



Sen. Mattie Hunter

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10100SB1473sam001

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1 AMENDMENT TO SENATE BILL 1473

2 AMENDMENT NO. _____. Amend Senate Bill 1473 on page 1,
3 line 7, after "amended", by inserting "by changing Sections
4 7-704 and 7-704.1 and"; and

5 on page 5, immediately below line 19, by inserting the
6 following:

7 "(625 ILCS 5/7-704)

8 Sec. 7-704. Suspension to continue until compliance with
9 court order of support.

10 (a) The suspension of a driver's license shall remain in
11 effect unless and until the Secretary of State receives
12 authenticated documentation that the obligor is in compliance
13 with a court order of support or that the order has been stayed
14 by a subsequent order of the court. Full driving privileges
15 shall not be issued by the Secretary of State until
16 notification of compliance has been received from the court.

1 The circuit clerks shall report the obligor's compliance with a
2 court order of support to the Secretary of State, on a form
3 prescribed by the Secretary.

4 (a-1) The suspension of a driver's license shall remain in
5 effect unless and until the Secretary of State receives
6 authenticated documentation as to the person who violated a
7 visitation order that the court has determined that there has
8 been sufficient compliance for a sufficient period of time with
9 the court's order concerning visitation and that full driving
10 privileges shall be reinstated or that the order has been
11 stayed by a subsequent order of the court. Full driving
12 privileges shall not be issued by the Secretary of State until
13 notification has been received from the court. The circuit
14 clerk shall report any court order in which the court
15 determined that there has been sufficient compliance for a
16 sufficient period of time with the court's order concerning
17 visitation and that full driving privileges shall be reinstated
18 to the Secretary of State on a form prescribed by the
19 Secretary.

20 (b) Whenever, after one suspension of an individual's
21 driver's license for failure to pay child support, another
22 order of non-payment is entered against the obligor and the
23 person fails to come into compliance with the court order of
24 support, then the Secretary shall again suspend the driver's
25 license of the individual and that suspension shall not be
26 removed unless the obligor is in full compliance with the court

1 order of support and has made full payment on all arrearages or
2 has arranged for payment of the arrearages and current support
3 obligation in a manner satisfactory to the court. The provision
4 in this Section regarding the compliance necessary to remove an
5 active suspension applies equally to all individuals who have
6 had a driver's license suspended due to non-payment of child
7 support, regardless of whether that suspension occurred before
8 or after the effective date of this amendatory Act of the 101st
9 General Assembly.

10 (b-1) Whenever, after one suspension of an individual's
11 driver's license for failure to abide by a visitation order,
12 another order finding visitation abuse is entered against the
13 person and the court orders the suspension of the person's
14 driver's license, then the Secretary shall again suspend the
15 driver's license of the individual and that suspension shall
16 not be removed until the court has determined that there has
17 been sufficient compliance for a sufficient period of time with
18 the court's order concerning visitation and that full driving
19 privileges shall be reinstated.

20 (c) Section 7-704.1, and not this Section, governs the
21 duration of a driver's license suspension if the suspension
22 occurs as the result of a certification by the Illinois
23 Department of Healthcare and Family Services under subsection
24 (c) of Section 7-702.

25 (Source: P.A. 97-1047, eff. 8-21-12.)

1 (625 ILCS 5/7-704.1)

2 Sec. 7-704.1. Duration of driver's license suspension upon
3 certification of Department of Healthcare and Family Services.

4 (a) When a suspension of a driver's license occurs as the
5 result of a certification by the Illinois Department of
6 Healthcare and Family Services under subsection (c) of Section
7 7-702, the suspension shall remain in effect until the
8 Secretary of State receives notification from the Department
9 that the person whose license was suspended has paid the
10 support delinquency in full or has arranged for payment of the
11 delinquency and current support obligation in a manner
12 satisfactory to the Department.

13 (b) Whenever, after one suspension of an individual's
14 driver's license based on certification of the Department of
15 Healthcare and Family Services, another certification is
16 received from the Department of Healthcare and Family Services,
17 the Secretary shall again suspend the driver's license of that
18 individual and that suspension shall not be removed unless the
19 obligor is in full compliance with the order of support and has
20 made full payment on all arrearages or has arranged for payment
21 of the arrearages and current support obligation in a manner
22 satisfactory to the Department. The provision in this Section
23 regarding the compliance necessary to remove an active
24 suspension applies equally to all individuals who have had a
25 driver's license suspended due to nonpayment of child support,
26 regardless of whether that suspension occurred before or after

1 the effective date of this amendatory Act of the 101st General
2 Assembly.

3 (Source: P.A. 95-685, eff. 10-23-07.)".