



Rep. Keith P. Sommer

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09700HB2267ham003

LRB097 07392 HEP 53639 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. If a person  
4 convicted of the offense of operation of a motor vehicle under  
5 subsection (a-5) has previously been convicted of 2 or more  
6 violations of subsection (a-5) of this Section or of Section  
7 7-601 of this Code, a fine of \$2,500, in addition to any  
8 sentence of incarceration, must be imposed.

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

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

1 policy in accordance with Section 7-601 of this Code.

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

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

25 An officer of the court designated under subsection (c) may  
26 also review liability insurance documentation under this

1 subsection (c-5) to determine if the motor vehicle is, as of  
2 the date of the court appearance, covered by a liability  
3 insurance policy in accordance with Section 7-601 of this Code.  
4 The officer of the court shall also determine, on the date the  
5 period of court supervision is scheduled to terminate, whether  
6 the vehicle was covered by the required policy during the  
7 entire period of court supervision.

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

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