



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB1423

Introduced 2/7/2023, by Sen. Patrick J. Joyce

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-507

from Ch. 95 1/2, par. 6-507

Amends the Illinois Vehicle Code. Provides that a driver of a motor vehicle that is controlled or operated by or for a farmer is not required to obtain a commercial drivers license or commercial learners permit when such motor vehicle is being used to transport: agricultural products; implements of husbandry; or farm supplies; to and from a farm, as long as such movement is not over 150 air miles from the originating farm if traveling interstate. Removes language that requires drivers of any truck-tractor semitrailer combination or combinations operating as a covered farm vehicle to successfully complete tests the Secretary of State deems necessary. Provides that when operating any truck-tractor semitrailer combination as a covered farm vehicle, the exemption applies only to persons age 21 or older, if operating the vehicle in interstate driving, and to persons at least 16 (rather than 18) years of age, if operating the vehicle in intrastate driving.

LRB103 28460 MXP 54840 b

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 6-507 as follows:

6 (625 ILCS 5/6-507) (from Ch. 95 1/2, par. 6-507)

7 Sec. 6-507. Commercial Driver's License (CDL) or  
8 Commercial Learner's Permit (CLP) required.

9 (a) Except as expressly permitted by this UCDLA, or when  
10 driving pursuant to the issuance of a commercial learner's  
11 permit and accompanied by the holder of a CDL valid for the  
12 vehicle being driven; no person shall drive a commercial motor  
13 vehicle on the highways without:

14 (1) a CDL in the driver's possession;

15 (2) having obtained a CLP or CDL;

16 (3) the proper class of CLP or CDL or endorsements or  
17 both for the specific vehicle group being operated or for  
18 the passengers or type of cargo being transported; or

19 (4) a copy of a medical variance document, if one  
20 exists, such as an exemption letter or a skill performance  
21 evaluation certificate.

22 (a-5) A CLP or CDL holder whose CLP or CDL is held by this  
23 State or any other state in the course of enforcement of a

1 motor vehicle traffic code and who has not been convicted of a  
2 disqualifying offense under 49 C.F.R. 383.51 based on this  
3 enforcement, may drive a CMV while holding a dated receipt for  
4 the CLP or CDL.

5 (b) Except as otherwise provided by this Code, no person  
6 may drive a commercial motor vehicle on the highways while  
7 such person's driving privilege, license, or permit is:

8 (1) Suspended, revoked, cancelled, or subject to  
9 disqualification. Any person convicted of violating this  
10 provision or a similar provision of this or any other  
11 state shall have their driving privileges revoked under  
12 paragraph 12 of subsection (a) of Section 6-205 of this  
13 Code.

14 (2) Subject to or in violation of an "out-of-service"  
15 order. Any person who has been issued a CLP or CDL and is  
16 convicted of violating this provision or a similar  
17 provision of any other state shall be disqualified from  
18 operating a commercial motor vehicle under subsection (i)  
19 of Section 6-514 of this Code.

20 (3) Subject to or in violation of a driver or vehicle  
21 "out of service" order while operating a vehicle designed  
22 to transport 16 or more passengers, including the driver,  
23 or transporting hazardous materials required to be  
24 placarded. Any person who has been issued a CLP or CDL and  
25 is convicted of violating this provision or a similar  
26 provision of this or any other state shall be disqualified

1 from operating a commercial motor vehicle under subsection  
2 (i) of Section 6-514 of this Code.

3 (b-3) Except as otherwise provided by this Code, no person  
4 may drive a commercial motor vehicle on the highways during a  
5 period which the commercial motor vehicle or the motor carrier  
6 operation is subject to an "out-of-service" order. Any person  
7 who is convicted of violating this provision or a similar  
8 provision of any other state shall be disqualified from  
9 operating a commercial motor vehicle under subsection (i) of  
10 Section 6-514 of this Code.

11 (b-5) Except as otherwise provided by this Code, no person  
12 may operate a vehicle designed to transport 16 or more  
13 passengers including the driver or hazardous materials of a  
14 type or quantity that requires the vehicle to be placarded  
15 during a period in which the commercial motor vehicle or the  
16 motor carrier operation is subject to an "out-of-service"  
17 order. Any person who is convicted of violating this provision  
18 or a similar provision of any other state shall be  
19 disqualified from operating a commercial motor vehicle under  
20 subsection (i) of Section 6-514 of this Code.

21 (c) Pursuant to the options provided to the States by FHWA  
22 Docket No. MC-88-8, the driver of any motor vehicle controlled  
23 or operated by or for a farmer is waived from the requirements  
24 of this Section, when such motor vehicle is being used to  
25 transport: agricultural products; implements of husbandry; or  
26 farm supplies; to and from a farm, as long as such movement is

1 not over 150 air miles from the originating farm if traveling  
2 interstate. This waiver does not apply to the driver of any  
3 motor vehicle being used in a common or contract carrier type  
4 operation. However, for those drivers of any truck-tractor  
5 semitrailer combination or combinations registered under  
6 subsection (c) of Section 3-815 of this Code, this waiver  
7 shall apply only when the driver is a farmer or a member of the  
8 farmer's family and the driver is 21 years of age or more ~~and~~  
9 ~~has successfully completed any tests the Secretary of State~~  
10 ~~deems necessary~~.

11 In addition, the farmer or a member of the farmer's family  
12 who operates a truck-tractor semitrailer combination or  
13 combinations pursuant to this waiver shall be granted all of  
14 the rights and shall be subject to all of the duties and  
15 restrictions with respect to Sections 6-514 and 6-515 of this  
16 Code applicable to the driver who possesses a commercial  
17 driver's license issued under this Code, except that the  
18 driver shall not be subject to any additional duties or  
19 restrictions contained in Part 382 of the Federal Motor  
20 Carrier Safety Regulations that are not otherwise imposed  
21 under Section 6-514 or 6-515 of this Code.

22 For purposes of this subsection (c), a member of the  
23 farmer's family is a natural or in-law spouse, child, parent,  
24 or sibling.

25 As required under the Code of Federal Regulations 49 CFR  
26 390.39, an operator of a covered farm vehicle, as defined

1 under Section 18b-101 of this Code, is exempt from the  
2 requirements of this Section. However, for drivers of any  
3 truck-tractor semitrailer combination or combinations  
4 operating as a covered farm vehicle, the driver must  
5 successfully complete any tests the Secretary of State deems  
6 necessary. When operating any truck-tractor semitrailer  
7 combination as a covered farm vehicle, the exemption applies  
8 only to persons age 21 or older, if operating the vehicle in  
9 interstate driving, and to persons at least 16 ~~18~~ years of age,  
10 if operating the vehicle in intrastate driving. The Secretary  
11 may adopt rules necessary to implement this Section.

12 (c-5) An employee of a township or road district with a  
13 population of less than 3,000 operating a vehicle within the  
14 boundaries of the township or road district for the purpose of  
15 removing snow or ice from a roadway by plowing, sanding, or  
16 salting is waived from the requirements of this Section when  
17 the employee is needed to operate the vehicle because the  
18 employee of the township or road district who ordinarily  
19 operates the vehicle and who has a commercial driver's license  
20 is unable to operate the vehicle or is in need of additional  
21 assistance due to a snow emergency.

22 (c-10) A driver of a commercial motor vehicle used  
23 primarily in the transportation of propane winter heating fuel  
24 or a driver of a motor vehicle used to respond to a pipeline  
25 emergency is waived from the requirements of this Section if  
26 such requirements would prevent the driver from responding to

1 an emergency condition requiring immediate response as defined  
2 in 49 C.F.R. Part 390.5.

3 (d) Any person convicted of violating this Section, shall  
4 be guilty of a Class A misdemeanor.

5 (e) Any person convicted of violating paragraph (1) of  
6 subsection (b) of this Section, shall have all driving  
7 privileges revoked by the Secretary of State.

8 (f) This Section shall not apply to:

9 (1) A person who currently holds a valid Illinois  
10 driver's license, for the type of vehicle being operated,  
11 until the expiration of such license or April 1, 1992,  
12 whichever is earlier; or

13 (2) A non-Illinois domiciliary who is properly  
14 licensed in another State, until April 1, 1992. A  
15 non-Illinois domiciliary, if such domiciliary is properly  
16 licensed in another State or foreign jurisdiction, until  
17 April 1, 1992.

18 (Source: P.A. 98-176 (see Section 10 of P.A. 98-722 and  
19 Section 10 of P.A. 99-414 for the effective date of changes  
20 made by P.A. 98-176); 99-57, eff. 7-16-15; 99-607, eff.  
21 7-22-16.)