

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 State Finance Act is amended by adding
5 Sections 5.1038 and 5.1039 as follows:

6 (30 ILCS 105/5.1038 new)

7 Sec. 5.1038. The Indigent Intelligent Speed Assistance
8 Device Fund.

9 (30 ILCS 105/5.1039 new)

10 Sec. 5.1039. The Intelligent Speed Assistance Permit Fee
11 Fund.

12 Section 10. The Illinois Vehicle Code is amended by
13 changing Section 6-208 and by adding Section 6-206.3 as
14 follows:

15 (625 ILCS 5/6-206.3 new)

16 Sec. 6-206.3. Intelligent Speed Assistance Program;
17 Intelligent Speed Assistance Permit.

18 (a) The General Assembly finds that:

19 (1) speeding is a contributing factor in approximately
20 29% of all traffic fatalities in the United States,

1 resulting in over 12,000 deaths annually, as documented by
2 the National Highway Traffic Safety Administration;

3 (2) traditional enforcement methods, including fines,
4 license points, and suspensions, have proven insufficient
5 to deter the most dangerous repeat speeders;

6 (3) approximately 75% of drivers with suspended
7 licenses continue to drive, creating ongoing public safety
8 risks, as documented in research published by the National
9 Cooperative Highway Research Program;

10 (4) intelligent speed assistance technology provides a
11 proven, cost-effective alternative to license suspension
12 that maintains individual mobility while protecting public
13 safety;

14 (5) intelligent speed assistance technology has
15 demonstrated significant safety benefits in municipal
16 fleet pilot programs, including a 64% reduction in
17 speeding in New York City's program, as documented by the
18 New York City Department of Citywide Administrative
19 Services in partnership with the United States Department
20 of Transportation Volpe National Transportation Systems
21 Center; and

22 (6) interstate travel is common, and drivers subject
23 to intelligent speed assistance requirements in one
24 jurisdiction frequently operate vehicles in other
25 jurisdictions.

26 (b) The purposes of this Section are to:

1 (1) establish a uniform Intelligent Speed Assistance
2 Program applicable to repeat and egregious speed
3 violators;

4 (2) provide an alternative to driver's license
5 suspension that maintains mobility while ensuring public
6 safety;

7 (3) create uniform violation standards and Program
8 requirements to ensure continuity when participants travel
9 or relocate between jurisdictions;

10 (4) establish clear lines of authority for Program
11 administration and enforcement;

12 (5) protect participant privacy while enabling
13 necessary data sharing for Program integrity;

14 (6) ensure Program sustainability through
15 participant-funded cost recovery;

16 (7) enable interstate reciprocity and data exchange;
17 and

18 (8) establish uniform penalties for tampering and
19 noncompliance.

20 (c) As used in this Section:

21 "Active intelligent speed assistance device" or
22 "intelligent speed assistance device" means an aftermarket
23 device that actively prevents a motor vehicle from exceeding
24 the applicable speed limit and does not interact with the
25 braking system and is installed in or integrated with a motor
26 vehicle that determines the applicable speed limit and

1 prevents the vehicle from exceeding that limit, excluding
2 dynamic speed zones, using technology such as, but not limited
3 to, integrated location-based technology, digital mapping
4 data, or camera-based sign recognition. "Active intelligent
5 speed assistance device" or "intelligent speed assistance
6 device" includes all necessary components for installation,
7 operation, monitoring, and data transmission.

8 "Approved service provider" or "service provider" means a
9 person, firm, or business entity certified by the Secretary of
10 State to install, service, tune, monitor, and remove active
11 intelligent speed assistance devices in accordance with
12 standards established under this Section.

13 "Driver record" means the record maintained by the
14 Secretary of State or obtained from another jurisdiction
15 through the National Driver Register, the Commercial Driver
16 License Information System, or the State-to-State Verification
17 Service containing information about a person's driver
18 history, including convictions, restrictions, and suspensions.

19 "Dynamic speed zone" means an area where speed limits are
20 adjusted based upon certain conditions.

21 "Enrollment" means the date an intelligent speed
22 assistance device is installed after an Intelligent Speed
23 Assistance Permit is issued.

24 "Failure to maintain" means the participant's failure to
25 keep the active intelligent speed assistance device in proper
26 working order at all times, including, but not limited to, any

1 loss of device power for 24 continuous hours or more or any
2 device lockout.

3 "Intelligent Speed Assistance Permit" or "Permit" means a
4 permit issued to a participant in the Intelligent Speed
5 Assistance Program that allows the participant to drive only
6 vehicles equipped with an active intelligent speed assistance
7 device.

8 "Intelligent Speed Assistance Program" or "Program" means
9 the Intelligent Speed Assistance Program established under
10 this Section.

11 "Participant" means a person who elects to install or is
12 required to install an active intelligent speed assistance
13 device upon suspension of the person's driver's license for
14 conviction of 2 qualifying offenses in a 12-month period and
15 who is restricted to operating only vehicles equipped with an
16 active intelligent speed assistance device under this Section.

17 "Participating jurisdiction" means any state, territory,
18 or the District of Columbia that has enacted substantially
19 similar legislation to this Section.

20 "Program violation" means tampering with, circumventing,
21 unauthorized removal of the device, or other activities as
22 defined by the Secretary of State.

23 "Qualifying offense" means a conviction of a violation of
24 Section 11-601.5 for driving 26 miles per hour or more in
25 excess of the applicable speed limit or a similar conviction
26 in another jurisdiction.

1 "Tamper" means any act intended to disable, circumvent, or
2 interfere with the proper operation of an active intelligent
3 speed assistance device, including, but not limited to,
4 unauthorized removal, physically damaging the device,
5 disconnecting electrical connections, installing signal
6 jammers or GPS blockers, or altering or manipulating software.

7 "Tune" means the process by which the intelligent speed
8 assistance device acquires vehicle data necessary for proper
9 functionality.

10 (d) The Secretary of State shall administer the
11 Intelligent Speed Assistance Program and shall:

12 (1) establish a method for active intelligent speed
13 assistance device approval;

14 (2) approve service providers;

15 (3) maintain records of all Program participants;

16 (4) coordinate with courts and law enforcement
17 regarding participant enrollment and compliance;

18 (5) exchange participant data with other participating
19 jurisdictions; and

20 (6) establish procedures for Program requirements.

21 (e) The Secretary shall suspend the driver's license or
22 driving privileges of a driver who commits 2 qualifying
23 offenses within a 12-month period as follows:

24 (1) A 12-month suspension shall be entered by the
25 Secretary for a first suspension under this Section. The
26 Secretary shall notify the driver that if the driver

1 enrolls in the Program and successfully drives on a Permit
2 for 6 months without a violation of the Program, the
3 suspension will terminate.

4 (2) The Secretary shall notify a driver whose license
5 or privileges are suspended for a second time under this
6 Section that the suspension shall remain in effect until
7 the driver enrolls in the Program and successfully drives
8 on a Permit for 12 months without a violation of the
9 Program.

10 (3) The Secretary shall notify a driver whose license
11 or privileges has been suspended for a third or subsequent
12 time under this Section that the suspension shall remain
13 in effect until the driver enrolls in the Program and
14 successfully drives on a Permit for 24 months without a
15 violation of the Program.

16 A driver who elects to participate in the Program shall
17 return the application to the Secretary. A driver who is
18 required to participate in the Program shall return the
19 application to the Secretary within 14 days of the effective
20 date of the suspension of the person's license or privileges.
21 A Permit shall not be issued if the Secretary finds that the
22 participant's driver's license is otherwise invalid or death
23 resulted from one of the qualifying offenses.

24 The participant shall have 14 days from the date the
25 Permit is issued to have an active intelligent speed
26 assistance device installed by an approved service provider.

1 An approved service provider shall provide proof of
2 installation to the Secretary within 14 days in a manner and
3 form prescribed by the Secretary. If the Secretary does not
4 receive notice of installation, the Secretary shall cancel the
5 Permit.

6 A participant in the Program must pay the Secretary a
7 Permit administration fee in an amount not to exceed \$30 per
8 month, to be deposited into the Intelligent Speed Assistance
9 Permit Fee Fund.

10 (f) A Permit shall be cancelled if the participant
11 uninstalls the active intelligent speed assistance device
12 without prior authorization from the Secretary.

13 (g) The Secretary shall record the following data to the
14 driver record:

15 (1) the participant's full name, date of birth, and
16 driver's license number;

17 (2) the participant's qualifying offenses;

18 (3) the participant's Program enrollment date; and

19 (4) the participant's Program completion date.

20 (h) A person issued a Permit may drive for any purpose and
21 at any time, subject to the rules adopted by the Secretary
22 under subsection (r). The person must, at his or her own
23 expense, drive only vehicles equipped with an active
24 intelligent speed assistance device, but in no event shall the
25 person drive a commercial motor vehicle.

26 (i) The Secretary shall recognize and enforce minimum

1 enrollment periods imposed by a participating jurisdiction if
2 both states are participating jurisdictions.

3 (j) A participant who is issued a Permit and must drive
4 employer-owned vehicles in the course of the participant's
5 employment duties may seek permission to drive an
6 employer-owned vehicle that does not have an active
7 intelligent speed assistance device. The employer shall
8 provide to the Secretary a form, as prescribed by the
9 Secretary, completed by the employer verifying that the
10 employee must drive an employer-owned vehicle in the course of
11 employment. If approved by the Secretary, the form must be in
12 the participant's possession while operating an employer-owned
13 vehicle not equipped with an active intelligent speed
14 assistance device.

15 This exemption does not apply to a participant to allow
16 the participant:

17 (1) to drive a school bus, school vehicle, a vehicle
18 designed to transport more than 15 passengers, or a
19 commercial motor vehicle;

20 (2) to drive an employer-owned motor vehicle that is
21 owned by an entity that is wholly or partially owned by the
22 participant or by a family member of the participant;

23 (3) to drive an employer-owned vehicle that is made
24 available to the participant for personal use; or

25 (4) to drive an exempted vehicle for more than 12
26 hours per day, 6 days per week.

1 (k) The Indigent Intelligent Speed Assistance Device Fund
2 is created as a special fund in the State treasury. If the
3 Secretary determines that a participant is indigent, the
4 Secretary shall provide the participant with a written
5 document as evidence of that determination, and the
6 participant shall provide that written document to an approved
7 service provider. The service provider shall install an active
8 intelligent speed assistance device on the participant's
9 vehicle without charge to the participant, and seek
10 reimbursement from the Indigent Intelligent Speed Assistance
11 Device Fund.

12 If the Secretary has deemed a participant indigent, the
13 service provider shall also provide the normal monthly
14 monitoring services and the uninstallation without charge to
15 the participant and seek reimbursement from the Indigent
16 Intelligent Speed Assistance Device Fund. Any other monetary
17 charges shall be the responsibility of the participant. A
18 service provider may not seek a security deposit from the
19 Indigent Intelligent Speed Assistance Device Fund.

20 (l) A service provider shall, for each active intelligent
21 speed assistance device, pay 5% of the total gross revenue
22 received for the intelligent speed assistance device,
23 including monthly monitoring fees, into the Indigent
24 Intelligent Speed Assistance Device Fund. This 5% shall be
25 clearly indicated as a separate surcharge on each invoice that
26 is issued. The Secretary shall conduct an annual review of the

1 Indigent Intelligent Speed Assistance Device Fund to determine
2 whether the surcharge is sufficient to provide for indigent
3 participants. The Secretary may increase or decrease this
4 surcharge requirement as needed. The Secretary shall, subject
5 to appropriation by the General Assembly, use all money in the
6 Indigent Intelligent Speed Assistance Device Fund to reimburse
7 service providers who have installed devices in vehicles of
8 indigent participants. The Secretary shall make payments to
9 the service providers every 3 months. If the amount of money in
10 the Indigent Intelligent Speed Assistance Device Fund at the
11 time payments are made is not sufficient to pay all requests
12 for reimbursement submitted during that 3-month period, the
13 Secretary shall make payments on a pro rata basis, and those
14 payments shall be considered payment in full for the requests
15 submitted. If the amount of money in the Indigent Intelligent
16 Speed Assistance Device Fund exceeds the amount necessary to
17 pay all requests for reimbursement during that 3-month period,
18 the excess amount shall remain in the Indigent Intelligent
19 Speed Assistance Device Fund. At the end of the fiscal year,
20 the excess amount shall be transferred to the Intelligent
21 Speed Assistance Permit Fee Fund.

22 (m) Upon making a determination that a violation of the
23 requirements of the Program has occurred, the Secretary shall,
24 if the participant's driver's license is suspended, extend the
25 participant's enrollment in the Program for 90 days. If the
26 driver's license suspension has already terminated prior to

1 the Secretary receiving the monitoring report that shows a
2 violation of the Program, the Secretary is authorized to
3 suspend the person's driving privileges for 90 days.

4 (n) If a person subject to intelligent speed assistance
5 program requirements in another participating jurisdiction
6 establishes legal residence in this State:

7 (1) the person shall be deemed a participant in this
8 State's Program;

9 (2) the person shall comply with all requirements of
10 this Section as if originally enrolled in this State's
11 Program;

12 (3) the remaining duration of the person's enrollment
13 period shall continue uninterrupted;

14 (4) the person shall notify the Secretary of the
15 person's participating jurisdiction intelligent speed
16 assistance program status as part of establishing
17 residence;

18 (5) the Secretary shall assume administrative
19 responsibility for the participant;

20 (6) the enrollment period and all Program requirements
21 shall continue without interruption;

22 (7) the participant shall verify that the
23 participant's active intelligent speed assistance device
24 meets this State's requirements within 30 days or install
25 a compliant intelligent speed assistance device; and

26 (8) the Secretary shall issue a Permit with an S

1 license restriction code to the Program participant.

2 (o) If a participant relocates to a nonparticipating
3 jurisdiction and establishes residency:

4 (1) for a driver who is not required to participate in
5 the Program, the Secretary shall immediately cancel the
6 participant's Permit and the participant shall be required
7 to serve the remainder of the 12-month suspension imposed
8 under subsection (e);

9 (2) for a driver who is required to participate in the
10 Program, the Secretary shall immediately cancel the
11 participant's Permit, the suspension imposed under
12 subsection (e) shall terminate, and the Secretary shall
13 impose a suspension for the period during which the driver
14 is required to use an active intelligent speed assistance
15 device.

16 A participant shall be given credit for any time served on
17 the suspension imposed under subsection (e) prior to the
18 cancellation of the Permit.

19 (p) Participating jurisdictions shall exchange the
20 following information about participants:

21 (1) the full name, date of birth, and driver's license
22 number;

23 (2) the qualifying offenses and conviction dates;

24 (3) Program enrollment date and scheduled completion
25 date;

26 (4) the number of qualifying offenses;

1 (5) the history of Program enrollment; and

2 (6) Program violations.

3 All interstate data exchanges shall use secure
4 transmission protocols, comply with all applicable federal and
5 State privacy laws, and be limited to information necessary
6 for Program administration and public safety.

7 (g) Service providers shall only collect the following
8 data:

9 (1) the participating driver's full name and driver's
10 license number;

11 (2) the intelligent speed assistance device
12 identification number;

13 (3) the vehicle identification number;

14 (4) the date, time, and duration of vehicle operation;

15 (5) the posted speed limit at the vehicle's location;

16 (6) the vehicle speed;

17 (7) any override events, including the date, time, and
18 duration;

19 (8) any tampering attempts or device malfunctions; and

20 (9) location coordinates, which shall be retained only
21 for compliance verification, not for general location
22 tracking.

23 A service provider shall retain Program participation data
24 specified in paragraphs (1) through (3) for the duration of
25 Program participation or any period as defined by the
26 Secretary and in compliance with State laws and rules. A

1 service provider shall retain Program participation data
2 specified in paragraphs (4) through (9) for 30 days from the
3 date the data was collected or any period as defined by the
4 Secretary and in compliance with State laws and rules and must
5 securely delete or dispose of the data upon expiration of the
6 30-day period. Except as necessary to administer the Program,
7 which includes providing Program participation data specified
8 in paragraphs (1) through (9) of this subsection to the
9 Secretary, a service provider in possession of Program
10 participation data specified in paragraphs (1) through (9)
11 shall not otherwise disclose, sell, share, allow access to, or
12 otherwise disseminate the data.

13 (r) The Secretary may adopt rules necessary to implement
14 the Program, in consultation with the Illinois State Police,
15 including, but not limited to:

16 (1) specifications and technical standards for active
17 intelligent speed assistance devices, including minimum
18 intelligent speed assistance device capabilities,
19 including the speed the vehicle is limited to relative to
20 the speed limit and law enforcement verification
21 protocols;

22 (2) standards and procedures for approved service
23 providers;

24 (3) active intelligent speed assistance device
25 installation, transfer, inspection, including inspection
26 by law enforcement, or removal;

1 (4) data security, retention, and privacy protocols;

2 (5) procedures for interstate data exchange;

3 (6) indigent qualifications;

4 (7) compliance monitoring and violation reporting;

5 (8) what constitutes a violation of the Program; and

6 (9) procedures for the Secretary to provide
7 Intelligent Speed Assistance data to law enforcement when
8 the Intelligent Speed Assistance Permit holder is involved
9 in a traffic crash while operating a motor vehicle
10 equipped with an Intelligent Speed Assistance device.

11 (s) The Intelligent Speed Assistance Permit Fee Fund is
12 created as a special fund in the State treasury. The Secretary
13 shall, subject to appropriation by the General Assembly, use
14 the money paid into the Intelligent Speed Assistance Permit
15 Fee Fund to offset its administrative costs for administering
16 Intelligent Speed Assistance Permits.

17 (t) It is unlawful for any person whose driving privilege
18 is restricted by being prohibited from operating a motor
19 vehicle not equipped with an intelligent speed assistance
20 device to operate a motor vehicle not equipped with an
21 intelligent speed assistance device.

22 (u) It is unlawful to tamper with or circumvent an
23 intelligent speed assistance device.

24 (v) A person convicted of violation of subsection (t) or
25 (u) is guilty of a Class A misdemeanor.

1 (625 ILCS 5/6-208) (from Ch. 95 1/2, par. 6-208)

2 Sec. 6-208. Period of suspension - application after
3 revocation.

4 (a) Except as otherwise provided by this Code or any other
5 law of this State, the Secretary of State shall not suspend a
6 driver's license, permit, or privilege to drive a motor
7 vehicle on the highways for a period of more than one year.

8 (b) Any person whose license, permit, or privilege to
9 drive a motor vehicle on the highways has been revoked shall
10 not be entitled to have such license, permit, or privilege
11 renewed or restored. However, such person may, except as
12 provided under subsections (d) and (d-5) of Section 6-205,
13 make application for a license pursuant to Section 6-106 (i)
14 if the revocation was for a cause that has been removed or (ii)
15 as provided in the following subparagraphs:

16 1. Except as provided in subparagraphs 1.3, 1.5, 2, 3,
17 4, and 5, the person may make application for a license (A)
18 after the expiration of one year from the effective date
19 of the revocation, (B) in the case of a violation of
20 paragraph (b) of Section 11-401 of this Code or a similar
21 provision of a local ordinance, after the expiration of 3
22 years from the effective date of the revocation, or (C) in
23 the case of a violation of Section 9-3 of the Criminal Code
24 of 1961 or the Criminal Code of 2012 or a similar provision
25 of a law of another state relating to the offense of
26 reckless homicide or a violation of subparagraph (F) of

1 paragraph 1 of subsection (d) of Section 11-501 of this
2 Code relating to aggravated driving under the influence of
3 alcohol, other drug or drugs, intoxicating compound or
4 compounds, or any combination thereof, if the violation
5 was the proximate cause of a death, after the expiration
6 of 2 years from the effective date of the revocation or
7 after the expiration of 24 months from the date of release
8 from a period of imprisonment as provided in Section 6-103
9 of this Code, whichever is later.

10 1.3. If the person is convicted of a second or
11 subsequent violation of Section 11-501 of this Code or a
12 similar provision of a local ordinance or a similar
13 out-of-state offense, or Section 9-3 of the Criminal Code
14 of 1961 or the Criminal Code of 2012, in which the use of
15 alcohol or other drugs is recited as an element of the
16 offense, or a similar out-of-state offense, or a
17 combination of these offenses, arising out of separate
18 occurrences, that person may not make application for a
19 driver's license until:

20 (A) the person has first been issued a restricted
21 driving permit by the Secretary of State; and

22 (B) the expiration of a continuous period of not
23 less than 5 years following the issuance of the
24 restricted driving permit during which the person's
25 restricted driving permit is not suspended, cancelled,
26 or revoked for a violation of any provision of law, or

1 any rule or regulation of the Secretary of State
2 relating to the required use of an ignition interlock
3 device.

4 1.5. If the person is convicted of a violation of
5 Section 6-303 of this Code committed while his or her
6 driver's license, permit, or privilege was revoked because
7 of a violation of Section 9-3 of the Criminal Code of 1961
8 or the Criminal Code of 2012, relating to the offense of
9 reckless homicide, or a similar provision of a law of
10 another state, the person may not make application for a
11 license or permit until the expiration of 3 years from the
12 date of the conviction.

13 2. If such person is convicted of committing a second
14 violation within a 20-year period of:

15 (A) Section 11-501 of this Code or a similar
16 provision of a local ordinance;

17 (B) Paragraph (b) of Section 11-401 of this Code
18 or a similar provision of a local ordinance;

19 (C) Section 9-3 of the Criminal Code of 1961 or the
20 Criminal Code of 2012, relating to the offense of
21 reckless homicide; or

22 (D) any combination of the above offenses
23 committed at different instances;

24 then such person may not make application for a license
25 until after the expiration of 5 years from the effective
26 date of the most recent revocation. The 20-year period

1 shall be computed by using the dates the offenses were
2 committed and shall also include similar out-of-state
3 offenses and similar offenses committed on a military
4 installation.

5 2.5. If a person is convicted of a second violation of
6 Section 6-303 of this Code committed while the person's
7 driver's license, permit, or privilege was revoked because
8 of a violation of Section 9-3 of the Criminal Code of 1961
9 or the Criminal Code of 2012, relating to the offense of
10 reckless homicide, or a similar provision of a law of
11 another state, the person may not make application for a
12 license or permit until the expiration of 5 years from the
13 date of release from a term of imprisonment.

14 3. However, except as provided in subparagraph 4, if
15 such person is convicted of committing a third violation
16 or any combination of the above offenses, including
17 similar out-of-state offenses and similar offenses
18 committed on a military installation, contained in
19 subparagraph 2, then such person may not make application
20 for a license until after the expiration of 10 years from
21 the effective date of the most recent revocation.

22 4. Except as provided in paragraph (1.5) of subsection
23 (c) of Section 6-205 and subparagraph (F) of paragraph 3
24 of subsection (c) of Section 6-206 of this Code, the
25 person may not make application for a license if the
26 person is convicted of committing a fourth or subsequent

1 violation of Section 11-501 of this Code or a similar
2 provision of a local ordinance, Section 11-401 of this
3 Code, Section 9-3 of the Criminal Code of 1961 or the
4 Criminal Code of 2012, or a combination of these offenses,
5 similar provisions of local ordinances, similar
6 out-of-state offenses, or similar offenses committed on a
7 military installation.

8 4.5. A bona fide resident of a foreign jurisdiction
9 who is subject to the provisions of subparagraph 4 of this
10 subsection (b) may make application for termination of the
11 revocation after a period of 10 years from the effective
12 date of the most recent revocation. However, if a person
13 who has been granted a termination of revocation under
14 this subparagraph 4.5 subsequently becomes a resident of
15 this State, the revocation shall be reinstated and the
16 person shall be subject to the provisions of subparagraph
17 4.

18 5. The person may not make application for a license
19 or permit if the person is convicted of a third or
20 subsequent violation of Section 6-303 of this Code
21 committed while his or her driver's license, permit, or
22 privilege was revoked because of a violation of Section
23 9-3 of the Criminal Code of 1961 or the Criminal Code of
24 2012, relating to the offense of reckless homicide, or a
25 similar provision of a law of another state.

26 6. If the person's driving privilege is revoked under

1 paragraph (16) of subsection (a) of Section 6-205 where
2 the driver was convicted of a violation of Section
3 11-601.5, that person may not make application for a
4 driver's license until the person has first been issued a
5 restricted driving permit requiring the use of an
6 intelligent speed assistance device by the Secretary of
7 State and (i) if the person has not previously been
8 enrolled in the Intelligent Speed Assistance Program, the
9 expiration of not less than 365 days following the
10 issuance of a restricted driving permit requiring the use
11 of an intelligent speed assistance device during which the
12 person's restricted driving permit is not suspended,
13 cancelled, or revoked for a violation of a provision of
14 law or rule of the Secretary of State, including, but not
15 limited to, a violation of the intelligent speed
16 assistance device, (ii) if the person has previously been
17 enrolled in the Intelligent Speed Assistance Program one
18 time, the expiration of not less than 730 days following
19 the issuance of a restricted driving permit requiring the
20 use of an intelligent speed assistance device during which
21 the person's restricted driving permit is not suspended,
22 cancelled, or revoked for a violation of a provision of
23 law or rule of the Secretary of State, including, but not
24 limited to, a violation of the intelligent speed
25 assistance device, or (iii) if the person has previously
26 been enrolled in the Intelligent Speed Assistance Program

1 2 or more times, the expiration of 1,095 days following
2 the issuance of a restricted driving permit requiring the
3 use of an intelligent speed assistance device during which
4 the person's restricted driving permit is not suspended,
5 cancelled, or revoked for a violation of a provision of
6 law or rule of the Secretary of State, including, but not
7 limited to, a violation of the intelligent speed
8 assistance device.

9 Notwithstanding any other provision of this Code, all
10 persons referred to in this paragraph (b) may not have their
11 privileges restored until the Secretary receives payment of
12 the required reinstatement fee pursuant to subsection (b) of
13 Section 6-118.

14 In no event shall the Secretary issue such license unless
15 and until such person has had a hearing pursuant to this Code
16 and the appropriate administrative rules and the Secretary is
17 satisfied, after a review or investigation of such person,
18 that to grant the privilege of driving a motor vehicle on the
19 highways will not endanger the public safety or welfare.

20 (c) (Blank).

21 (Source: P.A. 99-290, eff. 1-1-16; 99-296, eff. 1-1-16;
22 99-642, eff. 7-28-16.)

23 Section 99. Effective date. This Act takes effect January
24 1, 2028.