

HB5406



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5406

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-500

from Ch. 95 1/2, par. 11-500

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning driving under the influence of alcohol or drugs.

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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 11-500 as follows:

6 (625 ILCS 5/11-500) (from Ch. 95 1/2, par. 11-500)

7 Sec. 11-500. Definitions. For the ~~the~~ purposes of
8 interpreting Sections 6-206.1 and 6-208.1 of this Code, "first
9 offender" shall mean any person who has not had a previous
10 conviction or court assigned supervision for violating Section
11 11-501, or a similar provision of a local ordinance, or a
12 conviction in any other state for a violation of driving while
13 under the influence or a similar offense where the cause of
14 action is the same or substantially similar to this Code or
15 similar offenses committed on a military installation, or any
16 person who has not had a driver's license suspension pursuant
17 to paragraph 6 of subsection (a) of Section 6-206 as the result
18 of refusal of chemical testing in another state, or any person
19 who has not had a driver's license suspension or revocation for
20 violating Section 11-501.1 within 5 years prior to the date of
21 the current offense, except in cases where the driver submitted
22 to chemical testing resulting in an alcohol concentration of
23 0.08 or more, or any amount of a drug, substance, or compound

1 in such person's blood or urine resulting from the unlawful use
2 or consumption of cannabis listed in the Cannabis Control Act,
3 a controlled substance listed in the Illinois Controlled
4 Substances Act, or an intoxicating compound listed in the Use
5 of Intoxicating Compounds Act, or methamphetamine as listed in
6 the Methamphetamine Control and Community Protection Act and
7 was subsequently found not guilty of violating Section 11-501,
8 or a similar provision of a local ordinance.

9 (Source: P.A. 95-355, eff. 1-1-08; 96-607, eff. 8-24-09;
10 96-1344, eff. 7-1-11.)