

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 School Code is amended by changing Section
5 27-24.1 as follows:

6 (105 ILCS 5/27-24.1) (from Ch. 122, par. 27-24.1)

7 Sec. 27-24.1. Definitions. As used in the Driver Education
8 Act unless the context otherwise requires:

9 "State Board" means the State Board of Education.+

10 "Driver education course" and "course" means a course of
11 instruction in the use and operation of cars, including
12 instruction in the safe operation of cars and rules of the
13 road, ~~and~~ the laws of this State relating to motor vehicles,
14 and law enforcement procedures during traffic stops, including
15 appropriate interactions with law enforcement officers, which
16 meets the minimum requirements of this Act and the rules and
17 regulations issued thereunder by the State Board and has been
18 approved by the State Board as meeting such requirements.+

19 "Car" means a motor vehicle of the first division as
20 defined in the Illinois Vehicle Code.+

21 "Motorcycle" or "motor driven cycle" means such a vehicle
22 as defined in the Illinois Vehicle Code.+

23 "Driver's license" means any license or permit issued by

1 the Secretary of State under Chapter 6 of the Illinois Vehicle
2 Code.

3 "Distance learning program" means a program of study in
4 which all participating teachers and students do not
5 physically meet in the classroom and instead use the Internet,
6 email, or any other method other than the classroom to provide
7 instruction.

8 With reference to persons, the singular number includes
9 the plural and vice versa, and the masculine gender includes
10 the feminine.

11 (Source: P.A. 101-183, eff. 8-2-19; revised 9-26-19.)

12 Section 10. The Illinois Vehicle Code is amended by
13 changing Sections 2-112 and 6-107.5 as follows:

14 (625 ILCS 5/2-112) (from Ch. 95 1/2, par. 2-112)

15 Sec. 2-112. Distribution of synopsis laws.

16 (a) The Secretary of State may publish a synopsis or
17 summary of the laws of this State regulating the operation of
18 vehicles and may deliver a copy thereof without charge with
19 each original vehicle registration and with each original
20 driver's license.

21 (b) The Secretary of State shall make any necessary
22 revisions in its publications including, but not limited to,
23 the Illinois Rules of the Road, to accurately conform its
24 publications to the provisions of the Pedestrians with

1 Disabilities Safety Act.

2 (c) The Secretary of State shall include, in the Illinois
3 Rules of the Road publication, information advising drivers to
4 use the Dutch Reach method when opening a vehicle door after
5 parallel parking on a street (checking the rear-view mirror,
6 checking the side-view mirror, then opening the door with the
7 right hand, thereby reducing the risk of injuring a bicyclist
8 or opening the door in the path a vehicle approaching from
9 behind).

10 (d) The Secretary of State shall include, in the Illinois
11 Rules of the Road publication, information advising drivers to
12 use the zipper merge method when merging into a reduced number
13 of lanes (drivers in merging lanes are expected to use both
14 lanes to advance to the lane reduction point and merge at that
15 location, alternating turns).

16 (e) The Secretary of State, in consultation with the
17 Illinois State Police, shall include in the Illinois Rules of
18 the Road publication a description of law enforcement
19 procedures during traffic stops and the actions that a
20 motorist should take during a traffic stop, including
21 appropriate interactions with law enforcement officers.

22 (Source: P.A. 100-770, eff. 1-1-19; 100-962, eff. 1-1-19;
23 101-174, eff. 1-1-20.)

24 (625 ILCS 5/6-107.5)

25 Sec. 6-107.5. Adult Driver Education Course.

1 (a) The Secretary shall establish by rule the curriculum
2 and designate the materials to be used in an adult driver
3 education course. The course shall be at least 6 hours in
4 length and shall include instruction on traffic laws; highway
5 signs, signals, and markings that regulate, warn, or direct
6 traffic; ~~and~~ issues commonly associated with motor vehicle
7 accidents including poor decision-making, risk taking,
8 impaired driving, distraction, speed, failure to use a safety
9 belt, driving at night, failure to yield the right-of-way,
10 texting while driving, using wireless communication devices,
11 and alcohol and drug awareness; and instruction on law
12 enforcement procedures during traffic stops, including actions
13 that a motorist should take during a traffic stop and
14 appropriate interactions with law enforcement officers. The
15 curriculum shall not require the operation of a motor vehicle.

16 (b) The Secretary shall certify course providers. The
17 requirements to be a certified course provider, the process
18 for applying for certification, and the procedure for
19 decertifying a course provider shall be established by rule.

20 (b-5) In order to qualify for certification as an adult
21 driver education course provider, each applicant must
22 authorize an investigation that includes a fingerprint-based
23 background check to determine if the applicant has ever been
24 convicted of a criminal offense and, if so, the disposition of
25 any conviction. This authorization shall indicate the scope of
26 the inquiry and the agencies that may be contacted. Upon

1 receiving this authorization, the Secretary of State may
2 request and receive information and assistance from any
3 federal, State, or local governmental agency as part of the
4 authorized investigation. Each applicant shall submit his or
5 her fingerprints to the Department of State Police in the form
6 and manner prescribed by the Department of State Police. These
7 fingerprints shall be checked against fingerprint records now
8 and hereafter filed in the Department of State Police and
9 Federal Bureau of Investigation criminal history record
10 databases. The Department of State Police shall charge
11 applicants a fee for conducting the criminal history record
12 check, which shall be deposited into the State Police Services
13 Fund and shall not exceed the actual cost of the State and
14 national criminal history record check. The Department of
15 State Police shall furnish, pursuant to positive
16 identification, records of Illinois criminal convictions to
17 the Secretary and shall forward the national criminal history
18 record information to the Secretary. Applicants shall pay any
19 other fingerprint-related fees. Unless otherwise prohibited by
20 law, the information derived from the investigation, including
21 the source of the information and any conclusions or
22 recommendations derived from the information by the Secretary
23 of State, shall be provided to the applicant upon request to
24 the Secretary of State prior to any final action by the
25 Secretary of State on the application. Any criminal conviction
26 information obtained by the Secretary of State shall be

1 confidential and may not be transmitted outside the Office of
2 the Secretary of State, except as required by this subsection
3 (b-5), and may not be transmitted to anyone within the Office
4 of the Secretary of State except as needed for the purpose of
5 evaluating the applicant. At any administrative hearing held
6 under Section 2-118 of this Code relating to the denial,
7 cancellation, suspension, or revocation of certification of an
8 adult driver education course provider, the Secretary of State
9 may utilize at that hearing any criminal history, criminal
10 conviction, and disposition information obtained under this
11 subsection (b-5). The information obtained from the
12 investigation may be maintained by the Secretary of State or
13 any agency to which the information was transmitted. Only
14 information and standards which bear a reasonable and rational
15 relation to the performance of providing adult driver
16 education shall be used by the Secretary of State. Any
17 employee of the Secretary of State who gives or causes to be
18 given away any confidential information concerning any
19 criminal convictions or disposition of criminal convictions of
20 an applicant shall be guilty of a Class A misdemeanor unless
21 release of the information is authorized by this Section.

22 (c) The Secretary may permit a course provider to offer
23 the course online, if the Secretary is satisfied the course
24 provider has established adequate procedures for verifying:

- 25 (1) the identity of the person taking the course
26 online; and

1 (2) the person completes the entire course.

2 (d) The Secretary shall establish a method of electronic
3 verification of a student's successful completion of the
4 course.

5 (e) The fee charged by the course provider must bear a
6 reasonable relationship to the cost of the course. The
7 Secretary shall post on the Secretary of State's website a
8 list of approved course providers, the fees charged by the
9 providers, and contact information for each provider.

10 (f) In addition to any other fee charged by the course
11 provider, the course provider shall collect a fee of \$5 from
12 each student to offset the costs incurred by the Secretary in
13 administering this program. The \$5 shall be submitted to the
14 Secretary within 14 days of the day on which it was collected.
15 All such fees received by the Secretary shall be deposited in
16 the Secretary of State Driver Services Administration Fund.

17 (Source: P.A. 98-167, eff. 7-1-14; 98-876, eff. 1-1-15.)