



Rep. Bill Mitchell

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09900HB2262ham001

LRB099 08302 RJF 47532 a

1 AMENDMENT TO HOUSE BILL 2262

2 AMENDMENT NO. _____. Amend House Bill 2262 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Section 12-707.01 as follows:

6 (625 ILCS 5/12-707.01) (from Ch. 95 1/2, par. 12-707.01)

7 Sec. 12-707.01. Liability insurance.

8 (a) No school bus, first division vehicle including a taxi
9 which is used for a purpose that requires a school bus driver
10 permit, commuter van or motor vehicle owned by or used for hire
11 by and in connection with the operation of private or public
12 schools, day camps, summer camps or nursery schools, and no
13 commuter van or passenger car used for a for-profit ridesharing
14 arrangement, shall be operated for such purposes unless the
15 owner thereof shall carry a minimum of personal injury
16 liability insurance in the amount of \$25,000 for any one person

1 in any one accident, and subject to the limit for one person,
2 \$100,000 for two or more persons injured by reason of the
3 operation of the vehicle in any one accident. This subsection
4 (a) applies only to personal injury liability policies issued
5 or renewed before January 1, 2013.

6 (b) Liability insurance policies issued or renewed on and
7 after January 1, 2013 shall comply with the following:

8 (1) except as provided in subparagraph (2) of this
9 subsection (b), any vehicle that is used for a purpose that
10 requires a school bus driver permit under Section 6-104 of
11 this Code shall carry a minimum of liability insurance in
12 the amount of \$2,000,000. This minimum insurance
13 requirement may be satisfied by either (i) a \$2,000,000
14 combined single limit primary commercial automobile
15 policy; or (ii) a \$1 million primary commercial automobile
16 policy and a minimum \$5,000,000 excess or umbrella
17 liability policy ~~combined single limit per accident;~~

18 (2) any vehicle that is used for a purpose that
19 requires a school bus driver permit under Section 6-104 of
20 this Code and is used in connection with the operation of
21 private day care facilities, day camps, summer camps, or
22 nursery schools shall carry a minimum of liability
23 insurance in the amount of \$1,000,000 combined single limit
24 per accident;

25 (3) any commuter van or passenger car used for a
26 for-profit ridesharing arrangement shall carry a minimum

1 of liability insurance in the amount of \$500,000 combined
2 single limit per accident.

3 (c) Primary insurance coverage under the provisions of this
4 Section must be provided by a licensed and admitted insurance
5 carrier or an intergovernmental cooperative formed under
6 Section 10 of Article VII of the Illinois Constitution, or
7 Section 6 or 9 of the Intergovernmental Cooperation Act, or
8 provided by a certified self-insurer under Section 7-502 of
9 this Code. The excess or umbrella liability coverage
10 requirement may be met by securing surplus line insurance as
11 defined under Section 445 of the Illinois Insurance Code. If
12 the excess or umbrella liability coverage requirement is met by
13 securing surplus line insurance, that coverage must be effected
14 through a licensed surplus line producer acting under the
15 surplus line insurance laws and regulations of this State.
16 Nothing in this subsection (c) shall be construed as
17 prohibiting a licensed and admitted insurance carrier or an
18 intergovernmental cooperative formed under Section 10 of
19 Article VII of the Illinois Constitution, or Section 6 or 9 of
20 the Intergovernmental Cooperation Act, or a certified
21 self-insurer under Section 7-502 of this Code, from retaining
22 the risk required under paragraphs (1) and (2) of subsection
23 (b) of this Section or issuing a single primary policy meeting
24 the requirements of paragraphs (1) and (2) of subsection (b).

25 (d) Each owner of a vehicle required to obtain the minimum
26 liability requirements under subsection (b) of this Section

1 shall attest that the vehicle meets the minimum insurance
2 requirements under this Section. The Secretary of State shall
3 create a form for each owner of a vehicle to attest that the
4 owner meets the minimum insurance requirements and the owner of
5 the vehicle shall submit the form with each registration
6 application. The form shall be valid for the full registration
7 period; however, if at any time the Secretary has reason to
8 believe that the owner does not have the minimum required
9 amount of insurance for a vehicle, then the Secretary may
10 require a certificate of insurance, or its equivalent, to
11 ensure the vehicle is insured. If the owner fails to produce a
12 certificate of insurance, or its equivalent, within 2 calendar
13 days after the request was made, then the Secretary may revoke
14 the vehicle owner's registration until the Secretary is assured
15 the vehicle meets the minimum insurance requirements. If the
16 owner of a vehicle participates in an intergovernmental
17 cooperative or is self-insured, then the owner shall attest
18 that the insurance required under this Section is equivalent to
19 or greater than the insurance required under paragraph (1) of
20 subsection (b) of this Section. The Secretary may adopt any
21 rules necessary to enforce the provisions of this subsection
22 (d).

23 (Source: P.A. 97-224, eff. 7-28-11; 97-1078, eff. 8-24-12.)".