

HB5491



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5491

by Rep. Joe Sosnowski

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-109

Amends the Illinois Vehicle Code. Deletes language that requires an applicant who is 75 years or older to give an actual demonstration of the applicant's ability to exercise ordinary and reasonable control of the safe operation of a motor vehicle.

LRB100 17137 LNS 32289 b

A BILL FOR

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 Section 6-109 as follows:

6 (625 ILCS 5/6-109)

7 Sec. 6-109. Examination of Applicants.

8 (a) The Secretary of State shall examine every applicant
9 for a driver's license or permit who has not been previously
10 licensed as a driver under the laws of this State or any other
11 state or country, or any applicant for renewal of such driver's
12 license or permit when such license or permit has been expired
13 for more than one year. The Secretary of State shall, subject
14 to the provisions of paragraph (c), examine every licensed
15 driver at least every 8 years, and may examine or re-examine
16 any other applicant or licensed driver, provided that during
17 the years 1984 through 1991 those drivers issued a license for
18 3 years may be re-examined not less than every 7 years or more
19 than every 10 years.

20 The Secretary of State shall require the testing of the
21 eyesight of any driver's license or permit applicant who has
22 not been previously licensed as a driver under the laws of this
23 State and shall promulgate rules and regulations to provide for

1 the orderly administration of all the provisions of this
2 Section.

3 The Secretary of State shall include at least one test
4 question that concerns the provisions of the Pedestrians with
5 Disabilities Safety Act in the question pool used for the
6 written portion of the drivers license examination within one
7 year after July 22, 2010 (the effective date of Public Act
8 96-1167).

9 (b) Except as provided for those applicants in paragraph
10 (c), such examination shall include a test of the applicant's
11 eyesight, his ability to read and understand official traffic
12 control devices, his knowledge of safe driving practices and
13 the traffic laws of this State, and may include an actual
14 demonstration of the applicant's ability to exercise ordinary
15 and reasonable control of the operation of a motor vehicle, and
16 such further physical and mental examination as the Secretary
17 of State finds necessary to determine the applicant's fitness
18 to operate a motor vehicle safely on the highways, ~~except the~~
19 ~~examination of an applicant 75 years of age or older shall~~
20 ~~include an actual demonstration of the applicant's ability to~~
21 ~~exercise ordinary and reasonable control of the operation of a~~
22 ~~motor vehicle~~. All portions of written and verbal examinations
23 under this Section, excepting where the English language
24 appears on facsimiles of road signs, may be given in the
25 Spanish language and, at the discretion of the Secretary of
26 State, in any other language as well as in English upon request

1 of the examinee. Deaf persons who are otherwise qualified are
2 not prohibited from being issued a license, other than a
3 commercial driver's license, under this Code.

4 (c) Re-examination for those applicants who at the time of
5 renewing their driver's license possess a driving record devoid
6 of any convictions of traffic violations or evidence of
7 committing an offense for which mandatory revocation would be
8 required upon conviction pursuant to Section 6-205 at the time
9 of renewal shall be in a manner prescribed by the Secretary in
10 order to determine an applicant's ability to safely operate a
11 motor vehicle, ~~except that every applicant for the renewal of a~~
12 ~~driver's license who is 75 years of age or older must prove, by~~
13 ~~an actual demonstration, the applicant's ability to exercise~~
14 ~~reasonable care in the safe operation of a motor vehicle.~~

15 (d) In the event the applicant is not ineligible under the
16 provisions of Section 6-103 to receive a driver's license, the
17 Secretary of State shall make provision for giving an
18 examination, either in the county where the applicant resides
19 or at a place adjacent thereto reasonably convenient to the
20 applicant, within not more than 30 days from the date said
21 application is received.

22 (e) The Secretary of State may adopt rules regarding the
23 use of foreign language interpreters during the application and
24 examination process.

25 (Source: P.A. 96-1167, eff. 7-22-10; 96-1231, eff. 7-23-10;
26 97-333, eff. 8-12-11.)