

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. References to Act. This Act may be referred to  
5 as the Protz-Liddy Act.

6 Section 5. The Illinois Vehicle Code is amended by  
7 changing Section 6-204 as follows:

8 (625 ILCS 5/6-204) (from Ch. 95 1/2, par. 6-204)

9 Sec. 6-204. When court to forward license and reports.

10 (a) For the purpose of providing to the Secretary of State  
11 the records essential to the performance of the Secretary's  
12 duties under this Code to cancel, revoke or suspend the  
13 driver's license and privilege to drive motor vehicles of  
14 certain minors and of persons found guilty of the criminal  
15 offenses or traffic violations which this Code recognizes as  
16 evidence relating to unfitness to safely operate motor  
17 vehicles, the following duties are imposed upon public  
18 officials:

19 (1) Whenever any person is convicted of any offense  
20 for which this Code makes mandatory the cancellation or  
21 revocation of the driver's license or permit of such  
22 person by the Secretary of State, the judge of the court in

1           which such conviction is had shall require the surrender  
2           to the clerk of the court of all driver's licenses or  
3           permits then held by the person so convicted, and the  
4           clerk of the court shall, within 5 days thereafter,  
5           forward the same, together with a report of such  
6           conviction, to the Secretary.

7           (2) Whenever any person is convicted of any offense  
8           under this Code or similar offenses under a municipal  
9           ordinance, other than regulations governing standing,  
10          parking or weights of vehicles, and excepting the  
11          following enumerated Sections of this Code: Sections  
12          11-1406 (obstruction to driver's view or control), 11-1407  
13          (improper opening of door into traffic), 11-1410 (coasting  
14          on downgrade), 11-1411 (following fire apparatus),  
15          11-1419.01 (Motor Fuel Tax I.D. Card), 12-101 (driving  
16          vehicle which is in unsafe condition or improperly  
17          equipped), 12-201(a) (daytime lights on motorcycles),  
18          12-202 (clearance, identification and side marker lamps),  
19          12-204 (lamp or flag on projecting load), 12-205 (failure  
20          to display the safety lights required), 12-401  
21          (restrictions as to tire equipment), 12-502 (mirrors),  
22          12-503 (windshields must be unobstructed and equipped with  
23          wipers), 12-601 (horns and warning devices), 12-602  
24          (mufflers, prevention of noise or smoke), 12-603 (seat  
25          safety belts), 12-702 (certain vehicles to carry flares or  
26          other warning devices), 12-703 (vehicles for oiling roads

1 operated on highways), 12-710 (splash guards and  
2 replacements), 13-101 (safety tests), 15-101 (size, weight  
3 and load), 15-102 (width), 15-103 (height), 15-104 (name  
4 and address on second division vehicles), 15-107 (length  
5 of vehicle), 15-109.1 (cover or tarpaulin), 15-111  
6 (weights), 15-112 (weights), 15-301 (weights), 15-316  
7 (weights), 15-318 (weights), and also excepting the  
8 following enumerated Sections of the Chicago Municipal  
9 Code: Sections 27-245 (following fire apparatus), 27-254  
10 (obstruction of traffic), 27-258 (driving vehicle which is  
11 in unsafe condition), 27-259 (coasting on downgrade),  
12 27-264 (use of horns and signal devices), 27-265  
13 (obstruction to driver's view or driver mechanism), 27-267  
14 (dimming of headlights), 27-268 (unattended motor  
15 vehicle), 27-272 (illegal funeral procession), 27-273  
16 (funeral procession on boulevard), 27-275 (driving freight  
17 hauling vehicles on boulevard), 27-276 (stopping and  
18 standing of buses or taxicabs), 27-277 (cruising of public  
19 passenger vehicles), 27-305 (parallel parking), 27-306  
20 (diagonal parking), 27-307 (parking not to obstruct  
21 traffic), 27-308 (stopping, standing or parking  
22 regulated), 27-311 (parking regulations), 27-312 (parking  
23 regulations), 27-313 (parking regulations), 27-314  
24 (parking regulations), 27-315 (parking regulations),  
25 27-316 (parking regulations), 27-317 (parking  
26 regulations), 27-318 (parking regulations), 27-319

1 (parking regulations), 27-320 (parking regulations),  
2 27-321 (parking regulations), 27-322 (parking  
3 regulations), 27-324 (loading and unloading at an angle),  
4 27-333 (wheel and axle loads), 27-334 (load restrictions  
5 in the downtown district), 27-335 (load restrictions in  
6 residential areas), 27-338 (width of vehicles), 27-339  
7 (height of vehicles), 27-340 (length of vehicles), 27-352  
8 (reflectors on trailers), 27-353 (mufflers), 27-354  
9 (display of plates), 27-355 (display of city vehicle tax  
10 sticker), 27-357 (identification of vehicles), 27-358  
11 (projecting of loads), and also excepting the following  
12 enumerated paragraphs of Section 2-201 of the Rules and  
13 Regulations of the Illinois State Toll Highway Authority:  
14 (l) (driving unsafe vehicle on tollway), (m) (vehicles  
15 transporting dangerous cargo not properly indicated), it  
16 shall be the duty of the clerk of the court in which such  
17 conviction is had within 5 days thereafter to forward to  
18 the Secretary of State a report of the conviction and the  
19 court may recommend the suspension of the driver's license  
20 or permit of the person so convicted.

21 The reporting requirements of this subsection shall  
22 apply to all violations stated in paragraphs (1) and (2)  
23 of this subsection when the individual has been  
24 adjudicated under the Juvenile Court Act or the Juvenile  
25 Court Act of 1987. Such reporting requirements shall also  
26 apply to individuals adjudicated under the Juvenile Court

1 Act or the Juvenile Court Act of 1987 who have committed a  
2 violation of Section 11-501 of this Code, or similar  
3 provision of a local ordinance, or Section 9-3 of the  
4 Criminal Code of 1961 or the Criminal Code of 2012,  
5 relating to the offense of reckless homicide, or Section  
6 5-7 of the Snowmobile Registration and Safety Act or  
7 Section 5-16 of the Boat Registration and Safety Act,  
8 relating to the offense of operating a snowmobile or a  
9 watercraft while under the influence of alcohol, other  
10 drug or drugs, intoxicating compound or compounds, or  
11 combination thereof. These reporting requirements also  
12 apply to individuals adjudicated under the Juvenile Court  
13 Act of 1987 based on any offense determined to have been  
14 committed in furtherance of the criminal activities of an  
15 organized gang, as provided in Section 5-710 of that Act,  
16 if those activities involved the operation or use of a  
17 motor vehicle. It shall be the duty of the clerk of the  
18 court in which adjudication is had within 5 days  
19 thereafter to forward to the Secretary of State a report  
20 of the adjudication and the court order requiring the  
21 Secretary of State to suspend the minor's driver's license  
22 and driving privilege for such time as determined by the  
23 court, but only until he or she attains the age of 18  
24 years. All juvenile court dispositions reported to the  
25 Secretary of State under this provision shall be processed  
26 by the Secretary of State as if the cases had been

1 adjudicated in traffic or criminal court. However,  
2 information reported relative to the offense of reckless  
3 homicide, or Section 11-501 of this Code, or a similar  
4 provision of a local ordinance, shall be privileged and  
5 available only to the Secretary of State, courts, and  
6 police officers.

7 The reporting requirements of this subsection (a)  
8 apply to all violations listed in paragraphs (1) and (2)  
9 of this subsection (a), excluding parking violations, when  
10 the driver holds a CLP or CDL, regardless of the type of  
11 vehicle in which the violation occurred, or when any  
12 driver committed the violation in a commercial motor  
13 vehicle as defined in Section 6-500 of this Code.

14 (3) Whenever an order is entered revoking pretrial  
15 release given to secure appearance for any offense under  
16 this Code or similar offenses under municipal ordinance,  
17 it shall be the duty of the clerk of the court in which  
18 such revocation was had or the judge of such court if such  
19 court has no clerk, within 5 days thereafter to forward to  
20 the Secretary of State a report of the revocation.

21 (4) A report of any disposition of court supervision  
22 for a violation of Sections 6-303, 11-401, 11-501 or a  
23 similar provision of a local ordinance, 11-503, 11-504,  
24 and 11-506 of this Code, Section 5-7 of the Snowmobile  
25 Registration and Safety Act, and Section 5-16 of the Boat  
26 Registration and Safety Act shall be forwarded to the

1 Secretary of State. A report of any disposition of court  
2 supervision for a violation of an offense defined as a  
3 serious traffic violation in this Code or a similar  
4 provision of a local ordinance committed by a person under  
5 the age of 21 years shall be forwarded to the Secretary of  
6 State.

7 (5) Reports of conviction under this Code and  
8 sentencing hearings under the Juvenile Court Act of 1987  
9 in an electronic format or a computer processible medium  
10 shall be forwarded to the Secretary of State via the  
11 Supreme Court in the form and format required by the  
12 Illinois Supreme Court and established by a written  
13 agreement between the Supreme Court and the Secretary of  
14 State. In counties with a population over 300,000, instead  
15 of forwarding reports to the Supreme Court, reports of  
16 conviction under this Code and sentencing hearings under  
17 the Juvenile Court Act of 1987 in an electronic format or a  
18 computer processible medium may be forwarded to the  
19 Secretary of State by the Circuit Court Clerk in a form and  
20 format required by the Secretary of State and established  
21 by written agreement between the Circuit Court Clerk and  
22 the Secretary of State. Failure to forward the reports of  
23 conviction or sentencing hearing under the Juvenile Court  
24 Act of 1987 as required by this Section shall be deemed an  
25 omission of duty and it shall be the duty of the several  
26 State's Attorneys to enforce the requirements of this

1 Section.

2 (b) Whenever a restricted driving permit is forwarded to a  
3 court, as a result of confiscation by a police officer  
4 pursuant to the authority in Section 6-113(f), it shall be the  
5 duty of the clerk, or judge, if the court has no clerk, to  
6 forward such restricted driving permit and a facsimile of the  
7 officer's citation to the Secretary of State as expeditiously  
8 as practicable.

9 (c) For the purposes of this Code, a revocation of  
10 pretrial release that has not been vacated, or the failure of a  
11 defendant to appear for trial after depositing his driver's  
12 license, shall be equivalent to a conviction.

13 (d) For the purpose of providing the Secretary of State  
14 with records necessary to properly monitor and assess driver  
15 performance and assist the courts in the proper disposition of  
16 repeat traffic law offenders, the clerk of the court shall  
17 forward to the Secretary of State, on a form prescribed by the  
18 Secretary, records of a driver's participation in a driver  
19 remedial or rehabilitative program which was required, through  
20 a court order or court supervision, in relation to the  
21 driver's arrest for a violation of Section 11-501 of this Code  
22 or a similar provision of a local ordinance. The clerk of the  
23 court shall also forward to the Secretary, either on paper or  
24 in an electronic format or a computer processible medium as  
25 required under paragraph (5) of subsection (a) of this  
26 Section, any disposition of court supervision for any traffic

1 violation, excluding those offenses listed in paragraph (2) of  
2 subsection (a) of this Section. These reports shall be sent  
3 within 5 days after disposition, or, if the driver is referred  
4 to a driver remedial or rehabilitative program, within 5 days  
5 of the driver's referral to that program. These reports  
6 received by the Secretary of State, including those required  
7 to be forwarded under paragraph (a)(4), shall be privileged  
8 information, available only (i) to the affected driver, (ii)  
9 to the parent or guardian of a person under the age of 18 years  
10 holding an instruction permit or a graduated driver's license,  
11 and (iii) for use by the courts, police officers, prosecuting  
12 authorities, the Secretary of State, and the driver licensing  
13 administrator of any other state. In accordance with 49 C.F.R.  
14 Part 384, all reports of court supervision, except violations  
15 related to parking, shall be forwarded to the Secretary of  
16 State for all holders of a CLP or CDL or any driver who commits  
17 an offense while driving a commercial motor vehicle. These  
18 reports shall be recorded to the driver's record as a  
19 conviction for use in the disqualification of the driver's  
20 commercial motor vehicle privileges and shall not be  
21 privileged information.

22 (e) For the purpose of providing the Secretary of State  
23 with records necessary to impose a revocation pursuant to  
24 paragraph (1) of subsection (a) of Section 6-206, upon filing  
25 with the clerk of court, the clerk shall forward in a manner  
26 and form prescribed by the Secretary (i) a copy of a Uniform

1 Citation and Complaint where the officer indicated a crash  
2 type of fatal, (ii) a copy of information or an indictment in  
3 which a person is charged with a violation of this Code that  
4 resulted in the death of another person, or (iii) a copy of  
5 information or an indictment in which a person is charged with  
6 reckless homicide in violation of Section 9-3 of the Criminal  
7 Code of 2012. The Secretary shall adopt rules to implement  
8 this subsection.

9 (Source: P.A. 101-623, eff. 7-1-20; 101-652, eff. 1-1-23;  
10 102-1104, eff. 1-1-23.)

11 Section 99. Effective date. This Act takes effect January  
12 1, 2027.