

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 1. This Act may be referred to as DJ's Law.

5 Section 5. The Illinois Vehicle Code is amended by  
6 changing Sections 6-107 and 6-206 as follows:

7 (625 ILCS 5/6-107)

8 Sec. 6-107. Graduated license.

9 (a) The purpose of the Graduated Licensing Program is to  
10 develop safe and mature driving habits in young, inexperienced  
11 drivers and reduce or prevent motor vehicle crashes,  
12 fatalities, and injuries by:

13 (1) providing for an increase in the time of practice  
14 period before granting permission to obtain a driver's  
15 license;

16 (2) strengthening driver licensing and testing  
17 standards for persons under the age of 21 years;

18 (3) sanctioning driving privileges of drivers under  
19 age 21 who have committed serious traffic violations or  
20 other specified offenses; and

21 (4) setting stricter standards to promote the public's  
22 health and safety.

1           (b) The application of any person under the age of 18  
2 years, and not legally emancipated, for a driver's license or  
3 permit to operate a motor vehicle issued under the laws of this  
4 State, shall be accompanied by the written consent of either  
5 parent of the applicant; otherwise by the guardian having  
6 custody of the applicant, or in the event there is no parent or  
7 guardian, then by another responsible adult. The written  
8 consent must accompany any application for a driver's license  
9 under this subsection (b), regardless of whether or not the  
10 required written consent also accompanied the person's  
11 previous application for an instruction permit.

12           No graduated driver's license shall be issued to any  
13 applicant under 18 years of age, unless the applicant is at  
14 least 16 years of age and has:

15           (1) Held a valid instruction permit for a minimum of 9  
16 months.

17           (2) Passed an approved driver education course and  
18 submits proof of having passed the course as may be  
19 required.

20           (3) Certification by the parent, legal guardian, or  
21 responsible adult that the applicant has had a minimum of  
22 50 hours of behind-the-wheel practice time, at least 10  
23 hours of which have been at night, and is sufficiently  
24 prepared and able to safely operate a motor vehicle.

25           (b-1) No graduated driver's license shall be issued to any  
26 applicant who is under 18 years of age and not legally

1 emancipated, unless the applicant has graduated from a  
2 secondary school of this State or any other state, is enrolled  
3 in a course leading to a State of Illinois High School Diploma,  
4 has obtained a State of Illinois High School Diploma, is  
5 enrolled in an elementary or secondary school or college or  
6 university of this State or any other state and is not a  
7 chronic or habitual truant as provided in Section 26-2a of the  
8 School Code, or is receiving home instruction and submits  
9 proof of meeting any of those requirements at the time of  
10 application.

11 An applicant under 18 years of age who provides proof  
12 acceptable to the Secretary that the applicant has resumed  
13 regular school attendance or home instruction or that his or  
14 her application was denied in error shall be eligible to  
15 receive a graduated license if other requirements are met. The  
16 Secretary shall adopt rules for implementing this subsection  
17 (b-1).

18 (c) No graduated driver's license or permit shall be  
19 issued to any applicant under 18 years of age who has committed  
20 the offense of operating a motor vehicle without a valid  
21 license or permit in violation of Section 6-101 of this Code or  
22 a similar out of state offense and no graduated driver's  
23 license or permit shall be issued to any applicant under 18  
24 years of age who has committed an offense that would otherwise  
25 result in a mandatory revocation of a license or permit as  
26 provided in Section 6-205 of this Code or who has been either

1 convicted of or adjudicated a delinquent based upon a  
2 violation of the Cannabis Control Act, the Illinois Controlled  
3 Substances Act, the Use of Intoxicating Compounds Act, or the  
4 Methamphetamine Control and Community Protection Act while  
5 that individual was in actual physical control of a motor  
6 vehicle. For purposes of this Section, any person placed on  
7 probation under Section 10 of the Cannabis Control Act,  
8 Section 410 of the Illinois Controlled Substances Act, or  
9 Section 70 of the Methamphetamine Control and Community  
10 Protection Act shall not be considered convicted. Any person  
11 found guilty of such an offense, while in actual physical  
12 control of a motor vehicle, shall have an entry made in the  
13 court record by the judge that the offense did occur while the  
14 person was in actual physical control of a motor vehicle and  
15 order the clerk of the court to report the violation to the  
16 Secretary of State as such.

17 (d) No graduated driver's license shall be issued for 9  
18 months to any applicant under the age of 18 years who has  
19 committed and subsequently been convicted of an offense  
20 against traffic regulations governing the movement of  
21 vehicles, any violation of this Section or Section 12-603.1 of  
22 this Code, or who has received a disposition of court  
23 supervision for a violation of Section 6-20 of the Illinois  
24 Liquor Control Act of 1934 or a similar provision of a local  
25 ordinance.

26 (e) No graduated driver's license holder under the age of

1 18 years shall operate any motor vehicle, except a motor  
2 driven cycle or motorcycle, with more than one passenger in  
3 the front seat of the motor vehicle and no more passengers in  
4 the back seats than the number of available seat safety belts  
5 as set forth in Section 12-603 of this Code. If a graduated  
6 driver's license holder over the age of 18 committed an  
7 offense against traffic regulations governing the movement of  
8 vehicles or any violation of this Section or Section 12-603.1  
9 of this Code in the 6 months prior to the graduated driver's  
10 license holder's 18th birthday, and was subsequently convicted  
11 of the violation, the provisions of this paragraph shall  
12 continue to apply until such time as a period of 6 consecutive  
13 months has elapsed without an additional violation and  
14 subsequent conviction of an offense against traffic  
15 regulations governing the movement of vehicles or any  
16 violation of this Section or Section 12-603.1 of this Code.

17 (f) (Blank).

18 (g) If a graduated driver's license holder is under the  
19 age of 18 when he or she receives the license, for the first 12  
20 months he or she holds the license or until he or she reaches  
21 the age of 18, whichever occurs sooner, the graduated license  
22 holder may not operate a motor vehicle with more than one  
23 passenger in the vehicle who is under the age of 20, unless any  
24 additional passenger or passengers are siblings,  
25 step-siblings, children, or stepchildren of the driver. If a  
26 graduated driver's license holder is convicted of violating

1 this subsection and that violation results in bodily harm or  
2 permanent disability to another, then the holder's graduated  
3 driver's license shall be suspended for 6 months. If a  
4 graduated driver's license holder committed an offense against  
5 traffic regulations governing the movement of vehicles or any  
6 violation of this Section or Section 12-603.1 of this Code  
7 during the first 12 months the license is held and  
8 subsequently is convicted of the violation, the provisions of  
9 this paragraph shall remain in effect until such time as a  
10 period of 6 consecutive months has elapsed without an  
11 additional violation and subsequent conviction of an offense  
12 against traffic regulations governing the movement of vehicles  
13 or any violation of this Section or Section 12-603.1 of this  
14 Code. If a graduated driver's license holder's license is  
15 suspended or revoked for a violation of this subsection that  
16 results in bodily harm or permanent disability to another, the  
17 provisions of this subsection shall resume upon termination of  
18 the suspension or revocation period and shall remain in effect  
19 either until a period of 6 consecutive months has elapsed  
20 without an additional violation under this subsection or until  
21 the graduated driver's license holder turns 18, whichever  
22 occurs later, notwithstanding any other provision of this  
23 subsection.

24 (h) It shall be an offense for a person that is age 15, but  
25 under age 20, to be a passenger in a vehicle operated by a  
26 driver holding a graduated driver's license during the first

1 12 months the driver holds the license or until the driver  
2 reaches the age of 18, whichever occurs sooner, if another  
3 passenger under the age of 20 is present, excluding a sibling,  
4 step-sibling, child, or step-child of the driver.

5 (i) No graduated driver's license shall be issued to any  
6 applicant under the age of 18 years if the applicant has been  
7 issued a traffic citation for which a disposition has not been  
8 rendered at the time of application.

9 (Source: P.A. 102-982, eff. 7-1-23; 102-1100, eff. 1-1-23;  
10 103-154, eff. 6-30-23.)

11 (625 ILCS 5/6-206)

12 (Text of Section before amendment by P.A. 104-400)

13 Sec. 6-206. Discretionary authority to suspend or revoke  
14 license or permit; right to a hearing.

15 (a) The Secretary of State is authorized to suspend or  
16 revoke the driving privileges of any person without  
17 preliminary hearing upon a showing of the person's records or  
18 other sufficient evidence that the person:

19 1. Has committed an offense for which mandatory  
20 revocation of a driver's license or permit is required  
21 upon conviction;

22 2. Has been convicted of not less than 3 offenses  
23 against traffic regulations governing the movement of  
24 vehicles committed within any 12-month period. No  
25 revocation or suspension shall be entered more than 6

1 months after the date of last conviction;

2 3. Has been repeatedly involved as a driver in motor  
3 vehicle collisions or has been repeatedly convicted of  
4 offenses against laws and ordinances regulating the  
5 movement of traffic, to a degree that indicates lack of  
6 ability to exercise ordinary and reasonable care in the  
7 safe operation of a motor vehicle or disrespect for the  
8 traffic laws and the safety of other persons upon the  
9 highway;

10 4. Has by the unlawful operation of a motor vehicle  
11 caused or contributed to a crash resulting in injury  
12 requiring immediate professional treatment in a medical  
13 facility or doctor's office to any person, except that any  
14 suspension or revocation imposed by the Secretary of State  
15 under the provisions of this subsection shall start no  
16 later than 6 months after being convicted of violating a  
17 law or ordinance regulating the movement of traffic, which  
18 violation is related to the crash, or shall start not more  
19 than one year after the date of the crash, whichever date  
20 occurs later;

21 5. Has permitted an unlawful or fraudulent use of a  
22 driver's license, identification card, or permit;

23 6. Has been lawfully convicted of an offense or  
24 offenses in another state, including the authorization  
25 contained in Section 6-203.1, which if committed within  
26 this State would be grounds for suspension or revocation;

1           7. Has refused or failed to submit to an examination  
2 provided for by Section 6-207 or has failed to pass the  
3 examination;

4           8. Is ineligible for a driver's license or permit  
5 under the provisions of Section 6-103;

6           9. Has made a false statement or knowingly concealed a  
7 material fact or has used false information or  
8 identification in any application for a license,  
9 identification card, or permit;

10          10. Has possessed, displayed, or attempted to  
11 fraudulently use any license, identification card, or  
12 permit not issued to the person;

13          11. Has operated a motor vehicle upon a highway of  
14 this State when the person's driving privilege or  
15 privilege to obtain a driver's license or permit was  
16 revoked or suspended unless the operation was authorized  
17 by a monitoring device driving permit, judicial driving  
18 permit issued prior to January 1, 2009, probationary  
19 license to drive, or restricted driving permit issued  
20 under this Code;

21          12. Has submitted to any portion of the application  
22 process for another person or has obtained the services of  
23 another person to submit to any portion of the application  
24 process for the purpose of obtaining a license,  
25 identification card, or permit for some other person;

26          13. Has operated a motor vehicle upon a highway of

1           this State when the person's driver's license or permit  
2           was invalid under the provisions of Sections 6-107.1 and  
3           6-110;

4           14. Has committed a violation of Section 6-301,  
5           6-301.1, or 6-301.2 of this Code, or Section 14, 14A, or  
6           14B of the Illinois Identification Card Act or a similar  
7           offense in another state if, at the time of the offense,  
8           the person held an Illinois driver's license or  
9           identification card;

10          15. Has been convicted of violating Section 21-2 of  
11          the Criminal Code of 1961 or the Criminal Code of 2012  
12          relating to criminal trespass to vehicles if the person  
13          exercised actual physical control over the vehicle during  
14          the commission of the offense, in which case the  
15          suspension shall be for one year;

16          16. Has been convicted of violating Section 11-204 of  
17          this Code relating to fleeing from a peace officer;

18          17. Has refused to submit to a test, or tests, as  
19          required under Section 11-501.1 of this Code and the  
20          person has not sought a hearing as provided for in Section  
21          11-501.1;

22          18. (Blank);

23          19. Has committed a violation of paragraph (a) or (b)  
24          of Section 6-101 relating to driving without a driver's  
25          license;

26          20. Has been convicted of violating Section 6-104

1 relating to classification of driver's license;

2 21. Has been convicted of violating Section 11-402 of  
3 this Code relating to leaving the scene of a crash  
4 resulting in damage to a vehicle in excess of \$1,000, in  
5 which case the suspension shall be for one year;

6 22. Has used a motor vehicle in violating paragraph  
7 (3), (4), (7), or (9) of subsection (a) of Section 24-1 of  
8 the Criminal Code of 1961 or the Criminal Code of 2012  
9 relating to unlawful possession of weapons, in which case  
10 the suspension shall be for one year;

11 23. Has, as a driver, been convicted of committing a  
12 violation of paragraph (a) of Section 11-502 of this Code  
13 for a second or subsequent time within one year of a  
14 similar violation;

15 24. Has been convicted by a court-martial or punished  
16 by non-judicial punishment by military authorities of the  
17 United States at a military installation in Illinois or in  
18 another state of or for a traffic-related offense that is  
19 the same as or similar to an offense specified under  
20 Section 6-205 or 6-206 of this Code;

21 25. Has permitted any form of identification to be  
22 used by another in the application process in order to  
23 obtain or attempt to obtain a license, identification  
24 card, or permit;

25 26. Has altered or attempted to alter a license or has  
26 possessed an altered license, identification card, or

1 permit;

2 27. (Blank);

3 28. Has been convicted for a first time of the illegal  
4 possession, while operating or in actual physical control,  
5 as a driver, of a motor vehicle, of any controlled  
6 substance prohibited under the Illinois Controlled  
7 Substances Act, any cannabis prohibited under the Cannabis  
8 Control Act, or any methamphetamine prohibited under the  
9 Methamphetamine Control and Community Protection Act, in  
10 which case the person's driving privileges shall be  
11 suspended for one year. Any defendant found guilty of this  
12 offense while operating a motor vehicle shall have an  
13 entry made in the court record by the presiding judge that  
14 this offense did occur while the defendant was operating a  
15 motor vehicle and order the clerk of the court to report  
16 the violation to the Secretary of State;

17 29. Has been convicted of the following offenses that  
18 were committed while the person was operating or in actual  
19 physical control, as a driver, of a motor vehicle:  
20 criminal sexual assault, predatory criminal sexual assault  
21 of a child, aggravated criminal sexual assault, criminal  
22 sexual abuse, aggravated criminal sexual abuse, juvenile  
23 pimping, soliciting for a sexually exploited child,  
24 promoting commercial sexual exploitation of a child as  
25 described in subdivision (a)(1), (a)(2), or (a)(3) of  
26 Section 11-14.4 of the Criminal Code of 1961 or the

1 Criminal Code of 2012, and the manufacture, sale or  
2 delivery of controlled substances or instruments used for  
3 illegal drug use or abuse in which case the driver's  
4 driving privileges shall be suspended for one year;

5 30. Has been convicted a second or subsequent time for  
6 any combination of the offenses named in paragraph 29 of  
7 this subsection, in which case the person's driving  
8 privileges shall be suspended for 5 years;

9 31. Has refused to submit to a test as required by  
10 Section 11-501.6 of this Code or Section 5-16c of the Boat  
11 Registration and Safety Act or has submitted to a test  
12 resulting in an alcohol concentration of 0.08 or more or  
13 any amount of a drug, substance, or compound resulting  
14 from the unlawful use or consumption of cannabis as listed  
15 in the Cannabis Control Act, a controlled substance as  
16 listed in the Illinois Controlled Substances Act, an  
17 intoxicating compound as listed in the Use of Intoxicating  
18 Compounds Act, or methamphetamine as listed in the  
19 Methamphetamine Control and Community Protection Act, in  
20 which case the penalty shall be as prescribed in Section  
21 6-208.1;

22 32. Has been convicted of Section 24-1.2 of the  
23 Criminal Code of 1961 or the Criminal Code of 2012  
24 relating to the aggravated discharge of a firearm if the  
25 offender was located in a motor vehicle at the time the  
26 firearm was discharged, in which case the suspension shall

1 be for 3 years;

2 33. Has as a driver, who was less than 21 years of age  
3 on the date of the offense, been convicted a first time of  
4 a violation of paragraph (a) of Section 11-502 of this  
5 Code or a similar provision of a local ordinance;

6 34. Has committed a violation of Section 11-1301.5 of  
7 this Code or a similar provision of a local ordinance;

8 35. Has committed a violation of Section 11-1301.6 of  
9 this Code or a similar provision of a local ordinance;

10 36. Is under the age of 21 years at the time of arrest  
11 and has been convicted of not less than 2 offenses against  
12 traffic regulations governing the movement of vehicles  
13 committed within any 24-month period. No revocation or  
14 suspension shall be entered more than 6 months after the  
15 date of last conviction;

16 37. Has committed a violation of subsection (c) of  
17 Section 11-907 of this Code that resulted in damage to the  
18 property of another or the death or injury of another;

19 38. Has been convicted of a violation of Section 6-20  
20 of the Liquor Control Act of 1934 or a similar provision of  
21 a local ordinance and the person was an occupant of a motor  
22 vehicle at the time of the violation;

23 39. Has committed a second or subsequent violation of  
24 Section 11-1201 of this Code;

25 40. Has committed a violation of subsection (a-1) of  
26 Section 11-908 of this Code;

1           41. Has committed a second or subsequent violation of  
2           Section 11-605.1 of this Code, a similar provision of a  
3           local ordinance, or a similar violation in any other state  
4           within 2 years of the date of the previous violation, in  
5           which case the suspension shall be for 90 days;

6           42. Has committed a violation of subsection (a-1) of  
7           Section 11-1301.3 of this Code or a similar provision of a  
8           local ordinance;

9           43. Has received a disposition of court supervision  
10          for a violation of subsection (a), (d), or (e) of Section  
11          6-20 of the Liquor Control Act of 1934 or a similar  
12          provision of a local ordinance and the person was an  
13          occupant of a motor vehicle at the time of the violation,  
14          in which case the suspension shall be for a period of 3  
15          months;

16          44. Is under the age of 21 years at the time of arrest  
17          and has been convicted of an offense against traffic  
18          regulations governing the movement of vehicles after  
19          having previously had his or her driving privileges  
20          suspended or revoked pursuant to subparagraph 36 of this  
21          Section;

22          45. Has, in connection with or during the course of a  
23          formal hearing conducted under Section 2-118 of this Code:  
24          (i) committed perjury; (ii) submitted fraudulent or  
25          falsified documents; (iii) submitted documents that have  
26          been materially altered; or (iv) submitted, as his or her

1 own, documents that were in fact prepared or composed for  
2 another person;

3 46. Has committed a violation of subsection (j) of  
4 Section 3-413 of this Code;

5 47. Has committed a violation of subsection (a) of  
6 Section 11-502.1 of this Code;

7 48. Has submitted a falsified or altered medical  
8 examiner's certificate to the Secretary of State or  
9 provided false information to obtain a medical examiner's  
10 certificate;

11 49. Has been convicted of a violation of Section  
12 11-1002 or 11-1002.5 that resulted in a Type A injury to  
13 another, in which case the driving privileges of the  
14 person shall be suspended for 12 months;

15 50. Has committed a violation of subsection (b-5) of  
16 Section 12-610.2 that resulted in great bodily harm,  
17 permanent disability, or disfigurement, in which case the  
18 driving privileges of the person shall be suspended for 12  
19 months;

20 51. Has committed a violation of Section 10-15 Of the  
21 Cannabis Regulation and Tax Act or a similar provision of  
22 a local ordinance while in a motor vehicle; or

23 52. Has committed a violation of subsection (b) of  
24 Section 10-20 of the Cannabis Regulation and Tax Act or a  
25 similar provision of a local ordinance.

26 For purposes of paragraphs 5, 9, 10, 12, 14, 19, 25, 26,

1 and 27 of this subsection, license means any driver's license,  
2 any traffic ticket issued when the person's driver's license  
3 is deposited in lieu of bail, a suspension notice issued by the  
4 Secretary of State, a duplicate or corrected driver's license,  
5 a probationary driver's license, or a temporary driver's  
6 license.

7 (b) If any conviction forming the basis of a suspension or  
8 revocation authorized under this Section is appealed, the  
9 Secretary of State may rescind or withhold the entry of the  
10 order of suspension or revocation, as the case may be,  
11 provided that a certified copy of a stay order of a court is  
12 filed with the Secretary of State. If the conviction is  
13 affirmed on appeal, the date of the conviction shall relate  
14 back to the time the original judgment of conviction was  
15 entered and the 6-month limitation prescribed shall not apply.

16 (c) 1. Upon suspending or revoking the driver's license or  
17 permit of any person as authorized in this Section, the  
18 Secretary of State shall immediately notify the person in  
19 writing of the revocation or suspension. The notice to be  
20 deposited in the United States mail, postage prepaid, to the  
21 last known address of the person.

22 2. If the Secretary of State suspends the driver's license  
23 of a person under subsection 2 of paragraph (a) of this  
24 Section, a person's privilege to operate a vehicle as an  
25 occupation shall not be suspended, provided an affidavit is  
26 properly completed, the appropriate fee received, and a permit

1 issued prior to the effective date of the suspension, unless 5  
2 offenses were committed, at least 2 of which occurred while  
3 operating a commercial vehicle in connection with the driver's  
4 regular occupation. All other driving privileges shall be  
5 suspended by the Secretary of State. Any driver prior to  
6 operating a vehicle for occupational purposes only must submit  
7 the affidavit on forms to be provided by the Secretary of State  
8 setting forth the facts of the person's occupation. The  
9 affidavit shall also state the number of offenses committed  
10 while operating a vehicle in connection with the driver's  
11 regular occupation. The affidavit shall be accompanied by the  
12 driver's license. Upon receipt of a properly completed  
13 affidavit, the Secretary of State shall issue the driver a  
14 permit to operate a vehicle in connection with the driver's  
15 regular occupation only. Unless the permit is issued by the  
16 Secretary of State prior to the date of suspension, the  
17 privilege to drive any motor vehicle shall be suspended as set  
18 forth in the notice that was mailed under this Section. If an  
19 affidavit is received subsequent to the effective date of this  
20 suspension, a permit may be issued for the remainder of the  
21 suspension period.

22 The provisions of this subparagraph shall not apply to any  
23 driver required to possess a CDL for the purpose of operating a  
24 commercial motor vehicle.

25 Any person who falsely states any fact in the affidavit  
26 required herein shall be guilty of perjury under Section 6-302

1 and upon conviction thereof shall have all driving privileges  
2 revoked without further rights.

3 3. At the conclusion of a hearing under Section 2-118 of  
4 this Code, the Secretary of State shall either rescind or  
5 continue an order of revocation or shall substitute an order  
6 of suspension; or, good cause appearing therefor, rescind,  
7 continue, change, or extend the order of suspension. If the  
8 Secretary of State does not rescind the order, the Secretary  
9 may upon application, to relieve undue hardship (as defined by  
10 the rules of the Secretary of State), issue a restricted  
11 driving permit granting the privilege of driving a motor  
12 vehicle between the petitioner's residence and petitioner's  
13 place of employment or within the scope of the petitioner's  
14 employment-related duties, or to allow the petitioner to  
15 transport himself or herself, or a family member of the  
16 petitioner's household to a medical facility, to receive  
17 necessary medical care, to allow the petitioner to transport  
18 himself or herself to and from alcohol or drug remedial or  
19 rehabilitative activity recommended by a licensed service  
20 provider, or to allow the petitioner to transport himself or  
21 herself or a family member of the petitioner's household to  
22 classes, as a student, at an accredited educational  
23 institution, or to allow the petitioner to transport children,  
24 elderly persons, or persons with disabilities who do not hold  
25 driving privileges and are living in the petitioner's  
26 household to and from day care ~~daycare~~. The petitioner must

1 demonstrate that no alternative means of transportation is  
2 reasonably available and that the petitioner will not endanger  
3 the public safety or welfare.

4 (A) If a person's license or permit is revoked or  
5 suspended due to 2 or more convictions of violating  
6 Section 11-501 of this Code or a similar provision of a  
7 local ordinance or a similar out-of-state offense, or  
8 Section 9-3 of the Criminal Code of 1961 or the Criminal  
9 Code of 2012, where the use of alcohol or other drugs is  
10 recited as an element of the offense, or a similar  
11 out-of-state offense, or a combination of these offenses,  
12 arising out of separate occurrences, that person, if  
13 issued a restricted driving permit, may not operate a  
14 vehicle unless it has been equipped with an ignition  
15 interlock device as defined in Section 1-129.1.

16 (B) If a person's license or permit is revoked or  
17 suspended 2 or more times due to any combination of:

18 (i) a single conviction of violating Section  
19 11-501 of this Code or a similar provision of a local  
20 ordinance or a similar out-of-state offense or Section  
21 9-3 of the Criminal Code of 1961 or the Criminal Code  
22 of 2012, where the use of alcohol or other drugs is  
23 recited as an element of the offense, or a similar  
24 out-of-state offense; or

25 (ii) a statutory summary suspension or revocation  
26 under Section 11-501.1; or

1           (iii) a suspension under Section 6-203.1;  
2           arising out of separate occurrences; that person, if  
3           issued a restricted driving permit, may not operate a  
4           vehicle unless it has been equipped with an ignition  
5           interlock device as defined in Section 1-129.1.

6           (B-5) If a person's license or permit is revoked or  
7           suspended due to a conviction for a violation of  
8           subparagraph (C) or (F) of paragraph (1) of subsection (d)  
9           of Section 11-501 of this Code, or a similar provision of a  
10          local ordinance or similar out-of-state offense, that  
11          person, if issued a restricted driving permit, may not  
12          operate a vehicle unless it has been equipped with an  
13          ignition interlock device as defined in Section 1-129.1.

14          (C) The person issued a permit conditioned upon the  
15          use of an ignition interlock device must pay to the  
16          Secretary of State DUI Administration Fund an amount not  
17          to exceed \$30 per month. The Secretary shall establish by  
18          rule the amount and the procedures, terms, and conditions  
19          relating to these fees.

20          (D) If the restricted driving permit is issued for  
21          employment purposes, then the prohibition against  
22          operating a motor vehicle that is not equipped with an  
23          ignition interlock device does not apply to the operation  
24          of an occupational vehicle owned or leased by that  
25          person's employer when used solely for employment  
26          purposes. For any person who, within a 5-year period, is

1 convicted of a second or subsequent offense under Section  
2 11-501 of this Code, or a similar provision of a local  
3 ordinance or similar out-of-state offense, this employment  
4 exemption does not apply until either a one-year period  
5 has elapsed during which that person had his or her  
6 driving privileges revoked or a one-year period has  
7 elapsed during which that person had a restricted driving  
8 permit which required the use of an ignition interlock  
9 device on every motor vehicle owned or operated by that  
10 person.

11 (E) In each case the Secretary may issue a restricted  
12 driving permit for a period deemed appropriate, except  
13 that all permits shall expire no later than 2 years from  
14 the date of issuance. A restricted driving permit issued  
15 under this Section shall be subject to cancellation,  
16 revocation, and suspension by the Secretary of State in  
17 like manner and for like cause as a driver's license  
18 issued under this Code may be cancelled, revoked, or  
19 suspended; except that a conviction upon one or more  
20 offenses against laws or ordinances regulating the  
21 movement of traffic shall be deemed sufficient cause for  
22 the revocation, suspension, or cancellation of a  
23 restricted driving permit. The Secretary of State may, as  
24 a condition to the issuance of a restricted driving  
25 permit, require the applicant to participate in a  
26 designated driver remedial or rehabilitative program. The

1 Secretary of State is authorized to cancel a restricted  
2 driving permit if the permit holder does not successfully  
3 complete the program.

4 (F) A person subject to the provisions of paragraph 4  
5 of subsection (b) of Section 6-208 of this Code may make  
6 application for a restricted driving permit at a hearing  
7 conducted under Section 2-118 of this Code after the  
8 expiration of 5 years from the effective date of the most  
9 recent revocation or after 5 years from the date of  
10 release from a period of imprisonment resulting from a  
11 conviction of the most recent offense, whichever is later,  
12 provided the person, in addition to all other requirements  
13 of the Secretary, shows by clear and convincing evidence:

14 (i) a minimum of 3 years of uninterrupted  
15 abstinence from alcohol and the unlawful use or  
16 consumption of cannabis under the Cannabis Control  
17 Act, a controlled substance under the Illinois  
18 Controlled Substances Act, an intoxicating compound  
19 under the Use of Intoxicating Compounds Act, or  
20 methamphetamine under the Methamphetamine Control and  
21 Community Protection Act; and

22 (ii) the successful completion of any  
23 rehabilitative treatment and involvement in any  
24 ongoing rehabilitative activity that may be  
25 recommended by a properly licensed service provider  
26 according to an assessment of the person's alcohol or

1 drug use under Section 11-501.01 of this Code.

2 In determining whether an applicant is eligible for a  
3 restricted driving permit under this subparagraph (F), the  
4 Secretary may consider any relevant evidence, including,  
5 but not limited to, testimony, affidavits, records, and  
6 the results of regular alcohol or drug tests. Persons  
7 subject to the provisions of paragraph 4 of subsection (b)  
8 of Section 6-208 of this Code and who have been convicted  
9 of more than one violation of paragraph (3), paragraph  
10 (4), or paragraph (5) of subsection (a) of Section 11-501  
11 of this Code shall not be eligible to apply for a  
12 restricted driving permit under this subparagraph (F).

13 A restricted driving permit issued under this  
14 subparagraph (F) shall provide that the holder may only  
15 operate motor vehicles equipped with an ignition interlock  
16 device as required under paragraph (2) of subsection (c)  
17 of Section 6-205 of this Code and subparagraph (A) of  
18 paragraph 3 of subsection (c) of this Section. The  
19 Secretary may revoke a restricted driving permit or amend  
20 the conditions of a restricted driving permit issued under  
21 this subparagraph (F) if the holder operates a vehicle  
22 that is not equipped with an ignition interlock device, or  
23 for any other reason authorized under this Code.

24 A restricted driving permit issued under this  
25 subparagraph (F) shall be revoked, and the holder barred  
26 from applying for or being issued a restricted driving

1 permit in the future, if the holder is convicted of a  
2 violation of Section 11-501 of this Code, a similar  
3 provision of a local ordinance, or a similar offense in  
4 another state.

5 (c-3) In the case of a suspension under paragraph 43 of  
6 subsection (a), reports received by the Secretary of State  
7 under this Section shall, except during the actual time the  
8 suspension is in effect, be privileged information and for use  
9 only by the courts, police officers, prosecuting authorities,  
10 the driver licensing administrator of any other state, the  
11 Secretary of State, or the parent or legal guardian of a driver  
12 under the age of 18. However, beginning January 1, 2008, if the  
13 person is a CDL holder, the suspension shall also be made  
14 available to the driver licensing administrator of any other  
15 state, the U.S. Department of Transportation, and the affected  
16 driver or motor carrier or prospective motor carrier upon  
17 request.

18 (c-4) In the case of a suspension under paragraph 43 of  
19 subsection (a), the Secretary of State shall notify the person  
20 by mail that his or her driving privileges and driver's  
21 license will be suspended one month after the date of the  
22 mailing of the notice.

23 (c-5) The Secretary of State may, as a condition of the  
24 reissuance of a driver's license or permit to an applicant  
25 whose driver's license or permit has been suspended before he  
26 or she reached the age of 21 years pursuant to any of the

1 provisions of this Section, require the applicant to  
2 participate in a driver remedial education course and be  
3 retested under Section 6-109 of this Code.

4 (d) This Section is subject to the provisions of the  
5 Driver License Compact.

6 (e) The Secretary of State shall not issue a restricted  
7 driving permit to a person under the age of 16 years whose  
8 driving privileges have been suspended or revoked under any  
9 provisions of this Code.

10 (f) In accordance with 49 CFR 384, the Secretary of State  
11 may not issue a restricted driving permit for the operation of  
12 a commercial motor vehicle to a person holding a CDL whose  
13 driving privileges have been suspended, revoked, cancelled, or  
14 disqualified under any provisions of this Code.

15 (Source: P.A. 102-299, eff. 8-6-21; 102-558, eff. 8-20-21;  
16 102-749, eff. 1-1-23; 102-813, eff. 5-13-22; 102-982, eff.  
17 7-1-23; 103-154, eff. 6-30-23; 103-822, eff. 1-1-25; 103-1071,  
18 eff. 7-1-25; revised 10-27-25.)

19 (Text of Section after amendment by P.A. 104-400)

20 Sec. 6-206. Discretionary authority to suspend or revoke  
21 license or permit; right to a hearing.

22 (a) The Secretary of State is authorized to suspend or  
23 revoke the driving privileges of any person without  
24 preliminary hearing upon a showing of the person's records or  
25 other sufficient evidence that the person:

1           1. Has committed an offense for which mandatory  
2 revocation of a driver's license or permit is required  
3 upon conviction;

4           2. Has been convicted of not less than 3 offenses  
5 against traffic regulations governing the movement of  
6 vehicles committed within any 12-month period. No  
7 revocation or suspension shall be entered more than 6  
8 months after the date of last conviction;

9           3. Has been repeatedly involved as a driver in motor  
10 vehicle collisions or has been repeatedly convicted of  
11 offenses against laws and ordinances regulating the  
12 movement of traffic, to a degree that indicates lack of  
13 ability to exercise ordinary and reasonable care in the  
14 safe operation of a motor vehicle or disrespect for the  
15 traffic laws and the safety of other persons upon the  
16 highway;

17           4. Has by the unlawful operation of a motor vehicle  
18 caused or contributed to a crash resulting in injury  
19 requiring immediate professional treatment in a medical  
20 facility or doctor's office to any person, except that any  
21 suspension or revocation imposed by the Secretary of State  
22 under the provisions of this subsection shall start no  
23 later than 6 months after being convicted of violating a  
24 law or ordinance regulating the movement of traffic, which  
25 violation is related to the crash, or shall start not more  
26 than one year after the date of the crash, whichever date

1 occurs later;

2 5. Has permitted an unlawful or fraudulent use of a  
3 driver's license, identification card, or permit;

4 6. Has been lawfully convicted of an offense or  
5 offenses in another state, including the authorization  
6 contained in Section 6-203.1, which if committed within  
7 this State would be grounds for suspension or revocation;

8 7. Has refused or failed to submit to an examination  
9 provided for by Section 6-207 or has failed to pass the  
10 examination;

11 8. Is ineligible for a driver's license or permit  
12 under the provisions of Section 6-103;

13 9. Has made a false statement or knowingly concealed a  
14 material fact or has used false information or  
15 identification in any application for a license,  
16 identification card, or permit;

17 10. Has possessed, displayed, or attempted to  
18 fraudulently use any license, identification card, or  
19 permit not issued to the person;

20 11. Has operated a motor vehicle upon a highway of  
21 this State when the person's driving privilege or  
22 privilege to obtain a driver's license or permit was  
23 revoked or suspended unless the operation was authorized  
24 by a monitoring device driving permit, judicial driving  
25 permit issued prior to January 1, 2009, probationary  
26 license to drive, or restricted driving permit issued

1 under this Code;

2 12. Has submitted to any portion of the application  
3 process for another person or has obtained the services of  
4 another person to submit to any portion of the application  
5 process for the purpose of obtaining a license,  
6 identification card, or permit for some other person;

7 13. Has operated a motor vehicle upon a highway of  
8 this State when the person's driver's license or permit  
9 was invalid under the provisions of Sections 6-107.1 and  
10 6-110;

11 14. Has committed a violation of Section 6-301,  
12 6-301.1, or 6-301.2 of this Code, or Section 14, 14A, or  
13 14B of the Illinois Identification Card Act or a similar  
14 offense in another state if, at the time of the offense,  
15 the person held an Illinois driver's license or  
16 identification card;

17 15. Has been convicted of violating Section 21-2 of  
18 the Criminal Code of 1961 or the Criminal Code of 2012  
19 relating to criminal trespass to vehicles if the person  
20 exercised actual physical control over the vehicle during  
21 the commission of the offense, in which case the  
22 suspension shall be for one year;

23 16. Has been convicted of violating Section 11-204 of  
24 this Code relating to fleeing from a peace officer;

25 17. Has refused to submit to a test, or tests, as  
26 required under Section 11-501.1 of this Code and the

1 person has not sought a hearing as provided for in Section  
2 11-501.1;

3 18. (Blank);

4 19. Has committed a violation of paragraph (a) or (b)  
5 of Section 6-101 relating to driving without a driver's  
6 license;

7 20. Has been convicted of violating Section 6-104  
8 relating to classification of driver's license;

9 21. Has been convicted of violating Section 11-402 of  
10 this Code relating to leaving the scene of a crash  
11 resulting in damage to a vehicle in excess of \$1,000, in  
12 which case the suspension shall be for one year;

13 22. Has used a motor vehicle in violating paragraph  
14 (3), (4), (7), or (9) of subsection (a) of Section 24-1 of  
15 the Criminal Code of 1961 or the Criminal Code of 2012  
16 relating to unlawful possession of weapons, in which case  
17 the suspension shall be for one year;

18 23. Has, as a driver, been convicted of committing a  
19 violation of paragraph (a) of Section 11-502 of this Code  
20 for a second or subsequent time within one year of a  
21 similar violation;

22 24. Has been convicted by a court-martial or punished  
23 by non-judicial punishment by military authorities of the  
24 United States at a military installation in Illinois or in  
25 another state of or for a traffic-related offense that is  
26 the same as or similar to an offense specified under

1 Section 6-205 or 6-206 of this Code;

2 25. Has permitted any form of identification to be  
3 used by another in the application process in order to  
4 obtain or attempt to obtain a license, identification  
5 card, or permit;

6 26. Has altered or attempted to alter a license or has  
7 possessed an altered license, identification card, or  
8 permit;

9 27. (Blank);

10 28. Has been convicted for a first time of the illegal  
11 possession, while operating or in actual physical control,  
12 as a driver, of a motor vehicle, of any controlled  
13 substance prohibited under the Illinois Controlled  
14 Substances Act, any cannabis prohibited under the Cannabis  
15 Control Act, or any methamphetamine prohibited under the  
16 Methamphetamine Control and Community Protection Act, in  
17 which case the person's driving privileges shall be  
18 suspended for one year. Any defendant found guilty of this  
19 offense while operating a motor vehicle shall have an  
20 entry made in the court record by the presiding judge that  
21 this offense did occur while the defendant was operating a  
22 motor vehicle and order the clerk of the court to report  
23 the violation to the Secretary of State;

24 29. Has been convicted of the following offenses that  
25 were committed while the person was operating or in actual  
26 physical control, as a driver, of a motor vehicle:

1 criminal sexual assault, predatory criminal sexual assault  
2 of a child, aggravated criminal sexual assault, criminal  
3 sexual abuse, aggravated criminal sexual abuse, juvenile  
4 pimping, soliciting for a sexually exploited child,  
5 promoting commercial sexual exploitation of a child as  
6 described in subdivision (a)(1), (a)(2), or (a)(3) of  
7 Section 11-14.4 of the Criminal Code of 1961 or the  
8 Criminal Code of 2012, and the manufacture, sale or  
9 delivery of controlled substances or instruments used for  
10 illegal drug use or abuse in which case the driver's  
11 driving privileges shall be suspended for one year;

12 30. Has been convicted a second or subsequent time for  
13 any combination of the offenses named in paragraph 29 of  
14 this subsection, in which case the person's driving  
15 privileges shall be suspended for 5 years;

16 31. Has refused to submit to a test as required by  
17 Section 11-501.6 of this Code or Section 5-16c of the Boat  
18 Registration and Safety Act or has submitted to a test  
19 resulting in an alcohol concentration of 0.08 or more or  
20 any amount of a drug, substance, or compound resulting  
21 from the unlawful use or consumption of cannabis as listed  
22 in the Cannabis Control Act, a controlled substance as  
23 listed in the Illinois Controlled Substances Act, an  
24 intoxicating compound as listed in the Use of Intoxicating  
25 Compounds Act, or methamphetamine as listed in the  
26 Methamphetamine Control and Community Protection Act, in

1           which case the penalty shall be as prescribed in Section  
2           6-208.1;

3           32. Has been convicted of Section 24-1.2 of the  
4           Criminal Code of 1961 or the Criminal Code of 2012  
5           relating to the aggravated discharge of a firearm if the  
6           offender was located in a motor vehicle at the time the  
7           firearm was discharged, in which case the suspension shall  
8           be for 3 years;

9           33. Has as a driver, who was less than 21 years of age  
10          on the date of the offense, been convicted a first time of  
11          a violation of paragraph (a) of Section 11-502 of this  
12          Code or a similar provision of a local ordinance;

13          34. Has committed a violation of Section 11-1301.5 of  
14          this Code or a similar provision of a local ordinance;

15          35. Has committed a violation of Section 11-1301.6 of  
16          this Code or a similar provision of a local ordinance;

17          36. Is under the age of 21 years at the time of arrest  
18          and has been convicted of not less than 2 offenses against  
19          traffic regulations governing the movement of vehicles  
20          committed within any 24-month period. No revocation or  
21          suspension shall be entered more than 6 months after the  
22          date of last conviction;

23          37. Has committed a violation of subsection (c),  
24          (c-5), or (c-10) of Section 11-907 of this Code that  
25          resulted in damage to the property of another or the death  
26          or injury of another;

1           38. Has been convicted of a violation of Section 6-20  
2 of the Liquor Control Act of 1934 or a similar provision of  
3 a local ordinance and the person was an occupant of a motor  
4 vehicle at the time of the violation;

5           39. Has committed a second or subsequent violation of  
6 Section 11-1201 of this Code;

7           40. Has committed a violation of subsection (a-1) of  
8 Section 11-908 of this Code;

9           41. Has committed a second or subsequent violation of  
10 Section 11-605.1 of this Code, a similar provision of a  
11 local ordinance, or a similar violation in any other state  
12 within 2 years of the date of the previous violation, in  
13 which case the suspension shall be for 90 days;

14           42. Has committed a violation of subsection (a-1) of  
15 Section 11-1301.3 of this Code or a similar provision of a  
16 local ordinance;

17           43. Has received a disposition of court supervision  
18 for a violation of subsection (a), (d), or (e) of Section  
19 6-20 of the Liquor Control Act of 1934 or a similar  
20 provision of a local ordinance and the person was an  
21 occupant of a motor vehicle at the time of the violation,  
22 in which case the suspension shall be for a period of 3  
23 months;

24           44. Is under the age of 21 years at the time of arrest  
25 and has been convicted of an offense against traffic  
26 regulations governing the movement of vehicles after

1           having previously had his or her driving privileges  
2           suspended or revoked pursuant to subparagraph 36 of this  
3           Section;

4           45. Has, in connection with or during the course of a  
5           formal hearing conducted under Section 2-118 of this Code:  
6           (i) committed perjury; (ii) submitted fraudulent or  
7           falsified documents; (iii) submitted documents that have  
8           been materially altered; or (iv) submitted, as his or her  
9           own, documents that were in fact prepared or composed for  
10          another person;

11          46. Has committed a violation of subsection (j) of  
12          Section 3-413 of this Code;

13          47. Has committed a violation of subsection (a) of  
14          Section 11-502.1 of this Code;

15          48. Has submitted a falsified or altered medical  
16          examiner's certificate to the Secretary of State or  
17          provided false information to obtain a medical examiner's  
18          certificate;

19          49. Has been convicted of a violation of Section  
20          11-1002 or 11-1002.5 that resulted in a Type A injury to  
21          another, in which case the driving privileges of the  
22          person shall be suspended for 12 months;

23          50. Has committed a violation of subsection (b-5) of  
24          Section 12-610.2 that resulted in great bodily harm,  
25          permanent disability, or disfigurement, in which case the  
26          driving privileges of the person shall be suspended for 12

1 months;

2 51. Has committed a violation of Section 10-15 Of the  
3 Cannabis Regulation and Tax Act or a similar provision of  
4 a local ordinance while in a motor vehicle; ~~or~~

5 52. Has committed a violation of subsection (b) of  
6 Section 10-20 of the Cannabis Regulation and Tax Act or a  
7 similar provision of a local ordinance; or.

8 53. Has been convicted of a violation of subsection  
9 (g) of Section 6-107 of this Code that resulted in bodily  
10 harm or permanent disability to another.

11 For purposes of paragraphs 5, 9, 10, 12, 14, 19, 25, 26,  
12 and 27 of this subsection, license means any driver's license,  
13 any traffic ticket issued when the person's driver's license  
14 is deposited in lieu of bail, a suspension notice issued by the  
15 Secretary of State, a duplicate or corrected driver's license,  
16 a probationary driver's license, or a temporary driver's  
17 license.

18 (b) If any conviction forming the basis of a suspension or  
19 revocation authorized under this Section is appealed, the  
20 Secretary of State may rescind or withhold the entry of the  
21 order of suspension or revocation, as the case may be,  
22 provided that a certified copy of a stay order of a court is  
23 filed with the Secretary of State. If the conviction is  
24 affirmed on appeal, the date of the conviction shall relate  
25 back to the time the original judgment of conviction was  
26 entered and the 6-month limitation prescribed shall not apply.

1 (c) 1. Upon suspending or revoking the driver's license or  
2 permit of any person as authorized in this Section, the  
3 Secretary of State shall immediately notify the person in  
4 writing of the revocation or suspension. The notice to be  
5 deposited in the United States mail, postage prepaid, to the  
6 last known address of the person.

7 2. If the Secretary of State suspends the driver's license  
8 of a person under subsection 2 of paragraph (a) of this  
9 Section, a person's privilege to operate a vehicle as an  
10 occupation shall not be suspended, provided an affidavit is  
11 properly completed, the appropriate fee received, and a permit  
12 issued prior to the effective date of the suspension, unless 5  
13 offenses were committed, at least 2 of which occurred while  
14 operating a commercial vehicle in connection with the driver's  
15 regular occupation. All other driving privileges shall be  
16 suspended by the Secretary of State. Any driver prior to  
17 operating a vehicle for occupational purposes only must submit  
18 the affidavit on forms to be provided by the Secretary of State  
19 setting forth the facts of the person's occupation. The  
20 affidavit shall also state the number of offenses committed  
21 while operating a vehicle in connection with the driver's  
22 regular occupation. The affidavit shall be accompanied by the  
23 driver's license. Upon receipt of a properly completed  
24 affidavit, the Secretary of State shall issue the driver a  
25 permit to operate a vehicle in connection with the driver's  
26 regular occupation only. Unless the permit is issued by the

1 Secretary of State prior to the date of suspension, the  
2 privilege to drive any motor vehicle shall be suspended as set  
3 forth in the notice that was mailed under this Section. If an  
4 affidavit is received subsequent to the effective date of this  
5 suspension, a permit may be issued for the remainder of the  
6 suspension period.

7 The provisions of this subparagraph shall not apply to any  
8 driver required to possess a CDL for the purpose of operating a  
9 commercial motor vehicle.

10 Any person who falsely states any fact in the affidavit  
11 required herein shall be guilty of perjury under Section 6-302  
12 and upon conviction thereof shall have all driving privileges  
13 revoked without further rights.

14 3. At the conclusion of a hearing under Section 2-118 of  
15 this Code, the Secretary of State shall either rescind or  
16 continue an order of revocation or shall substitute an order  
17 of suspension; or, good cause appearing therefor, rescind,  
18 continue, change, or extend the order of suspension. If the  
19 Secretary of State does not rescind the order, the Secretary  
20 may upon application, to relieve undue hardship (as defined by  
21 the rules of the Secretary of State), issue a restricted  
22 driving permit granting the privilege of driving a motor  
23 vehicle between the petitioner's residence and petitioner's  
24 place of employment or within the scope of the petitioner's  
25 employment-related duties, or to allow the petitioner to  
26 transport himself or herself, or a family member of the

1 petitioner's household to a medical facility, to receive  
2 necessary medical care, to allow the petitioner to transport  
3 himself or herself to and from alcohol or drug remedial or  
4 rehabilitative activity recommended by a licensed service  
5 provider, or to allow the petitioner to transport himself or  
6 herself or a family member of the petitioner's household to  
7 classes, as a student, at an accredited educational  
8 institution, or to allow the petitioner to transport children,  
9 elderly persons, or persons with disabilities who do not hold  
10 driving privileges and are living in the petitioner's  
11 household to and from day care ~~daycare~~. The petitioner must  
12 demonstrate that no alternative means of transportation is  
13 reasonably available and that the petitioner will not endanger  
14 the public safety or welfare.

15 (A) If a person's license or permit is revoked or  
16 suspended due to 2 or more convictions of violating  
17 Section 11-501 of this Code or a similar provision of a  
18 local ordinance or a similar out-of-state offense, or  
19 Section 9-3 of the Criminal Code of 1961 or the Criminal  
20 Code of 2012, where the use of alcohol or other drugs is  
21 recited as an element of the offense, or a similar  
22 out-of-state offense, or a combination of these offenses,  
23 arising out of separate occurrences, that person, if  
24 issued a restricted driving permit, may not operate a  
25 vehicle unless it has been equipped with an ignition  
26 interlock device as defined in Section 1-129.1.

1 (B) If a person's license or permit is revoked or  
2 suspended 2 or more times due to any combination of:

3 (i) a single conviction of violating Section  
4 11-501 of this Code or a similar provision of a local  
5 ordinance or a similar out-of-state offense or Section  
6 9-3 of the Criminal Code of 1961 or the Criminal Code  
7 of 2012, where the use of alcohol or other drugs is  
8 recited as an element of the offense, or a similar  
9 out-of-state offense; or

10 (ii) a statutory summary suspension or revocation  
11 under Section 11-501.1; or

12 (iii) a suspension under Section 6-203.1;  
13 arising out of separate occurrences; that person, if  
14 issued a restricted driving permit, may not operate a  
15 vehicle unless it has been equipped with an ignition  
16 interlock device as defined in Section 1-129.1.

17 (B-5) If a person's license or permit is revoked or  
18 suspended due to a conviction for a violation of  
19 subparagraph (C) or (F) of paragraph (1) of subsection (d)  
20 of Section 11-501 of this Code, or a similar provision of a  
21 local ordinance or similar out-of-state offense, that  
22 person, if issued a restricted driving permit, may not  
23 operate a vehicle unless it has been equipped with an  
24 ignition interlock device as defined in Section 1-129.1.

25 (C) The person issued a permit conditioned upon the  
26 use of an ignition interlock device must pay to the

1 Secretary of State DUI Administration Fund an amount not  
2 to exceed \$30 per month. The Secretary shall establish by  
3 rule the amount and the procedures, terms, and conditions  
4 relating to these fees.

5 (D) If the restricted driving permit is issued for  
6 employment purposes, then the prohibition against  
7 operating a motor vehicle that is not equipped with an  
8 ignition interlock device does not apply to the operation  
9 of an occupational vehicle owned or leased by that  
10 person's employer when used solely for employment  
11 purposes. For any person who, within a 5-year period, is  
12 convicted of a second or subsequent offense under Section  
13 11-501 of this Code, or a similar provision of a local  
14 ordinance or similar out-of-state offense, this employment  
15 exemption does not apply until either a one-year period  
16 has elapsed during which that person had his or her  
17 driving privileges revoked or a one-year period has  
18 elapsed during which that person had a restricted driving  
19 permit which required the use of an ignition interlock  
20 device on every motor vehicle owned or operated by that  
21 person.

22 (E) In each case the Secretary may issue a restricted  
23 driving permit for a period deemed appropriate, except  
24 that all permits shall expire no later than 2 years from  
25 the date of issuance. A restricted driving permit issued  
26 under this Section shall be subject to cancellation,

1 revocation, and suspension by the Secretary of State in  
2 like manner and for like cause as a driver's license  
3 issued under this Code may be cancelled, revoked, or  
4 suspended; except that a conviction upon one or more  
5 offenses against laws or ordinances regulating the  
6 movement of traffic shall be deemed sufficient cause for  
7 the revocation, suspension, or cancellation of a  
8 restricted driving permit. The Secretary of State may, as  
9 a condition to the issuance of a restricted driving  
10 permit, require the applicant to participate in a  
11 designated driver remedial or rehabilitative program. The  
12 Secretary of State is authorized to cancel a restricted  
13 driving permit if the permit holder does not successfully  
14 complete the program.

15 (F) A person subject to the provisions of paragraph 4  
16 of subsection (b) of Section 6-208 of this Code may make  
17 application for a restricted driving permit at a hearing  
18 conducted under Section 2-118 of this Code after the  
19 expiration of 5 years from the effective date of the most  
20 recent revocation or after 5 years from the date of  
21 release from a period of imprisonment resulting from a  
22 conviction of the most recent offense, whichever is later,  
23 provided the person, in addition to all other requirements  
24 of the Secretary, shows by clear and convincing evidence:

25 (i) a minimum of 3 years of uninterrupted  
26 abstinence from alcohol and the unlawful use or

1 consumption of cannabis under the Cannabis Control  
2 Act, a controlled substance under the Illinois  
3 Controlled Substances Act, an intoxicating compound  
4 under the Use of Intoxicating Compounds Act, or  
5 methamphetamine under the Methamphetamine Control and  
6 Community Protection Act; and

7 (ii) the successful completion of any  
8 rehabilitative treatment and involvement in any  
9 ongoing rehabilitative activity that may be  
10 recommended by a properly licensed service provider  
11 according to an assessment of the person's alcohol or  
12 drug use under Section 11-501.01 of this Code.

13 In determining whether an applicant is eligible for a  
14 restricted driving permit under this subparagraph (F), the  
15 Secretary may consider any relevant evidence, including,  
16 but not limited to, testimony, affidavits, records, and  
17 the results of regular alcohol or drug tests. Persons  
18 subject to the provisions of paragraph 4 of subsection (b)  
19 of Section 6-208 of this Code and who have been convicted  
20 of more than one violation of paragraph (3), paragraph  
21 (4), or paragraph (5) of subsection (a) of Section 11-501  
22 of this Code shall not be eligible to apply for a  
23 restricted driving permit under this subparagraph (F).

24 A restricted driving permit issued under this  
25 subparagraph (F) shall provide that the holder may only  
26 operate motor vehicles equipped with an ignition interlock

1 device as required under paragraph (2) of subsection (c)  
2 of Section 6-205 of this Code and subparagraph (A) of  
3 paragraph 3 of subsection (c) of this Section. The  
4 Secretary may revoke a restricted driving permit or amend  
5 the conditions of a restricted driving permit issued under  
6 this subparagraph (F) if the holder operates a vehicle  
7 that is not equipped with an ignition interlock device, or  
8 for any other reason authorized under this Code.

9 A restricted driving permit issued under this  
10 subparagraph (F) shall be revoked, and the holder barred  
11 from applying for or being issued a restricted driving  
12 permit in the future, if the holder is convicted of a  
13 violation of Section 11-501 of this Code, a similar  
14 provision of a local ordinance, or a similar offense in  
15 another state.

16 (c-3) In the case of a suspension under paragraph 43 of  
17 subsection (a), reports received by the Secretary of State  
18 under this Section shall, except during the actual time the  
19 suspension is in effect, be privileged information and for use  
20 only by the courts, police officers, prosecuting authorities,  
21 the driver licensing administrator of any other state, the  
22 Secretary of State, or the parent or legal guardian of a driver  
23 under the age of 18. However, beginning January 1, 2008, if the  
24 person is a CDL holder, the suspension shall also be made  
25 available to the driver licensing administrator of any other  
26 state, the U.S. Department of Transportation, and the affected

1 driver or motor carrier or prospective motor carrier upon  
2 request.

3 (c-4) In the case of a suspension under paragraph 43 of  
4 subsection (a), the Secretary of State shall notify the person  
5 by mail that his or her driving privileges and driver's  
6 license will be suspended one month after the date of the  
7 mailing of the notice.

8 (c-5) The Secretary of State may, as a condition of the  
9 reissuance of a driver's license or permit to an applicant  
10 whose driver's license or permit has been suspended before he  
11 or she reached the age of 21 years pursuant to any of the  
12 provisions of this Section, require the applicant to  
13 participate in a driver remedial education course and be  
14 retested under Section 6-109 of this Code.

15 (d) This Section is subject to the provisions of the  
16 Driver License Compact.

17 (e) The Secretary of State shall not issue a restricted  
18 driving permit to a person under the age of 16 years whose  
19 driving privileges have been suspended or revoked under any  
20 provisions of this Code.

21 (f) In accordance with 49 CFR 384, the Secretary of State  
22 may not issue a restricted driving permit for the operation of  
23 a commercial motor vehicle to a person holding a CDL whose  
24 driving privileges have been suspended, revoked, cancelled, or  
25 disqualified under any provisions of this Code.

26 (Source: P.A. 103-154, eff. 6-30-23; 103-822, eff. 1-1-25;

1 103-1071, eff. 7-1-25; 104-400, eff. 6-1-26; revised  
2 10-27-25.)

3 Section 95. No acceleration or delay. Where this Act makes  
4 changes in a statute that is represented in this Act by text  
5 that is not yet or no longer in effect (for example, a Section  
6 represented by multiple versions), the use of that text does  
7 not accelerate or delay the taking effect of (i) the changes  
8 made by this Act or (ii) provisions derived from any other  
9 Public Act.

10 Section 99. Effective date. This Act takes effect January  
11 1, 2027.