

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by
5 changing Section 6-411 as follows:

6 (625 ILCS 5/6-411)

7 Sec. 6-411. Qualifications of Driver Training Instructors.
8 In order to qualify for a license as an instructor for a
9 driving school, an applicant must:

10 (a) Be of good moral character;

11 (b) Authorize an investigation to include a
12 fingerprint based background check to determine if the
13 applicant has ever been convicted of a crime and if so, the
14 disposition of those convictions; this authorization shall
15 indicate the scope of the inquiry and the agencies which
16 may be contacted. Upon this authorization, the Secretary
17 of State may request and receive information and
18 assistance from any federal, state, or local governmental
19 agency as part of the authorized investigation. Each
20 applicant shall submit his or her fingerprints to the
21 Illinois State Police in the form and manner prescribed by
22 the Illinois State Police. These fingerprints shall be
23 checked against the fingerprint records now and hereafter

1 filed in the Illinois State Police and Federal Bureau of
2 Investigation criminal history records databases. The
3 Illinois State Police shall charge a fee for conducting
4 the criminal history records check, which shall be
5 deposited in the State Police Services Fund and shall not
6 exceed the actual cost of the records check. The applicant
7 shall be required to pay all related fingerprint fees,
8 including, but not limited to, the amounts established by
9 the Illinois State Police and the Federal Bureau of
10 Investigation to process fingerprint based criminal
11 background investigations. The Illinois State Police shall
12 provide information concerning any criminal convictions,
13 and their disposition, brought against the applicant upon
14 request of the Secretary of State when the request is made
15 in the form and manner required by the Illinois State
16 Police. Unless otherwise prohibited by law, the
17 information derived from this investigation, including the
18 source of this information, and any conclusions or
19 recommendations derived from this information by the
20 Secretary of State shall be provided to the applicant, or
21 his designee, upon request to the Secretary of State,
22 prior to any final action by the Secretary of State on the
23 application. At any administrative hearing held under
24 Section 2-118 of this Code relating to the denial,
25 cancellation, suspension, or revocation of a driver
26 training school license, the Secretary of State is

1 authorized to utilize at that hearing any criminal
2 histories, criminal convictions, and disposition
3 information obtained under this Section. Any criminal
4 convictions and their disposition information obtained by
5 the Secretary of State shall be confidential and may not
6 be transmitted outside the Office of the Secretary of
7 State, except as required herein, and may not be
8 transmitted to anyone within the Office of the Secretary
9 of State except as needed for the purpose of evaluating
10 the applicant. The information obtained from this
11 investigation may be maintained by the Secretary of State
12 or any agency to which such information was transmitted.
13 Only information and standards which bear a reasonable and
14 rational relation to the performance of a driver training
15 instructor shall be used by the Secretary of State. Any
16 employee of the Secretary of State who gives or causes to
17 be given away any confidential information concerning any
18 criminal charges and their disposition of an applicant
19 shall be guilty of a Class A misdemeanor unless release of
20 such information is authorized by this Section;

21 (c) Pass such examination as the Secretary of State
22 shall require on (1) traffic laws, (2) safe driving
23 practices, (3) operation of motor vehicles, and (4)
24 qualifications of teacher;

25 (d) Be physically able to operate safely a motor
26 vehicle and to train others in the operation of motor

1 vehicles. An instructors license application must be
2 accompanied by a medical examination report completed by a
3 competent physician licensed to practice in this State
4 under the Medical Practice Act of 1987, a physician
5 assistant licensed under the Physician Assistant Practice
6 Act of 1987, or an advanced practice registered nurse
7 licensed under the Nurse Practice Act ~~medical examiner as~~
8 ~~defined in Section 6-901 of this Code;~~

9 (e) Hold a valid Illinois drivers license;

10 (e-5) Have held a valid driver's license for any
11 2-year period preceding the date of application for an
12 instructor's license, including a temporary visitor's
13 driver's license issued under Section 6-105.1, and be
14 currently authorized to work in the United States;

15 (f) Have graduated from an accredited high school
16 after at least 4 years of high school education or the
17 equivalent; and

18 (g) Pay to the Secretary of State an application and
19 license fee of \$70.

20 If a driver training school class room instructor teaches
21 an approved driver education course, as defined in Section
22 1-103 of this Code, to students under 18 years of age, he or
23 she shall furnish to the Secretary of State a certificate
24 issued by the State Board of Education that the said
25 instructor is qualified and meets the minimum educational
26 standards for teaching driver education courses in the local

1 public or parochial school systems, except that no State Board
2 of Education certification shall be required of any instructor
3 who teaches exclusively in a commercial driving school. On and
4 after July 1, 1986, the existing rules and regulations of the
5 State Board of Education concerning commercial driving schools
6 shall continue to remain in effect but shall be administered
7 by the Secretary of State until such time as the Secretary of
8 State shall amend or repeal the rules in accordance with the
9 Illinois Administrative Procedure Act. Upon request, the
10 Secretary of State shall issue a certificate of completion to
11 a student under 18 years of age who has completed an approved
12 driver education course at a commercial driving school.

13 (Source: P.A. 104-260, eff. 8-15-25; 104-275, eff. 1-1-26;
14 revised 11-21-25.)