



Rep. Keith P. Sommer

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09700HB2267ham001

LRB097 07392 HEP 53355 a

1 AMENDMENT TO HOUSE BILL 2267

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2267 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Section 3-707 as follows:

6 (625 ILCS 5/3-707) (from Ch. 95 1/2, par. 3-707)

7 Sec. 3-707. Operation of uninsured motor vehicle - penalty.

8 (a) No person shall operate a motor vehicle unless the  
9 motor vehicle is covered by a liability insurance policy in  
10 accordance with Section 7-601 of this Code.

11 (a-5) A person commits the offense of operation of  
12 uninsured motor vehicle causing bodily harm when the person:

13 (1) operates a motor vehicle in violation of Section  
14 7-601 of this Code; and

15 (2) causes, as a proximate result of the person's  
16 operation of the motor vehicle, bodily harm to another

1 person.

2 (a-6) Uninsured operation of a motor vehicle under  
3 subsection (a-5) is a Class A misdemeanor. A fine of \$2,500  
4 shall be imposed for a third or subsequent conviction of the  
5 offense of operation of a motor vehicle under subsection (a-5).

6 (b) Any person who fails to comply with a request by a law  
7 enforcement officer for display of evidence of insurance, as  
8 required under Section 7-602 of this Code, shall be deemed to  
9 be operating an uninsured motor vehicle.

10 (c) Except as provided in subsections (a-6) and (c-5), any  
11 operator of a motor vehicle subject to registration under this  
12 Code who is convicted of violating this Section is guilty of a  
13 business offense and shall be required to pay a fine in excess  
14 of \$500, but not more than \$1,000, except a person convicted of  
15 a third or subsequent violation of this Section shall be  
16 required to pay a fine of \$1,000. However, no person charged  
17 with violating this Section shall be convicted if such person  
18 produces in court satisfactory evidence that at the time of the  
19 arrest the motor vehicle was covered by a liability insurance  
20 policy in accordance with Section 7-601 of this Code. The chief  
21 judge of each circuit may designate an officer of the court to  
22 review the documentation demonstrating that at the time of  
23 arrest the motor vehicle was covered by a liability insurance  
24 policy in accordance with Section 7-601 of this Code.

25 (c-1) A person convicted of violating this Section shall  
26 also have his or her driver's license, permit, or privileges

1 suspended for 3 months. After the expiration of the 3 months,  
2 the person's driver's license, permit, or privileges shall not  
3 be reinstated until he or she has paid a reinstatement fee of  
4 \$100. If a person violates this Section while his or her  
5 driver's license, permit, or privileges are suspended under  
6 this subsection (c-1), his or her driver's license, permit, or  
7 privileges shall be suspended for an additional 6 months and  
8 until he or she pays the reinstatement fee.

9 (c-5) A person who (i) has not previously been convicted of  
10 or received a disposition of court supervision for violating  
11 this Section and (ii) produces at his or her court appearance  
12 satisfactory evidence that the motor vehicle is covered, as of  
13 the date of the court appearance, by a liability insurance  
14 policy in accordance with Section 7-601 of this Code shall, for  
15 a violation of this Section, other than a violation of  
16 subsection (a-5), pay a fine of \$100 and receive a disposition  
17 of court supervision. The person must, on the date that the  
18 period of court supervision is scheduled to terminate, produce  
19 satisfactory evidence that the vehicle was covered by the  
20 required liability insurance policy during the entire period of  
21 court supervision.

22 An officer of the court designated under subsection (c) may  
23 also review liability insurance documentation under this  
24 subsection (c-5) to determine if the motor vehicle is, as of  
25 the date of the court appearance, covered by a liability  
26 insurance policy in accordance with Section 7-601 of this Code.

1 The officer of the court shall also determine, on the date the  
2 period of court supervision is scheduled to terminate, whether  
3 the vehicle was covered by the required policy during the  
4 entire period of court supervision.

5 (d) A person convicted a third or subsequent time of  
6 violating this Section or a similar provision of a local  
7 ordinance must give proof to the Secretary of State of the  
8 person's financial responsibility as defined in Section 7-315.  
9 The person must maintain the proof in a manner satisfactory to  
10 the Secretary for a minimum period of 3 years after the date  
11 the proof is first filed. The Secretary must suspend the  
12 driver's license of any person determined by the Secretary not  
13 to have provided adequate proof of financial responsibility as  
14 required by this subsection.

15 (Source: P.A. 95-211, eff. 1-1-08; 95-686, eff. 6-1-08; 95-876,  
16 eff. 8-21-08; 96-143, eff. 1-1-10.)".