing, receipt of the warning required under
18 this Section. If the person refuses to acknowledge receipt of
19 the warning, the police officer shall make a written notation
20 on the warning that the person refused to sign the warning. A
21 person's refusal to sign the warning shall not be evidence that
22 the person was not read the warning. If effectuating a written
23 acknowledgment from a person requested to submit to a test
24 would pose a clear and imminent risk of great bodily harm to
25 the officer, the person requested, or another person, the
26 officer shall document the incident in a police report in lieu

1 of acquiring a written acknowledgement. If a person requested
2 to submit to a test is incapacitated or unconscious, the
3 officer shall make a written notation that the person was
4 unable to acknowledge in writing and document the incident in a
5 police report.

6 (b) If the person refuses or fails to complete testing, or
7 submits to a test which discloses an alcohol concentration of
8 at least 0.04, or any amount of a drug, substance, or compound
9 in such person's blood or urine resulting from the unlawful use
10 or consumption of cannabis listed in the Cannabis Control Act,
11 a controlled substance listed in the Illinois Controlled
12 Substances Act, an intoxicating compound listed in the Use of
13 Intoxicating Compounds Act, or methamphetamine as listed in the
14 Methamphetamine Control and Community Protection Act, the law
15 enforcement officer must submit a Sworn Report to the Secretary
16 of State, in a form prescribed by the Secretary, certifying
17 that the test or tests was requested pursuant to paragraph (a);
18 that the person was warned, as provided in paragraph (a) and
19 that such person refused to submit to or failed to complete
20 testing, or submitted to a test which disclosed an alcohol
21 concentration of 0.04 or more, or any amount of a drug,
22 substance, or compound in such person's blood or urine
23 resulting from the unlawful use or consumption of cannabis
24 listed in the Cannabis Control Act, a controlled substance
25 listed in the Illinois Controlled Substances Act, an
26 intoxicating compound listed in the Use of Intoxicating

1 Compounds Act, or methamphetamine as listed in the
2 Methamphetamine Control and Community Protection Act.

3 (c) The police officer submitting the Sworn Report under
4 this Section shall serve notice of the CDL disqualification on
5 the person and such CDL disqualification shall be effective as
6 provided in paragraph (d). In cases where the blood alcohol
7 concentration of 0.04 or more, or any amount of a drug,
8 substance, or compound in such person's blood or urine
9 resulting from the unlawful use or consumption of cannabis
10 listed in the Cannabis Control Act, a controlled substance
11 listed in the Illinois Controlled Substances Act, an
12 intoxicating compound listed in the Use of Intoxicating
13 Compounds Act, or methamphetamine as listed in the
14 Methamphetamine Control and Community Protection Act, is
15 established by subsequent analysis of blood or urine collected
16 at the time of the request, the police officer shall give
17 notice as provided in this Section or by deposit in the United
18 States mail of such notice as provided in this Section or by
19 deposit in the United States mail of such notice in an envelope
20 with postage prepaid and addressed to such person's domiciliary
21 address as shown on the Sworn Report and the CDL
22 disqualification shall begin as provided in paragraph (d).

23 (d) The CDL disqualification referred to in this Section
24 shall take effect on the 46th day following the date the Sworn
25 Report was given to the affected person.

26 (e) Upon receipt of the Sworn Report from the police

1 officer, the Secretary of State shall disqualify the person
2 from driving any commercial motor vehicle and shall confirm the
3 CDL disqualification by mailing the notice of the effective
4 date to the person. However, should the Sworn Report be
5 defective by not containing sufficient information or be
6 completed in error, the confirmation of the CDL
7 disqualification shall not be mailed to the affected person or
8 entered into the record, instead the Sworn Report shall be
9 forwarded to the issuing agency identifying any such defect.

10 (Source: P.A. 99-467, eff. 1-1-16.)

11 (625 ILCS 5/11-501.1)

12 Sec. 11-501.1. Suspension of drivers license; statutory
13 summary alcohol, other drug or drugs, or intoxicating compound
14 or compounds related suspension or revocation; implied
15 consent.

16 (a) Any person who drives or is in actual physical control
17 of a motor vehicle upon the public highways of this State shall
18 be deemed to have given consent, subject to the provisions of
19 Section 11-501.2, to a chemical test or tests of blood, breath,
20 or urine for the purpose of determining the content of alcohol,
21 other drug or drugs, or intoxicating compound or compounds or
22 any combination thereof in the person's blood if arrested, as
23 evidenced by the issuance of a Uniform Traffic Ticket, for any
24 offense as defined in Section 11-501 or a similar provision of
25 a local ordinance, or if arrested for violating Section 11-401.

1 If a law enforcement officer has probable cause to believe the
2 person was under the influence of alcohol, other drug or drugs,
3 intoxicating compound or compounds, or any combination
4 thereof, the law enforcement officer shall request a chemical
5 test or tests which shall be administered at the direction of
6 the arresting officer. The law enforcement agency employing the
7 officer shall designate which of the aforesaid tests shall be
8 administered. A urine test may be administered even after a
9 blood or breath test or both has been administered. For
10 purposes of this Section, an Illinois law enforcement officer
11 of this State who is investigating the person for any offense
12 defined in Section 11-501 may travel into an adjoining state,
13 where the person has been transported for medical care, to
14 complete an investigation and to request that the person submit
15 to the test or tests set forth in this Section. The
16 requirements of this Section that the person be arrested are
17 inapplicable, but the officer shall issue the person a Uniform
18 Traffic Ticket for an offense as defined in Section 11-501 or a
19 similar provision of a local ordinance prior to requesting that
20 the person submit to the test or tests. The issuance of the
21 Uniform Traffic Ticket shall not constitute an arrest, but
22 shall be for the purpose of notifying the person that he or she
23 is subject to the provisions of this Section and of the
24 officer's belief of the existence of probable cause to arrest.
25 Upon returning to this State, the officer shall file the
26 Uniform Traffic Ticket with the Circuit Clerk of the county

1 where the offense was committed, and shall seek the issuance of
2 an arrest warrant or a summons for the person.

3 (a-5) (Blank).

4 (b) Any person who is dead, unconscious, or who is
5 otherwise in a condition rendering the person incapable of
6 refusal, shall be deemed not to have withdrawn the consent
7 provided by paragraph (a) of this Section and the test or tests
8 may be administered, subject to the provisions of Section
9 11-501.2.

10 (c) A person requested to submit to a test as provided
11 above shall be warned by the law enforcement officer requesting
12 the test that a refusal to submit to the test will result in
13 the statutory summary suspension of the person's privilege to
14 operate a motor vehicle, as provided in Section 6-208.1 of this
15 Code, and will also result in the disqualification of the
16 person's privilege to operate a commercial motor vehicle, as
17 provided in Section 6-514 of this Code, if the person is a CDL
18 holder. The person shall also be warned that a refusal to
19 submit to the test, when the person was involved in a motor
20 vehicle accident that caused personal injury or death to
21 another, will result in the statutory summary revocation of the
22 person's privilege to operate a motor vehicle, as provided in
23 Section 6-208.1, and will also result in the disqualification
24 of the person's privilege to operate a commercial motor
25 vehicle, as provided in Section 6-514 of this Code, if the
26 person is a CDL holder. The person shall also be warned by the

1 law enforcement officer that if the person submits to the test
2 or tests provided in paragraph (a) of this Section and the
3 alcohol concentration in the person's blood or breath is 0.08
4 or greater, or any amount of a drug, substance, or compound
5 resulting from the unlawful use or consumption of cannabis as
6 covered by the Cannabis Control Act, a controlled substance
7 listed in the Illinois Controlled Substances Act, an
8 intoxicating compound listed in the Use of Intoxicating
9 Compounds Act, or methamphetamine as listed in the
10 Methamphetamine Control and Community Protection Act is
11 detected in the person's blood or urine, a statutory summary
12 suspension of the person's privilege to operate a motor
13 vehicle, as provided in Sections 6-208.1 and 11-501.1 of this
14 Code, and a disqualification of the person's privilege to
15 operate a commercial motor vehicle, as provided in Section
16 6-514 of this Code, if the person is a CDL holder, will be
17 imposed.

18 A person who is under the age of 21 at the time the person
19 is requested to submit to a test as provided above shall, in
20 addition to the warnings provided for in this Section, be
21 further warned by the law enforcement officer requesting the
22 test that if the person submits to the test or tests provided
23 in paragraph (a) of this Section and the alcohol concentration
24 in the person's blood or breath is greater than 0.00 and less
25 than 0.08, a suspension of the person's privilege to operate a
26 motor vehicle, as provided under Sections 6-208.2 and 11-501.8

1 of this Code, will be imposed. The results of this test shall
2 be admissible in a civil or criminal action or proceeding
3 arising from an arrest for an offense as defined in Section
4 11-501 of this Code or a similar provision of a local ordinance
5 or pursuant to Section 11-501.4 in prosecutions for reckless
6 homicide brought under the Criminal Code of 1961 or the
7 Criminal Code of 2012. These test results, however, shall be
8 admissible only in actions or proceedings directly related to
9 the incident upon which the test request was made.

10 A person requested to submit to a test shall also
11 acknowledge, in writing, receipt of the warning required under
12 this Section. If the person refuses to acknowledge receipt of
13 the warning, the law enforcement officer shall make a written
14 notation on the warning that the person refused to sign the
15 warning. A person's refusal to sign the warning shall not be
16 evidence that the person was not read the warning. If
17 effectuating a written acknowledgment from a person requested
18 to submit to a test would pose a clear and imminent risk of
19 great bodily harm to the officer, the person requested, or
20 another person, the officer shall document the incident in a
21 police report in lieu of acquiring a written acknowledgement.
22 If a person requested to submit to a test is incapacitated or
23 unconscious, the officer shall make a written notation that the
24 person was unable to acknowledge in writing and document the
25 incident in a police report.

26 (d) If the person refuses testing or submits to a test that

1 discloses an alcohol concentration of 0.08 or more, or any
2 amount of a drug, substance, or intoxicating compound in the
3 person's breath, blood, or urine resulting from the unlawful
4 use or consumption of cannabis listed in the Cannabis Control
5 Act, a controlled substance listed in the Illinois Controlled
6 Substances Act, an intoxicating compound listed in the Use of
7 Intoxicating Compounds Act, or methamphetamine as listed in the
8 Methamphetamine Control and Community Protection Act, the law
9 enforcement officer shall immediately submit a sworn report to
10 the circuit court of venue and the Secretary of State,
11 certifying that the test or tests was or were requested under
12 paragraph (a) and the person refused to submit to a test, or
13 tests, or submitted to testing that disclosed an alcohol
14 concentration of 0.08 or more.

15 (e) Upon receipt of the sworn report of a law enforcement
16 officer submitted under paragraph (d), the Secretary of State
17 shall enter the statutory summary suspension or revocation and
18 disqualification for the periods specified in Sections 6-208.1
19 and 6-514, respectively, and effective as provided in paragraph
20 (g).

21 If the person is a first offender as defined in Section
22 11-500 of this Code, and is not convicted of a violation of
23 Section 11-501 of this Code or a similar provision of a local
24 ordinance, then reports received by the Secretary of State
25 under this Section shall, except during the actual time the
26 Statutory Summary Suspension is in effect, be privileged

1 information and for use only by the courts, police officers,
2 prosecuting authorities or the Secretary of State, unless the
3 person is a CDL holder, is operating a commercial motor vehicle
4 or vehicle required to be placarded for hazardous materials, in
5 which case the suspension shall not be privileged. Reports
6 received by the Secretary of State under this Section shall
7 also be made available to the parent or guardian of a person
8 under the age of 18 years that holds an instruction permit or a
9 graduated driver's license, regardless of whether the
10 statutory summary suspension is in effect. A statutory summary
11 revocation shall not be privileged information.

12 (f) The law enforcement officer submitting the sworn report
13 under paragraph (d) shall serve immediate notice of the
14 statutory summary suspension or revocation on the person and
15 the suspension or revocation and disqualification shall be
16 effective as provided in paragraph (g).

17 (1) In cases where the blood alcohol concentration of
18 0.08 or greater or any amount of a drug, substance, or
19 compound resulting from the unlawful use or consumption of
20 cannabis as covered by the Cannabis Control Act, a
21 controlled substance listed in the Illinois Controlled
22 Substances Act, an intoxicating compound listed in the Use
23 of Intoxicating Compounds Act, or methamphetamine as
24 listed in the Methamphetamine Control and Community
25 Protection Act is established by a subsequent analysis of
26 blood or urine collected at the time of arrest, the

1 arresting officer or arresting agency shall give notice as
2 provided in this Section or by deposit in the United States
3 mail of the notice in an envelope with postage prepaid and
4 addressed to the person at his address as shown on the
5 Uniform Traffic Ticket and the statutory summary
6 suspension and disqualification shall begin as provided in
7 paragraph (g). The officer shall confiscate any Illinois
8 driver's license or permit on the person at the time of
9 arrest. If the person has a valid driver's license or
10 permit, the officer shall issue the person a receipt, in a
11 form prescribed by the Secretary of State, that will allow
12 that person to drive during the periods provided for in
13 paragraph (g). The officer shall immediately forward the
14 driver's license or permit to the circuit court of venue
15 along with the sworn report provided for in paragraph (d).

16 (2) (Blank).

17 (g) The statutory summary suspension or revocation and
18 disqualification referred to in this Section shall take effect
19 on the 46th day following the date the notice of the statutory
20 summary suspension or revocation was given to the person.

21 (h) The following procedure shall apply whenever a person
22 is arrested for any offense as defined in Section 11-501 or a
23 similar provision of a local ordinance:

24 Upon receipt of the sworn report from the law enforcement
25 officer, the Secretary of State shall confirm the statutory
26 summary suspension or revocation by mailing a notice of the

1 effective date of the suspension or revocation to the person
2 and the court of venue. The Secretary of State shall also mail
3 notice of the effective date of the disqualification to the
4 person. However, should the sworn report be defective by not
5 containing sufficient information or be completed in error, the
6 confirmation of the statutory summary suspension or revocation
7 shall not be mailed to the person or entered to the record;
8 instead, the sworn report shall be forwarded to the court of
9 venue with a copy returned to the issuing agency identifying
10 any defect.

11 (i) As used in this Section, "personal injury" includes any
12 Type A injury as indicated on the traffic accident report
13 completed by a law enforcement officer that requires immediate
14 professional attention in either a doctor's office or a medical
15 facility. A Type A injury includes severely bleeding wounds,
16 distorted extremities, and injuries that require the injured
17 party to be carried from the scene.

18 (Source: P.A. 98-122, eff. 1-1-14; 98-1172, eff. 1-12-15;
19 99-467, eff. 1-1-16.)

20 (625 ILCS 5/11-501.6) (from Ch. 95 1/2, par. 11-501.6)

21 Sec. 11-501.6. Driver involvement in personal injury or
22 fatal motor vehicle accident; chemical test.

23 (a) Any person who drives or is in actual control of a
24 motor vehicle upon the public highways of this State and who
25 has been involved in a personal injury or fatal motor vehicle

1 accident, shall be deemed to have given consent to a breath
2 test using a portable device as approved by the Department of
3 State Police or to a chemical test or tests of blood, breath,
4 or urine for the purpose of determining the content of alcohol,
5 other drug or drugs, or intoxicating compound or compounds of
6 such person's blood if arrested as evidenced by the issuance of
7 a Uniform Traffic Ticket for any violation of the Illinois
8 Vehicle Code or a similar provision of a local ordinance, with
9 the exception of equipment violations contained in Chapter 12
10 of this Code, or similar provisions of local ordinances. The
11 test or tests shall be administered at the direction of the
12 arresting officer. The law enforcement agency employing the
13 officer shall designate which of the aforesaid tests shall be
14 administered. A urine test may be administered even after a
15 blood or breath test or both has been administered. Compliance
16 with this Section does not relieve such person from the
17 requirements of Section 11-501.1 of this Code.

18 (b) Any person who is dead, unconscious or who is otherwise
19 in a condition rendering such person incapable of refusal shall
20 be deemed not to have withdrawn the consent provided by
21 subsection (a) of this Section. In addition, if a driver of a
22 vehicle is receiving medical treatment as a result of a motor
23 vehicle accident, any physician licensed to practice medicine,
24 licensed physician assistant, licensed advanced practice
25 nurse, registered nurse or a phlebotomist acting under the
26 direction of a licensed physician shall withdraw blood for

1 testing purposes to ascertain the presence of alcohol, other
2 drug or drugs, or intoxicating compound or compounds, upon the
3 specific request of a law enforcement officer. However, no such
4 testing shall be performed until, in the opinion of the medical
5 personnel on scene, the withdrawal can be made without
6 interfering with or endangering the well-being of the patient.

7 (c) A person requested to submit to a test as provided
8 above shall be warned by the law enforcement officer requesting
9 the test that a refusal to submit to the test, or submission to
10 the test resulting in an alcohol concentration of 0.08 or more,
11 or any amount of a drug, substance, or intoxicating compound
12 resulting from the unlawful use or consumption of cannabis, as
13 covered by the Cannabis Control Act, a controlled substance
14 listed in the Illinois Controlled Substances Act, an
15 intoxicating compound listed in the Use of Intoxicating
16 Compounds Act, or methamphetamine as listed in the
17 Methamphetamine Control and Community Protection Act as
18 detected in such person's blood or urine, may result in the
19 suspension of such person's privilege to operate a motor
20 vehicle and may result in the disqualification of the person's
21 privilege to operate a commercial motor vehicle, as provided in
22 Section 6-514 of this Code, if the person is a CDL holder. The
23 length of the suspension shall be the same as outlined in
24 Section 6-208.1 of this Code regarding statutory summary
25 suspensions.

26 A person requested to submit to a test shall also

1 acknowledge, in writing, receipt of the warning required under
2 this Section. If the person refuses to acknowledge receipt of
3 the warning, the law enforcement officer shall make a written
4 notation on the warning that the person refused to sign the
5 warning. A person's refusal to sign the warning shall not be
6 evidence that the person was not read the warning. If
7 effectuating a written acknowledgment from a person requested
8 to submit to a test would pose a clear and imminent risk of
9 great bodily harm to the officer, the person requested, or
10 another person, the officer shall document the incident in a
11 police report in lieu of acquiring a written acknowledgement.
12 If a person requested to submit to a test is incapacitated or
13 unconscious, the officer shall make a written notation that the
14 person was unable to acknowledge in writing and document the
15 incident in a police report.

16 (d) If the person refuses testing or submits to a test
17 which discloses an alcohol concentration of 0.08 or more, or
18 any amount of a drug, substance, or intoxicating compound in
19 such person's blood or urine resulting from the unlawful use or
20 consumption of cannabis listed in the Cannabis Control Act, a
21 controlled substance listed in the Illinois Controlled
22 Substances Act, an intoxicating compound listed in the Use of
23 Intoxicating Compounds Act, or methamphetamine as listed in the
24 Methamphetamine Control and Community Protection Act, the law
25 enforcement officer shall immediately submit a sworn report to
26 the Secretary of State on a form prescribed by the Secretary,

1 certifying that the test or tests were requested pursuant to
2 subsection (a) and the person refused to submit to a test or
3 tests or submitted to testing which disclosed an alcohol
4 concentration of 0.08 or more, or any amount of a drug,
5 substance, or intoxicating compound in such person's blood or
6 urine, resulting from the unlawful use or consumption of
7 cannabis listed in the Cannabis Control Act, a controlled
8 substance listed in the Illinois Controlled Substances Act, an
9 intoxicating compound listed in the Use of Intoxicating
10 Compounds Act, or methamphetamine as listed in the
11 Methamphetamine Control and Community Protection Act.

12 Upon receipt of the sworn report of a law enforcement
13 officer, the Secretary shall enter the suspension and
14 disqualification to the individual's driving record and the
15 suspension and disqualification shall be effective on the 46th
16 day following the date notice of the suspension was given to
17 the person.

18 The law enforcement officer submitting the sworn report
19 shall serve immediate notice of this suspension on the person
20 and such suspension and disqualification shall be effective on
21 the 46th day following the date notice was given.

22 In cases where the blood alcohol concentration of 0.08 or
23 more, or any amount of a drug, substance, or intoxicating
24 compound resulting from the unlawful use or consumption of
25 cannabis as listed in the Cannabis Control Act, a controlled
26 substance listed in the Illinois Controlled Substances Act, an

1 intoxicating compound listed in the Use of Intoxicating
2 Compounds Act, or methamphetamine as listed in the
3 Methamphetamine Control and Community Protection Act, is
4 established by a subsequent analysis of blood or urine
5 collected at the time of arrest, the arresting officer shall
6 give notice as provided in this Section or by deposit in the
7 United States mail of such notice in an envelope with postage
8 prepaid and addressed to such person at his address as shown on
9 the Uniform Traffic Ticket and the suspension and
10 disqualification shall be effective on the 46th day following
11 the date notice was given.

12 Upon receipt of the sworn report of a law enforcement
13 officer, the Secretary shall also give notice of the suspension
14 and disqualification to the driver by mailing a notice of the
15 effective date of the suspension and disqualification to the
16 individual. However, should the sworn report be defective by
17 not containing sufficient information or be completed in error,
18 the notice of the suspension and disqualification shall not be
19 mailed to the person or entered to the driving record, but
20 rather the sworn report shall be returned to the issuing law
21 enforcement agency.

22 (e) A driver may contest this suspension of his or her
23 driving privileges and disqualification of his or her CDL
24 privileges by requesting an administrative hearing with the
25 Secretary in accordance with Section 2-118 of this Code. At the
26 conclusion of a hearing held under Section 2-118 of this Code,

1 the Secretary may rescind, continue, or modify the orders of
2 suspension and disqualification. If the Secretary does not
3 rescind the orders of suspension and disqualification, a
4 restricted driving permit may be granted by the Secretary upon
5 application being made and good cause shown. A restricted
6 driving permit may be granted to relieve undue hardship to
7 allow driving for employment, educational, and medical
8 purposes as outlined in Section 6-206 of this Code. The
9 provisions of Section 6-206 of this Code shall apply. In
10 accordance with 49 C.F.R. 384, the Secretary of State may not
11 issue a restricted driving permit for the operation of a
12 commercial motor vehicle to a person holding a CDL whose
13 driving privileges have been suspended, revoked, cancelled, or
14 disqualified.

15 (f) (Blank).

16 (g) For the purposes of this Section, a personal injury
17 shall include any type A injury as indicated on the traffic
18 accident report completed by a law enforcement officer that
19 requires immediate professional attention in either a doctor's
20 office or a medical facility. A type A injury shall include
21 severely bleeding wounds, distorted extremities, and injuries
22 that require the injured party to be carried from the scene.

23 (Source: P.A. 99-467, eff. 1-1-16.)

24 (625 ILCS 5/11-501.8)

25 Sec. 11-501.8. Suspension of driver's license; persons

1 under age 21.

2 (a) A person who is less than 21 years of age and who
3 drives or is in actual physical control of a motor vehicle upon
4 the public highways of this State shall be deemed to have given
5 consent to a chemical test or tests of blood, breath, or urine
6 for the purpose of determining the alcohol content of the
7 person's blood if arrested, as evidenced by the issuance of a
8 Uniform Traffic Ticket for any violation of the Illinois
9 Vehicle Code or a similar provision of a local ordinance, if a
10 police officer has probable cause to believe that the driver
11 has consumed any amount of an alcoholic beverage based upon
12 evidence of the driver's physical condition or other first hand
13 knowledge of the police officer. The test or tests shall be
14 administered at the direction of the arresting officer. The law
15 enforcement agency employing the officer shall designate which
16 of the aforesaid tests shall be administered. A urine test may
17 be administered even after a blood or breath test or both has
18 been administered.

19 (b) A person who is dead, unconscious, or who is otherwise
20 in a condition rendering that person incapable of refusal,
21 shall be deemed not to have withdrawn the consent provided by
22 paragraph (a) of this Section and the test or tests may be
23 administered subject to the following provisions:

24 (i) Chemical analysis of the person's blood, urine,
25 breath, or other bodily substance, to be considered valid
26 under the provisions of this Section, shall have been

1 performed according to standards promulgated by the
2 Department of State Police by an individual possessing a
3 valid permit issued by that Department for this purpose.
4 The Director of State Police is authorized to approve
5 satisfactory techniques or methods, to ascertain the
6 qualifications and competence of individuals to conduct
7 analyses, to issue permits that shall be subject to
8 termination or revocation at the direction of that
9 Department, and to certify the accuracy of breath testing
10 equipment. The Department of State Police shall prescribe
11 regulations as necessary.

12 (ii) When a person submits to a blood test at the
13 request of a law enforcement officer under the provisions
14 of this Section, only a physician authorized to practice
15 medicine, a licensed physician assistant, a licensed
16 advanced practice nurse, a registered nurse, or other
17 qualified person trained in venipuncture and acting under
18 the direction of a licensed physician may withdraw blood
19 for the purpose of determining the alcohol content therein.
20 This limitation does not apply to the taking of breath or
21 urine specimens.

22 (iii) The person tested may have a physician, qualified
23 technician, chemist, registered nurse, or other qualified
24 person of his or her own choosing administer a chemical
25 test or tests in addition to any test or tests administered
26 at the direction of a law enforcement officer. The failure

1 or inability to obtain an additional test by a person shall
2 not preclude the consideration of the previously performed
3 chemical test.

4 (iv) Upon a request of the person who submits to a
5 chemical test or tests at the request of a law enforcement
6 officer, full information concerning the test or tests
7 shall be made available to the person or that person's
8 attorney.

9 (v) Alcohol concentration means either grams of
10 alcohol per 100 milliliters of blood or grams of alcohol
11 per 210 liters of breath.

12 (vi) If a driver is receiving medical treatment as a
13 result of a motor vehicle accident, a physician licensed to
14 practice medicine, licensed physician assistant, licensed
15 advanced practice nurse, registered nurse, or other
16 qualified person trained in venipuncture and acting under
17 the direction of a licensed physician shall withdraw blood
18 for testing purposes to ascertain the presence of alcohol
19 upon the specific request of a law enforcement officer.
20 However, that testing shall not be performed until, in the
21 opinion of the medical personnel on scene, the withdrawal
22 can be made without interfering with or endangering the
23 well-being of the patient.

24 (c) A person requested to submit to a test as provided
25 above shall be warned by the law enforcement officer requesting
26 the test that a refusal to submit to the test, or submission to

1 the test resulting in an alcohol concentration of more than
2 0.00, may result in the loss of that person's privilege to
3 operate a motor vehicle and may result in the disqualification
4 of the person's privilege to operate a commercial motor
5 vehicle, as provided in Section 6-514 of this Code, if the
6 person is a CDL holder. The loss of driving privileges shall be
7 imposed in accordance with Section 6-208.2 of this Code.

8 A person requested to submit to a test shall also
9 acknowledge, in writing, receipt of the warning required under
10 this Section. If the person refuses to acknowledge receipt of
11 the warning, the law enforcement officer shall make a written
12 notation on the warning that the person refused to sign the
13 warning. A person's refusal to sign the warning shall not be
14 evidence that the person was not read the warning. If
15 effectuating a written acknowledgment from a person requested
16 to submit to a test would pose a clear and imminent risk of
17 great bodily harm to the officer, the person requested, or
18 another person, the officer shall document the incident in a
19 police report in lieu of acquiring a written acknowledgement.
20 If a person requested to submit to a test is incapacitated or
21 unconscious, the officer shall make a written notation that the
22 person was unable to acknowledge in writing and document the
23 incident in a police report.

24 (d) If the person refuses testing or submits to a test that
25 discloses an alcohol concentration of more than 0.00, the law
26 enforcement officer shall immediately submit a sworn report to

1 the Secretary of State on a form prescribed by the Secretary of
2 State, certifying that the test or tests were requested under
3 subsection (a) and the person refused to submit to a test or
4 tests or submitted to testing which disclosed an alcohol
5 concentration of more than 0.00. The law enforcement officer
6 shall submit the same sworn report when a person under the age
7 of 21 submits to testing under Section 11-501.1 of this Code
8 and the testing discloses an alcohol concentration of more than
9 0.00 and less than 0.08.

10 Upon receipt of the sworn report of a law enforcement
11 officer, the Secretary of State shall enter the suspension and
12 disqualification on the individual's driving record and the
13 suspension and disqualification shall be effective on the 46th
14 day following the date notice of the suspension was given to
15 the person. If this suspension is the individual's first
16 driver's license suspension under this Section, reports
17 received by the Secretary of State under this Section shall,
18 except during the time the suspension is in effect, be
19 privileged information and for use only by the courts, police
20 officers, prosecuting authorities, the Secretary of State, or
21 the individual personally, unless the person is a CDL holder,
22 is operating a commercial motor vehicle or vehicle required to
23 be placarded for hazardous materials, in which case the
24 suspension shall not be privileged. Reports received by the
25 Secretary of State under this Section shall also be made
26 available to the parent or guardian of a person under the age

1 of 18 years that holds an instruction permit or a graduated
2 driver's license, regardless of whether the suspension is in
3 effect.

4 The law enforcement officer submitting the sworn report
5 shall serve immediate notice of this suspension on the person
6 and the suspension and disqualification shall be effective on
7 the 46th day following the date notice was given.

8 In cases where the blood alcohol concentration of more than
9 0.00 is established by a subsequent analysis of blood or urine,
10 the police officer or arresting agency shall give notice as
11 provided in this Section or by deposit in the United States
12 mail of that notice in an envelope with postage prepaid and
13 addressed to that person at his last known address and the loss
14 of driving privileges shall be effective on the 46th day
15 following the date notice was given.

16 Upon receipt of the sworn report of a law enforcement
17 officer, the Secretary of State shall also give notice of the
18 suspension and disqualification to the driver by mailing a
19 notice of the effective date of the suspension and
20 disqualification to the individual. However, should the sworn
21 report be defective by not containing sufficient information or
22 be completed in error, the notice of the suspension and
23 disqualification shall not be mailed to the person or entered
24 to the driving record, but rather the sworn report shall be
25 returned to the issuing law enforcement agency.

26 (e) A driver may contest this suspension and

1 disqualification by requesting an administrative hearing with
2 the Secretary of State in accordance with Section 2-118 of this
3 Code. An individual whose blood alcohol concentration is shown
4 to be more than 0.00 is not subject to this Section if he or she
5 consumed alcohol in the performance of a religious service or
6 ceremony. An individual whose blood alcohol concentration is
7 shown to be more than 0.00 shall not be subject to this Section
8 if the individual's blood alcohol concentration resulted only
9 from ingestion of the prescribed or recommended dosage of
10 medicine that contained alcohol. The petition for that hearing
11 shall not stay or delay the effective date of the impending
12 suspension. The scope of this hearing shall be limited to the
13 issues of:

14 (1) whether the police officer had probable cause to
15 believe that the person was driving or in actual physical
16 control of a motor vehicle upon the public highways of the
17 State and the police officer had reason to believe that the
18 person was in violation of any provision of the Illinois
19 Vehicle Code or a similar provision of a local ordinance;
20 and

21 (2) whether the person was issued a Uniform Traffic
22 Ticket for any violation of the Illinois Vehicle Code or a
23 similar provision of a local ordinance; and

24 (3) whether the police officer had probable cause to
25 believe that the driver had consumed any amount of an
26 alcoholic beverage based upon the driver's physical

1 actions or other first-hand knowledge of the police
2 officer; and

3 (4) whether the person, after being advised by the
4 officer that the privilege to operate a motor vehicle would
5 be suspended if the person refused to submit to and
6 complete the test or tests, did refuse to submit to or
7 complete the test or tests to determine the person's
8 alcohol concentration; and

9 (5) whether the person, after being advised by the
10 officer that the privileges to operate a motor vehicle
11 would be suspended if the person submits to a chemical test
12 or tests and the test or tests disclose an alcohol
13 concentration of more than 0.00, did submit to and complete
14 the test or tests that determined an alcohol concentration
15 of more than 0.00; and

16 (6) whether the test result of an alcohol concentration
17 of more than 0.00 was based upon the person's consumption
18 of alcohol in the performance of a religious service or
19 ceremony; and

20 (7) whether the test result of an alcohol concentration
21 of more than 0.00 was based upon the person's consumption
22 of alcohol through ingestion of the prescribed or
23 recommended dosage of medicine.

24 At the conclusion of the hearing held under Section 2-118
25 of this Code, the Secretary of State may rescind, continue, or
26 modify the suspension and disqualification. If the Secretary of

1 State does not rescind the suspension and disqualification, a
2 restricted driving permit may be granted by the Secretary of
3 State upon application being made and good cause shown. A
4 restricted driving permit may be granted to relieve undue
5 hardship by allowing driving for employment, educational, and
6 medical purposes as outlined in item (3) of part (c) of Section
7 6-206 of this Code. The provisions of item (3) of part (c) of
8 Section 6-206 of this Code and of subsection (f) of that
9 Section shall apply. The Secretary of State shall promulgate
10 rules providing for participation in an alcohol education and
11 awareness program or activity, a drug education and awareness
12 program or activity, or both as a condition to the issuance of
13 a restricted driving permit for suspensions imposed under this
14 Section.

15 (f) The results of any chemical testing performed in
16 accordance with subsection (a) of this Section are not
17 admissible in any civil or criminal proceeding, except that the
18 results of the testing may be considered at a hearing held
19 under Section 2-118 of this Code. However, the results of the
20 testing may not be used to impose driver's license sanctions
21 under Section 11-501.1 of this Code. A law enforcement officer
22 may, however, pursue a statutory summary suspension or
23 revocation of driving privileges under Section 11-501.1 of this
24 Code if other physical evidence or first hand knowledge forms
25 the basis of that suspension or revocation.

26 (g) This Section applies only to drivers who are under age

1 21 at the time of the issuance of a Uniform Traffic Ticket for
2 a violation of the Illinois Vehicle Code or a similar provision
3 of a local ordinance, and a chemical test request is made under
4 this Section.

5 (h) The action of the Secretary of State in suspending,
6 revoking, cancelling, or disqualifying any license or permit
7 shall be subject to judicial review in the Circuit Court of
8 Sangamon County or in the Circuit Court of Cook County, and the
9 provisions of the Administrative Review Law and its rules are
10 hereby adopted and shall apply to and govern every action for
11 the judicial review of final acts or decisions of the Secretary
12 of State under this Section.

13 (Source: P.A. 99-467, eff. 1-1-16.)