

1 AN ACT regarding vehicles.

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
5 changing Sections 6-113 and 6-115 as follows:

6 (625 ILCS 5/6-113) (from Ch. 95 1/2, par. 6-113)

7 Sec. 6-113. Restricted licenses and permits.

8 (a) The Secretary of State upon issuing a drivers
9 license or permit shall have the authority whenever good
10 cause appears to impose restrictions suitable to the
11 licensee's driving ability with respect to the type of, or
12 special mechanical control devices required on, a motor
13 vehicle which the licensee may operate or such other
14 restrictions applicable to the licensee as the Secretary of
15 State may determine to be appropriate to assure the safe
16 operation of a motor vehicle by the licensee.

17 (b) The Secretary of State may either issue a special
18 restricted license or permit or may set forth such
19 restrictions upon the usual license or permit form.

20 (c) The Secretary of State may issue a probationary
21 license to a person whose driving privileges have been
22 suspended pursuant to subsection (d) of this Section or
23 subsections (a)(2), (a)(19) and (a)(20) of Section 6-206 of
24 this Code. The Secretary of State shall promulgate rules
25 pursuant to The Illinois Administrative Procedure Act,
26 setting forth the conditions and criteria for the issuance
27 and cancellation of probationary licenses.

28 (d) The Secretary of State may upon receiving
29 satisfactory evidence of any violation of the restrictions of
30 such license or permit suspend, revoke or cancel the same
31 without preliminary hearing, but the licensee or permittee

1 shall be entitled to a hearing as in the case of a suspension
2 or revocation.

3 (e) It is unlawful for any person to operate a motor
4 vehicle in any manner in violation of the restrictions
5 imposed on a restricted license or permit issued to him.

6 (f) Whenever the holder of a restricted driving permit
7 is issued a citation for any of the following offenses
8 including similar local ordinances, the restricted driving
9 permit is immediately invalidated:

10 1. Reckless homicide resulting from the operation
11 of a motor vehicle;

12 2. Violation of Section 11-501 of this Act relating
13 to the operation of a motor vehicle while under the
14 influence of intoxicating liquor or narcotic drugs;

15 3. Violation of Section 11-401 of this Act relating
16 to the offense of leaving the scene of a traffic accident
17 involving death or injury; or

18 4. Violation of Section 11-504 of this Act relating
19 to the offense of drag racing;

20 The police officer issuing the citation shall confiscate
21 the restricted driving permit and forward it, along with the
22 citation, to the Clerk of the Circuit Court of the county in
23 which the citation was issued.

24 (g) The Secretary of State may issue a special
25 restricted license for a period of 12 months to individuals
26 using vision aid arrangements other than standard eyeglasses
27 or contact lenses, allowing the operation of a motor vehicle
28 during nighttime hours. The Secretary of State shall adopt
29 rules defining the terms and conditions by which the
30 individual may obtain and renew this special restricted
31 license. At a minimum, all drivers must meet the following
32 requirements:

33 1. Possess a valid driver's license and have
34 operated a motor vehicle during daylight hours for a

1 period of 12 months using vision aid arrangements other
2 than standard eyeglasses or contact lenses.

3 2. Have a driving record that does not include any
4 traffic accidents that occurred during nighttime hours,
5 for which the driver has been found to be at fault,
6 during the 12 months before he or she applied for the
7 special restricted license.

8 3. Successfully complete a road test administered
9 during nighttime hours.

10 At a minimum, all drivers renewing this license must meet
11 the following requirements:

12 1. Successfully complete a road test administered
13 during nighttime hours.

14 2. Have a driving record that does not include any
15 traffic accidents that occurred during nighttime hours,
16 for which the driver has been found to be at fault,
17 during the 12 months before he or she applied for the
18 special restricted license.

19 (h) Any driver issued a special restricted license as
20 defined in subsection (g) whose privilege to drive during
21 nighttime hours has been suspended due to an accident
22 occurring during nighttime hours may request a hearing as
23 provided in Section 2-118 of this Code to contest that
24 suspension. If it is determined that the accident for which
25 the driver was at fault was not influenced by the driver's
26 use of vision aid arrangements other than standard eyeglasses
27 or contact lenses, the Secretary may reinstate that driver's
28 privilege to drive during nighttime hours.

29 (Source: P.A. 86-549.)

30 (625 ILCS 5/6-115) (from Ch. 95 1/2, par. 6-115)
31 Sec. 6-115. Expiration of driver's license.

32 (a) Except as provided elsewhere in this Section, every
33 driver's license issued under the provisions of this Code

1 shall expire 4 years from the date of its issuance, or at
2 such later date, as the Secretary of State may by proper rule
3 and regulation designate, not to exceed 12 calendar months;
4 in the event that an applicant for renewal of a driver's
5 license fails to apply prior to the expiration date of the
6 previous driver's license, the renewal driver's license shall
7 expire 4 years from the expiration date of the previous
8 driver's license, or at such later date as the Secretary of
9 State may by proper rule and regulation designate, not to
10 exceed 12 calendar months.

11 The Secretary of State may, however, issue to a person
12 not previously licensed as a driver in Illinois a driver's
13 license which will expire not less than 4 years nor more than
14 5 years from date of issuance, except as provided elsewhere
15 in this Section.

16 The Secretary of State is authorized to issue driver's
17 licenses during the years 1984 through 1987 which shall
18 expire not less than 3 years nor more than 5 years from the
19 date of issuance, except as provided elsewhere in this
20 Section, for the purpose of converting all driver's licenses
21 issued under this Code to a 4 year expiration. Provided that
22 all original driver's licenses, except as provided elsewhere
23 in this Section, shall expire not less than 4 years nor more
24 than 5 years from the date of issuance.

25 (b) Before the expiration of a driver's license, except
26 those licenses expiring on the individual's 21st birthday, or
27 3 months after the individual's 21st birthday, the holder
28 thereof may apply for a renewal thereof, subject to all the
29 provisions of Section 6-103, and the Secretary of State may
30 require an examination of the applicant. A licensee whose
31 driver's license expires on his 21st birthday, or 3 months
32 after his 21st birthday, may not apply for a renewal of his
33 driving privileges until he reaches the age of 21.

34 (c) The Secretary of State shall, 30 days prior to the

1 expiration of a driver's license, forward to each person
2 whose license is to expire a notification of the expiration
3 of said license which may be presented at the time of renewal
4 of said license.

5 There may be included with such notification information
6 explaining the anatomical gift and Emergency Medical
7 Information Card provisions of Section 6-110. The format and
8 text of such information shall be prescribed by the
9 Secretary.

10 There shall be included with such notification, for a
11 period of 4 years beginning January 1, 2000 information
12 regarding the Illinois Adoption Registry and Medical
13 Information Exchange established in Section 18.1 of the
14 Adoption Act.

15 (d) The Secretary may defer the expiration of the
16 driver's license of a licensee, spouse, and dependent
17 children who are living with such licensee while on active
18 duty, serving in the Armed Forces of the United States
19 outside of the State of Illinois, and 45 days thereafter,
20 upon such terms and conditions as the Secretary may
21 prescribe.

22 (e) The Secretary of State may decline to process a
23 renewal of a driver's license of any person who has not paid
24 any fee or tax due under this Code and is not paid upon
25 reasonable notice and demand.

26 (f) The Secretary shall provide that each original or
27 renewal driver's license issued to a licensee under 21 years
28 of age shall expire 3 months after the licensee's 21st
29 birthday. Persons whose current driver's licenses expire on
30 their 21st birthday on or after January 1, 1986 shall not
31 renew their driver's license before their 21st birthday, and
32 their current driver's license will be extended for an
33 additional term of 3 months beyond their 21st birthday.
34 Thereafter, the expiration and term of the driver's license

1 shall be governed by subsection (a) hereof.

2 (g) The Secretary shall provide that each original or
3 renewal driver's license issued to a licensee 81 years of age
4 through age 86 shall expire 2 years from the date of
5 issuance, or at such later date as the Secretary may by rule
6 and regulation designate, not to exceed an additional 12
7 calendar months. The Secretary shall also provide that each
8 original or renewal driver's license issued to a licensee 87
9 years of age or older shall expire 12 months from the date of
10 issuance, or at such later date as the Secretary may by rule
11 and regulation designate, not to exceed an additional 12
12 calendar months.

13 (h) The Secretary of State shall provide that each
14 special restricted driver's license issued under subsection
15 (g) of Section 6-113 of this Code shall expire 12 months from
16 the date of issuance. The Secretary shall adopt rules
17 defining renewal requirements.

18 (Source: P.A. 91-417, eff. 1-1-00.)