

1 AN ACT concerning the Secretary of State.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Identification Card Act is amended
5 by changing Sections 4, 5, and 11 as follows:

6 (15 ILCS 335/4) (from Ch. 124, par. 24)

7 Sec. 4. Identification Card.

8 (a) The Secretary of State shall issue a standard Illinois
9 Identification Card to any natural person who is a resident of
10 the State of Illinois who applies for such card, or renewal
11 thereof, or who applies for a standard Illinois Identification
12 Card upon release as a committed person on parole, mandatory
13 supervised release, final discharge, or pardon from the
14 Department of Corrections by submitting an identification card
15 issued by the Department of Corrections under Section 3-14-1 of
16 the Unified Code of Corrections, together with the prescribed
17 fees. No identification card shall be issued to any person who
18 holds a valid foreign state identification card, license, or
19 permit unless the person first surrenders to the Secretary of
20 State the valid foreign state identification card, license, or
21 permit. The card shall be prepared and supplied by the
22 Secretary of State and shall include a photograph and signature
23 or mark of the applicant. However, the Secretary of State may

1 provide by rule for the issuance of Illinois Identification
2 Cards without photographs if the applicant has a bona fide
3 religious objection to being photographed or to the display of
4 his or her photograph. The Illinois Identification Card may be
5 used for identification purposes in any lawful situation only
6 by the person to whom it was issued. As used in this Act,
7 "photograph" means any color photograph or digitally produced
8 and captured image of an applicant for an identification card.
9 As used in this Act, "signature" means the name of a person as
10 written by that person and captured in a manner acceptable to
11 the Secretary of State.

12 (a-5) If an applicant for an identification card has a
13 current driver's license or instruction permit issued by the
14 Secretary of State, the Secretary may require the applicant to
15 utilize the same residence address and name on the
16 identification card, driver's license, and instruction permit
17 records maintained by the Secretary. The Secretary may
18 promulgate rules to implement this provision.

19 (b) The Secretary of State shall issue a special Illinois
20 Identification Card, which shall be known as an Illinois
21 Disabled Person Identification Card, to any natural person who
22 is a resident of the State of Illinois, who is a disabled
23 person as defined in Section 4A of this Act, who applies for
24 such card, or renewal thereof. No Disabled Person
25 Identification Card shall be issued to any person who holds a
26 valid foreign state identification card, license, or permit

1 unless the person first surrenders to the Secretary of State
2 the valid foreign state identification card, license, or
3 permit. The Secretary of State shall charge no fee to issue
4 such card. The card shall be prepared and supplied by the
5 Secretary of State, and shall include a photograph and
6 signature or mark of the applicant, a designation indicating
7 that the card is an Illinois Disabled Person Identification
8 Card, and shall include a comprehensible designation of the
9 type and classification of the applicant's disability as set
10 out in Section 4A of this Act. However, the Secretary of State
11 may provide by rule for the issuance of Illinois Disabled
12 Person Identification Cards without photographs if the
13 applicant has a bona fide religious objection to being
14 photographed or to the display of his or her photograph. If the
15 applicant so requests, the card shall include a description of
16 the applicant's disability and any information about the
17 applicant's disability or medical history which the Secretary
18 determines would be helpful to the applicant in securing
19 emergency medical care. If a mark is used in lieu of a
20 signature, such mark shall be affixed to the card in the
21 presence of two witnesses who attest to the authenticity of the
22 mark. The Illinois Disabled Person Identification Card may be
23 used for identification purposes in any lawful situation by the
24 person to whom it was issued.

25 The Illinois Disabled Person Identification Card may be
26 used as adequate documentation of disability in lieu of a

1 physician's determination of disability, a determination of
2 disability from a physician assistant who has been delegated
3 the authority to make this determination by his or her
4 supervising physician, a determination of disability from an
5 advanced practice nurse who has a written collaborative
6 agreement with a collaborating physician that authorizes the
7 advanced practice nurse to make this determination, or any
8 other documentation of disability whenever any State law
9 requires that a disabled person provide such documentation of
10 disability, however an Illinois Disabled Person Identification
11 Card shall not qualify the cardholder to participate in any
12 program or to receive any benefit which is not available to all
13 persons with like disabilities. Notwithstanding any other
14 provisions of law, an Illinois Disabled Person Identification
15 Card, or evidence that the Secretary of State has issued an
16 Illinois Disabled Person Identification Card, shall not be used
17 by any person other than the person named on such card to prove
18 that the person named on such card is a disabled person or for
19 any other purpose unless the card is used for the benefit of
20 the person named on such card, and the person named on such
21 card consents to such use at the time the card is so used.

22 An optometrist's determination of a visual disability
23 under Section 4A of this Act is acceptable as documentation for
24 the purpose of issuing an Illinois Disabled Person
25 Identification Card.

26 When medical information is contained on an Illinois

1 Disabled Person Identification Card, the Office of the
2 Secretary of State shall not be liable for any actions taken
3 based upon that medical information.

4 (c) Beginning January 1, 1986, the Secretary of State shall
5 provide that each original or renewal Illinois Identification
6 Card or Illinois Disabled Person Identification Card issued to
7 a person under the age of 21, shall be of a distinct nature
8 from those Illinois Identification Cards or Illinois Disabled
9 Person Identification Cards issued to individuals 21 years of
10 age or older. The color designated for Illinois Identification
11 Cards or Illinois Disabled Person Identification Cards for
12 persons under the age of 21 shall be at the discretion of the
13 Secretary of State.

14 (c-1) Beginning January 1, 2003, each original or renewal
15 Illinois Identification Card or Illinois Disabled Person
16 Identification Card issued to a person under the age of 21
17 shall display the date upon which the person becomes 18 years
18 of age and the date upon which the person becomes 21 years of
19 age.

20 (c-3) The General Assembly recognizes the need to identify
21 military veterans living in this State for the purpose of
22 ensuring that they receive all of the services and benefits to
23 which they are legally entitled, including healthcare,
24 education assistance, and job placement. To assist the State in
25 identifying these veterans and delivering these vital services
26 and benefits, the Secretary of State is authorized to issue

1 Illinois Identification Cards and Illinois Disabled Person
2 Identification Cards with the word "veteran" appearing on the
3 face of the cards. This authorization is predicated on the
4 unique status of veterans. The Secretary may not issue any
5 other identification card which identifies an occupation,
6 status, affiliation, hobby, or other unique characteristics of
7 the identification card holder which is unrelated to the
8 purpose of the identification card.

9 (c-5) Beginning on or before July 1, 2015, the Secretary of
10 State shall designate a space on each original or renewal
11 identification card where, at the request of the applicant, the
12 word "veteran" shall be placed. The veteran designation shall
13 be available to a person identified as a veteran under
14 subsection (b) of Section 5 of this Act who was discharged or
15 separated under honorable conditions.

16 (d) The Secretary of State may issue a Senior Citizen
17 discount card, to any natural person who is a resident of the
18 State of Illinois who is 60 years of age or older and who
19 applies for such a card or renewal thereof. The Secretary of
20 State shall charge no fee to issue such card. The card shall be
21 issued in every county and applications shall be made available
22 at, but not limited to, nutrition sites, senior citizen centers
23 and Area Agencies on Aging. The applicant, upon receipt of such
24 card and prior to its use for any purpose, shall have affixed
25 thereon in the space provided therefor his signature or mark.

26 (e) The Secretary of State, in his or her discretion, may

1 designate on each Illinois Identification Card or Illinois
2 Disabled Person Identification Card a space where the card
3 holder may place a sticker or decal, issued by the Secretary of
4 State, of uniform size as the Secretary may specify, that shall
5 indicate in appropriate language that the card holder has
6 renewed his or her Illinois Identification Card or Illinois
7 Disabled Person Identification Card.

8 (Source: P.A. 96-146, eff. 1-1-10; 96-328, eff. 8-11-09;
9 96-1231, eff. 7-23-10; 97-371, eff. 1-1-12.)

10 (15 ILCS 335/5) (from Ch. 124, par. 25)

11 Sec. 5. Applications.

12 (a) Any natural person who is a resident of the State of
13 Illinois, may file an application for an identification card or
14 for the renewal thereof, in a manner prescribed by the
15 Secretary. Each original application shall be completed by the
16 applicant in full and shall set forth the legal name, residence
17 address and zip code, social security number, birth date, sex
18 and a brief description of the applicant. The applicant shall
19 be photographed, unless the Secretary of State has provided by
20 rule for the issuance of identification cards without
21 photographs and the applicant is deemed eligible for an
22 identification card without a photograph under the terms and
23 conditions imposed by the Secretary of State, and he or she
24 shall also submit any other information as the Secretary may
25 deem necessary or such documentation as the Secretary may

1 require to determine the identity of the applicant. In addition
2 to the residence address, the Secretary may allow the applicant
3 to provide a mailing address. An applicant for a disabled
4 persons card must also submit with each original or renewal
5 application, on forms prescribed by the Secretary, such
6 documentation as the Secretary may require, establishing that
7 the applicant is a "disabled person" as defined in Section 4A
8 of this Act, and setting forth the applicant's type and class
9 of disability as set forth in Section 4A of this Act.

10 (b) Beginning on or before July 1, 2015, for each original
11 or renewal identification card application under this Act, the
12 Secretary shall inquire as to whether the applicant is a
13 veteran for purposes of issuing an identification card with a
14 veteran designation under subsection (c-5) of Section 4 of this
15 Act. The acceptable forms of proof shall include, but are not
16 limited to, Department of Defense form DD-214. The Secretary
17 shall determine by rule what other forms of proof of a person's
18 status as a veteran are acceptable.

19 The Illinois Department of Veterans' Affairs shall confirm
20 the status of the applicant as an honorably discharged veteran
21 before the Secretary may issue the identification card.

22 For purposes of this subsection (b):

23 "Active duty" means active duty under an executive order of
24 the President of the United States, an Act of the Congress of
25 the United States, or an order of the Governor.

26 "Armed forces" means any of the Armed Forces of the United

1 States, including a member of any reserve component or National
2 Guard unit called to active duty.

3 "Veteran" means a person who has served on active duty in
4 the armed forces and was discharged or separated under
5 honorable conditions.

6 (Source: P.A. 96-1231, eff. 7-23-10; 97-371, eff. 1-1-12.)

7 (15 ILCS 335/11) (from Ch. 124, par. 31)

8 Sec. 11. The Secretary may make a search of his records and
9 furnish information as to whether a person has a current
10 Standard Illinois Identification Card or an Illinois Disabled
11 Person Identification Card then on file, upon receipt of a
12 written application therefor accompanied with the prescribed
13 fee. However, the Secretary may not disclose medical
14 information concerning an individual to any person, public
15 agency, private agency, corporation or governmental body
16 unless the individual has submitted a written request for the
17 information or unless the individual has given prior written
18 consent for the release of the information to a specific person
19 or entity. This exception shall not apply to: (1) offices and
20 employees of the Secretary who have a need to know the medical
21 information in performance of their official duties, or (2)
22 orders of a court of competent jurisdiction. When medical
23 information is disclosed by the Secretary in accordance with
24 the provisions of this Section, no liability shall rest with
25 the Office of the Secretary of State as the information is

1 released for informational purposes only.

2 The Secretary may release personally identifying
3 information or highly restricted personal information only to:

4 (1) officers and employees of the Secretary who have a
5 need to know that information;

6 (2) other governmental agencies for use in their
7 official governmental functions;

8 (3) law enforcement agencies that need the information
9 for a criminal or civil investigation; or

10 (4) any entity that the Secretary has authorized, by
11 rule, to receive this information.

12 The Secretary may not disclose an individual's social
13 security number or any associated information obtained from the
14 Social Security Administration without the written request or
15 consent of the individual except: (i) to officers and employees
16 of the Secretary who have a need to know the social security
17 number in the performance of their official duties; (ii) to law
18 enforcement officials for a lawful civil or criminal law
19 enforcement investigation if the head of the law enforcement
20 agency has made a written request to the Secretary specifying
21 the law enforcement investigation for which the social security
22 number is being sought; ~~or~~ (iii) under a lawful court order
23 signed by a judge; or (iv) to the Illinois Department of
24 Veterans' Affairs for the purpose of confirming veteran status.

25 (Source: P.A. 93-895, eff. 1-1-05.)

1 Section 10. The Illinois Vehicle Code is amended by
2 changing Sections 2-123, 6-106, and 6-110 as follows:

3 (625 ILCS 5/2-123) (from Ch. 95 1/2, par. 2-123)

4 Sec. 2-123. Sale and Distribution of Information.

5 (a) Except as otherwise provided in this Section, the
6 Secretary may make the driver's license, vehicle and title
7 registration lists, in part or in whole, and any statistical
8 information derived from these lists available to local
9 governments, elected state officials, state educational
10 institutions, and all other governmental units of the State and
11 Federal Government requesting them for governmental purposes.
12 The Secretary shall require any such applicant for services to
13 pay for the costs of furnishing such services and the use of
14 the equipment involved, and in addition is empowered to
15 establish prices and charges for the services so furnished and
16 for the use of the electronic equipment utilized.

17 (b) The Secretary is further empowered to and he may, in
18 his discretion, furnish to any applicant, other than listed in
19 subsection (a) of this Section, vehicle or driver data on a
20 computer tape, disk, other electronic format or computer
21 processable medium, or printout at a fixed fee of \$250 for
22 orders received before October 1, 2003 and \$500 for orders
23 received on or after October 1, 2003, in advance, and require
24 in addition a further sufficient deposit based upon the
25 Secretary of State's estimate of the total cost of the

1 information requested and a charge of \$25 for orders received
2 before October 1, 2003 and \$50 for orders received on or after
3 October 1, 2003, per 1,000 units or part thereof identified or
4 the actual cost, whichever is greater. The Secretary is
5 authorized to refund any difference between the additional
6 deposit and the actual cost of the request. This service shall
7 not be in lieu of an abstract of a driver's record nor of a
8 title or registration search. This service may be limited to
9 entities purchasing a minimum number of records as required by
10 administrative rule. The information sold pursuant to this
11 subsection shall be the entire vehicle or driver data list, or
12 part thereof. The information sold pursuant to this subsection
13 shall not contain personally identifying information unless
14 the information is to be used for one of the purposes
15 identified in subsection (f-5) of this Section. Commercial
16 purchasers of driver and vehicle record databases shall enter
17 into a written agreement with the Secretary of State that
18 includes disclosure of the commercial use of the information to
19 be purchased.

20 (b-1) The Secretary is further empowered to and may, in his
21 or her discretion, furnish vehicle or driver data on a computer
22 tape, disk, or other electronic format or computer processible
23 medium, at no fee, to any State or local governmental agency
24 that uses the information provided by the Secretary to transmit
25 data back to the Secretary that enables the Secretary to
26 maintain accurate driving records, including dispositions of

1 traffic cases. This information may be provided without fee not
2 more often than once every 6 months.

3 (c) Secretary of State may issue registration lists. The
4 Secretary of State may compile a list of all registered
5 vehicles. Each list of registered vehicles shall be arranged
6 serially according to the registration numbers assigned to
7 registered vehicles and may contain in addition the names and
8 addresses of registered owners and a brief description of each
9 vehicle including the serial or other identifying number
10 thereof. Such compilation may be in such form as in the
11 discretion of the Secretary of State may seem best for the
12 purposes intended.

13 (d) The Secretary of State shall furnish no more than 2
14 current available lists of such registrations to the sheriffs
15 of all counties and to the chiefs of police of all cities and
16 villages and towns of 2,000 population and over in this State
17 at no cost. Additional copies may be purchased by the sheriffs
18 or chiefs of police at the fee of \$500 each or at the cost of
19 producing the list as determined by the Secretary of State.
20 Such lists are to be used for governmental purposes only.

21 (e) (Blank).

22 (e-1) (Blank).

23 (f) The Secretary of State shall make a title or
24 registration search of the records of his office and a written
25 report on the same for any person, upon written application of
26 such person, accompanied by a fee of \$5 for each registration

1 or title search. The written application shall set forth the
2 intended use of the requested information. No fee shall be
3 charged for a title or registration search, or for the
4 certification thereof requested by a government agency. The
5 report of the title or registration search shall not contain
6 personally identifying information unless the request for a
7 search was made for one of the purposes identified in
8 subsection (f-5) of this Section. The report of the title or
9 registration search shall not contain highly restricted
10 personal information unless specifically authorized by this
11 Code.

12 The Secretary of State shall certify a title or
13 registration record upon written request. The fee for
14 certification shall be \$5 in addition to the fee required for a
15 title or registration search. Certification shall be made under
16 the signature of the Secretary of State and shall be
17 authenticated by Seal of the Secretary of State.

18 The Secretary of State may notify the vehicle owner or
19 registrant of the request for purchase of his title or
20 registration information as the Secretary deems appropriate.

21 No information shall be released to the requestor until
22 expiration of a 10 day period. This 10 day period shall not
23 apply to requests for information made by law enforcement
24 officials, government agencies, financial institutions,
25 attorneys, insurers, employers, automobile associated
26 businesses, persons licensed as a private detective or firms

1 licensed as a private detective agency under the Private
2 Detective, Private Alarm, Private Security, Fingerprint
3 Vendor, and Locksmith Act of 2004, who are employed by or are
4 acting on behalf of law enforcement officials, government
5 agencies, financial institutions, attorneys, insurers,
6 employers, automobile associated businesses, and other
7 business entities for purposes consistent with the Illinois
8 Vehicle Code, the vehicle owner or registrant or other entities
9 as the Secretary may exempt by rule and regulation.

10 Any misrepresentation made by a requestor of title or
11 vehicle information shall be punishable as a petty offense,
12 except in the case of persons licensed as a private detective
13 or firms licensed as a private detective agency which shall be
14 subject to disciplinary sanctions under Section 40-10 of the
15 Private Detective, Private Alarm, Private Security,
16 Fingerprint Vendor, and Locksmith Act of 2004.

17 (f-5) The Secretary of State shall not disclose or
18 otherwise make available to any person or entity any personally
19 identifying information obtained by the Secretary of State in
20 connection with a driver's license, vehicle, or title
21 registration record unless the information is disclosed for one
22 of the following purposes:

23 (1) For use by any government agency, including any
24 court or law enforcement agency, in carrying out its
25 functions, or any private person or entity acting on behalf
26 of a federal, State, or local agency in carrying out its

1 functions.

2 (2) For use in connection with matters of motor vehicle
3 or driver safety and theft; motor vehicle emissions; motor
4 vehicle product alterations, recalls, or advisories;
5 performance monitoring of motor vehicles, motor vehicle
6 parts, and dealers; and removal of non-owner records from
7 the original owner records of motor vehicle manufacturers.

8 (3) For use in the normal course of business by a
9 legitimate business or its agents, employees, or
10 contractors, but only:

11 (A) to verify the accuracy of personal information
12 submitted by an individual to the business or its
13 agents, employees, or contractors; and

14 (B) if such information as so submitted is not
15 correct or is no longer correct, to obtain the correct
16 information, but only for the purposes of preventing
17 fraud by, pursuing legal remedies against, or
18 recovering on a debt or security interest against, the
19 individual.

20 (4) For use in research activities and for use in
21 producing statistical reports, if the personally
22 identifying information is not published, redisclosed, or
23 used to contact individuals.

24 (5) For use in connection with any civil, criminal,
25 administrative, or arbitral proceeding in any federal,
26 State, or local court or agency or before any

1 self-regulatory body, including the service of process,
2 investigation in anticipation of litigation, and the
3 execution or enforcement of judgments and orders, or
4 pursuant to an order of a federal, State, or local court.

5 (6) For use by any insurer or insurance support
6 organization or by a self-insured entity or its agents,
7 employees, or contractors in connection with claims
8 investigation activities, antifraud activities, rating, or
9 underwriting.

10 (7) For use in providing notice to the owners of towed
11 or impounded vehicles.

12 (8) For use by any person licensed as a private
13 detective or firm licensed as a private detective agency
14 under the Private Detective, Private Alarm, Private
15 Security, Fingerprint Vendor, and Locksmith Act of 2004,
16 private investigative agency or security service licensed
17 in Illinois for any purpose permitted under this
18 subsection.

19 (9) For use by an employer or its agent or insurer to
20 obtain or verify information relating to a holder of a
21 commercial driver's license that is required under chapter
22 313 of title 49 of the United States Code.

23 (10) For use in connection with the operation of
24 private toll transportation facilities.

25 (11) For use by any requester, if the requester
26 demonstrates it has obtained the written consent of the

1 individual to whom the information pertains.

2 (12) For use by members of the news media, as defined
3 in Section 1-148.5, for the purpose of newsgathering when
4 the request relates to the operation of a motor vehicle or
5 public safety.

6 (13) For any other use specifically authorized by law,
7 if that use is related to the operation of a motor vehicle
8 or public safety.

9 (f-6) The Secretary of State shall not disclose or
10 otherwise make available to any person or entity any highly
11 restricted personal information obtained by the Secretary of
12 State in connection with a driver's license, vehicle, or title
13 registration record unless specifically authorized by this
14 Code.

15 (g) 1. The Secretary of State may, upon receipt of a
16 written request and a fee of \$6 before October 1, 2003 and
17 a fee of \$12 on and after October 1, 2003, furnish to the
18 person or agency so requesting a driver's record. Such
19 document may include a record of: current driver's license
20 issuance information, except that the information on
21 judicial driving permits shall be available only as
22 otherwise provided by this Code; convictions; orders
23 entered revoking, suspending or cancelling a driver's
24 license or privilege; and notations of accident
25 involvement. All other information, unless otherwise
26 permitted by this Code, shall remain confidential.

1 Information released pursuant to a request for a driver's
2 record shall not contain personally identifying
3 information, unless the request for the driver's record was
4 made for one of the purposes set forth in subsection (f-5)
5 of this Section. The Secretary of State may, without fee,
6 allow a parent or guardian of a person under the age of 18
7 years, who holds an instruction permit or graduated
8 driver's license, to view that person's driving record
9 online, through a computer connection. The parent or
10 guardian's online access to the driving record will
11 terminate when the instruction permit or graduated
12 driver's license holder reaches the age of 18.

13 2. The Secretary of State shall not disclose or
14 otherwise make available to any person or entity any highly
15 restricted personal information obtained by the Secretary
16 of State in connection with a driver's license, vehicle, or
17 title registration record unless specifically authorized
18 by this Code. The Secretary of State may certify an
19 abstract of a driver's record upon written request
20 therefor. Such certification shall be made under the
21 signature of the Secretary of State and shall be
22 authenticated by the Seal of his office.

23 3. All requests for driving record information shall be
24 made in a manner prescribed by the Secretary and shall set
25 forth the intended use of the requested information.

26 The Secretary of State may notify the affected driver

1 of the request for purchase of his driver's record as the
2 Secretary deems appropriate.

3 No information shall be released to the requester until
4 expiration of a 10 day period. This 10 day period shall not
5 apply to requests for information made by law enforcement
6 officials, government agencies, financial institutions,
7 attorneys, insurers, employers, automobile associated
8 businesses, persons licensed as a private detective or
9 firms licensed as a private detective agency under the
10 Private Detective, Private Alarm, Private Security,
11 Fingerprint Vendor, and Locksmith Act of 2004, who are
12 employed by or are acting on behalf of law enforcement
13 officials, government agencies, financial institutions,
14 attorneys, insurers, employers, automobile associated
15 businesses, and other business entities for purposes
16 consistent with the Illinois Vehicle Code, the affected
17 driver or other entities as the Secretary may exempt by
18 rule and regulation.

19 Any misrepresentation made by a requestor of driver
20 information shall be punishable as a petty offense, except
21 in the case of persons licensed as a private detective or
22 firms licensed as a private detective agency which shall be
23 subject to disciplinary sanctions under Section 40-10 of
24 the Private Detective, Private Alarm, Private Security,
25 Fingerprint Vendor, and Locksmith Act of 2004.

26 4. The Secretary of State may furnish without fee, upon

1 the written request of a law enforcement agency, any
2 information from a driver's record on file with the
3 Secretary of State when such information is required in the
4 enforcement of this Code or any other law relating to the
5 operation of motor vehicles, including records of
6 dispositions; documented information involving the use of
7 a motor vehicle; whether such individual has, or previously
8 had, a driver's license; and the address and personal
9 description as reflected on said driver's record.

10 5. Except as otherwise provided in this Section, the
11 Secretary of State may furnish, without fee, information
12 from an individual driver's record on file, if a written
13 request therefor is submitted by any public transit system
14 or authority, public defender, law enforcement agency, a
15 state or federal agency, or an Illinois local
16 intergovernmental association, if the request is for the
17 purpose of a background check of applicants for employment
18 with the requesting agency, or for the purpose of an
19 official investigation conducted by the agency, or to
20 determine a current address for the driver so public funds
21 can be recovered or paid to the driver, or for any other
22 purpose set forth in subsection (f-5) of this Section.

23 The Secretary may also furnish the courts a copy of an
24 abstract of a driver's record, without fee, subsequent to
25 an arrest for a violation of Section 11-501 or a similar
26 provision of a local ordinance. Such abstract may include

1 records of dispositions; documented information involving
2 the use of a motor vehicle as contained in the current
3 file; whether such individual has, or previously had, a
4 driver's license; and the address and personal description
5 as reflected on said driver's record.

6 6. Any certified abstract issued by the Secretary of
7 State or transmitted electronically by the Secretary of
8 State pursuant to this Section, to a court or on request of
9 a law enforcement agency, for the record of a named person
10 as to the status of the person's driver's license shall be
11 prima facie evidence of the facts therein stated and if the
12 name appearing in such abstract is the same as that of a
13 person named in an information or warrant, such abstract
14 shall be prima facie evidence that the person named in such
15 information or warrant is the same person as the person
16 named in such abstract and shall be admissible for any
17 prosecution under this Code and be admitted as proof of any
18 prior conviction or proof of records, notices, or orders
19 recorded on individual driving records maintained by the
20 Secretary of State.

21 7. Subject to any restrictions contained in the
22 Juvenile Court Act of 1987, and upon receipt of a proper
23 request and a fee of \$6 before October 1, 2003 and a fee of
24 \$12 on or after October 1, 2003, the Secretary of State
25 shall provide a driver's record to the affected driver, or
26 the affected driver's attorney, upon verification. Such

1 record shall contain all the information referred to in
2 paragraph 1 of this subsection (g) plus: any recorded
3 accident involvement as a driver; information recorded
4 pursuant to subsection (e) of Section 6-117 and paragraph
5 (4) of subsection (a) of Section 6-204 of this Code. All
6 other information, unless otherwise permitted by this
7 Code, shall remain confidential.

8 (h) The Secretary shall not disclose social security
9 numbers or any associated information obtained from the Social
10 Security Administration except pursuant to a written request
11 by, or with the prior written consent of, the individual
12 except: (1) to officers and employees of the Secretary who have
13 a need to know the social security numbers in performance of
14 their official duties, (2) to law enforcement officials for a
15 lawful, civil or criminal law enforcement investigation, and if
16 the head of the law enforcement agency has made a written
17 request to the Secretary specifying the law enforcement
18 investigation for which the social security numbers are being
19 sought, (3) to the United States Department of Transportation,
20 or any other State, pursuant to the administration and
21 enforcement of the Commercial Motor Vehicle Safety Act of 1986,
22 (4) pursuant to the order of a court of competent jurisdiction,
23 (5) to the Department of Healthcare and Family Services
24 (formerly Department of Public Aid) for utilization in the
25 child support enforcement duties assigned to that Department
26 under provisions of the Illinois Public Aid Code after the

1 individual has received advanced meaningful notification of
2 what redisclosure is sought by the Secretary in accordance with
3 the federal Privacy Act, (5.5) to the Department of Healthcare
4 and Family Services and the Department of Human Services solely
5 for the purpose of verifying Illinois residency where such
6 residency is an eligibility requirement for benefits under the
7 Illinois Public Aid Code or any other health benefit program
8 administered by the Department of Healthcare and Family
9 Services or the Department of Human Services, or (6) to the
10 Illinois Department of Revenue solely for use by the Department
11 in the collection of any tax or debt that the Department of
12 Revenue is authorized or required by law to collect, provided
13 that the Department shall not disclose the social security
14 number to any person or entity outside of the Department, or
15 (7) to the Illinois Department of Veterans' Affairs for the
16 purpose of confirming veteran status.

17 (i) (Blank).

18 (j) Medical statements or medical reports received in the
19 Secretary of State's Office shall be confidential. Except as
20 provided in this Section, no confidential information may be
21 open to public inspection or the contents disclosed to anyone,
22 except officers and employees of the Secretary who have a need
23 to know the information contained in the medical reports and
24 the Driver License Medical Advisory Board, unless so directed
25 by an order of a court of competent jurisdiction. If the
26 Secretary receives a medical report regarding a driver that

1 does not address a medical condition contained in a previous
2 medical report, the Secretary may disclose the unaddressed
3 medical condition to the driver or his or her physician, or
4 both, solely for the purpose of submission of a medical report
5 that addresses the condition.

6 (k) All fees collected under this Section shall be paid
7 into the Road Fund of the State Treasury, except that (i) for
8 fees collected before October 1, 2003, \$3 of the \$6 fee for a
9 driver's record shall be paid into the Secretary of State
10 Special Services Fund, (ii) for fees collected on and after
11 October 1, 2003, of the \$12 fee for a driver's record, \$3 shall
12 be paid into the Secretary of State Special Services Fund and
13 \$6 shall be paid into the General Revenue Fund, and (iii) for
14 fees collected on and after October 1, 2003, 50% of the amounts
15 collected pursuant to subsection (b) shall be paid into the
16 General Revenue Fund.

17 (l) (Blank).

18 (m) Notations of accident involvement that may be disclosed
19 under this Section shall not include notations relating to
20 damage to a vehicle or other property being transported by a
21 tow truck. This information shall remain confidential,
22 provided that nothing in this subsection (m) shall limit
23 disclosure of any notification of accident involvement to any
24 law enforcement agency or official.

25 (n) Requests made by the news media for driver's license,
26 vehicle, or title registration information may be furnished

1 without charge or at a reduced charge, as determined by the
2 Secretary, when the specific purpose for requesting the
3 documents is deemed to be in the public interest. Waiver or
4 reduction of the fee is in the public interest if the principal
5 purpose of the request is to access and disseminate information
6 regarding the health, safety, and welfare or the legal rights
7 of the general public and is not for the principal purpose of
8 gaining a personal or commercial benefit. The information
9 provided pursuant to this subsection shall not contain
10 personally identifying information unless the information is
11 to be used for one of the purposes identified in subsection
12 (f-5) of this Section.

13 (o) The redisclosure of personally identifying information
14 obtained pursuant to this Section is prohibited, except to the
15 extent necessary to effectuate the purpose for which the
16 original disclosure of the information was permitted.

17 (p) The Secretary of State is empowered to adopt rules to
18 effectuate this Section.

19 (Source: P.A. 96-1383, eff. 1-1-11; 96-1501, eff. 1-25-11;
20 97-229, eff. 7-28-11.)

21 (625 ILCS 5/6-106) (from Ch. 95 1/2, par. 6-106)

22 Sec. 6-106. Application for license or instruction permit.

23 (a) Every application for any permit or license authorized
24 to be issued under this Act shall be made upon a form furnished
25 by the Secretary of State. Every application shall be

1 accompanied by the proper fee and payment of such fee shall
2 entitle the applicant to not more than 3 attempts to pass the
3 examination within a period of 1 year after the date of
4 application.

5 (b) Every application shall state the legal name, social
6 security number, zip code, date of birth, sex, and residence
7 address of the applicant; briefly describe the applicant; state
8 whether the applicant has theretofore been licensed as a
9 driver, and, if so, when and by what state or country, and
10 whether any such license has ever been cancelled, suspended,
11 revoked or refused, and, if so, the date and reason for such
12 cancellation, suspension, revocation or refusal; shall include
13 an affirmation by the applicant that all information set forth
14 is true and correct; and shall bear the applicant's signature.
15 In addition to the residence address, the Secretary may allow
16 the applicant to provide a mailing address. The application
17 form may also require the statement of such additional relevant
18 information as the Secretary of State shall deem necessary to
19 determine the applicant's competency and eligibility. The
20 Secretary of State may, in his discretion, by rule or
21 regulation, provide that an application for a drivers license
22 or permit may include a suitable photograph of the applicant in
23 the form prescribed by the Secretary, and he may further
24 provide that each drivers license shall include a photograph of
25 the driver. The Secretary of State may utilize a photograph
26 process or system most suitable to deter alteration or improper

1 reproduction of a drivers license and to prevent substitution
2 of another photo thereon.

3 (c) The application form shall include a notice to the
4 applicant of the registration obligations of sex offenders
5 under the Sex Offender Registration Act. The notice shall be
6 provided in a form and manner prescribed by the Secretary of
7 State. For purposes of this subsection (c), "sex offender" has
8 the meaning ascribed to it in Section 2 of the Sex Offender
9 Registration Act.

10 (d) Any male United States citizen or immigrant who applies
11 for any permit or license authorized to be issued under this
12 Act or for a renewal of any permit or license, and who is at
13 least 18 years of age but less than 26 years of age, must be
14 registered in compliance with the requirements of the federal
15 Military Selective Service Act. The Secretary of State must
16 forward in an electronic format the necessary personal
17 information regarding the applicants identified in this
18 subsection (d) to the Selective Service System. The applicant's
19 signature on the application serves as an indication that the
20 applicant either has already registered with the Selective
21 Service System or that he is authorizing the Secretary to
22 forward to the Selective Service System the necessary
23 information for registration. The Secretary must notify the
24 applicant at the time of application that his signature
25 constitutes consent to registration with the Selective Service
26 System, if he is not already registered.

1 (e) Beginning on or before July 1, 2015, for each original
2 or renewal driver's license application under this Act, the
3 Secretary shall inquire as to whether the applicant is a
4 veteran for purposes of issuing a driver's license with a
5 veteran designation under subsection (e-5) of Section 6-110 of
6 this Chapter. The acceptable forms of proof shall include, but
7 are not limited to, Department of Defense form DD-214. The
8 Secretary shall determine by rule what other forms of proof of
9 a person's status as a veteran are acceptable.

10 The Illinois Department of Veterans' Affairs shall confirm
11 the status of the applicant as an honorably discharged veteran
12 before the Secretary may issue the driver's license.

13 For purposes of this subsection (e):

14 "Active duty" means active duty under an executive order of
15 the President of the United States, an Act of the Congress of
16 the United States, or an order of the Governor.

17 "Armed forces" means any of the Armed Forces of the United
18 States, including a member of any reserve component or National
19 Guard unit called to active duty.

20 "Veteran" means a person who has served on active duty in
21 the armed forces and was discharged or separated under
22 honorable conditions.

23 (Source: P.A. 96-1231, eff. 7-23-10; 97-263, eff. 8-5-11.)

24 (625 ILCS 5/6-110) (from Ch. 95 1/2, par. 6-110)

25 Sec. 6-110. Licenses issued to drivers.

1 (a) The Secretary of State shall issue to every qualifying
2 applicant a driver's license as applied for, which license
3 shall bear a distinguishing number assigned to the licensee,
4 the legal name, signature, zip code, date of birth, residence
5 address, and a brief description of the licensee.

6 Licenses issued shall also indicate the classification and
7 the restrictions under Section 6-104 of this Code.

8 A driver's license issued may, in the discretion of the
9 Secretary, include a suitable photograph of a type prescribed
10 by the Secretary.

11 (a-1) If the licensee is less than 18 years of age, unless
12 one of the exceptions in subsection (a-2) apply, the license
13 shall, as a matter of law, be invalid for the operation of any
14 motor vehicle during the following times:

15 (A) Between 11:00 p.m. Friday and 6:00 a.m. Saturday;

16 (B) Between 11:00 p.m. Saturday and 6:00 a.m. on
17 Sunday; and

18 (C) Between 10:00 p.m. on Sunday to Thursday,
19 inclusive, and 6:00 a.m. on the following day.

20 (a-2) The driver's license of a person under the age of 18
21 shall not be invalid as described in subsection (a-1) of this
22 Section if the licensee under the age of 18 was:

23 (1) accompanied by the licensee's parent or guardian or
24 other person in custody or control of the minor;

25 (2) on an errand at the direction of the minor's parent
26 or guardian, without any detour or stop;

1 (3) in a motor vehicle involved in interstate travel;

2 (4) going to or returning home from an employment
3 activity, without any detour or stop;

4 (5) involved in an emergency;

5 (6) going to or returning home from, without any detour
6 or stop, an official school, religious, or other
7 recreational activity supervised by adults and sponsored
8 by a government or governmental agency, a civic
9 organization, or another similar entity that takes
10 responsibility for the licensee, without any detour or
11 stop;

12 (7) exercising First Amendment rights protected by the
13 United States Constitution, such as the free exercise of
14 religion, freedom of speech, and the right of assembly; or

15 (8) married or had been married or is an emancipated
16 minor under the Emancipation of Minors Act.

17 (a-2.5) The driver's license of a person who is 17 years of
18 age and has been licensed for at least 12 months is not invalid
19 as described in subsection (a-1) of this Section while the
20 licensee is participating as an assigned driver in a Safe Rides
21 program that meets the following criteria:

22 (1) the program is sponsored by the Boy Scouts of
23 America or another national public service organization;
24 and

25 (2) the sponsoring organization carries liability
26 insurance covering the program.

1 (a-3) If a graduated driver's license holder over the age
2 of 18 committed an offense against traffic regulations
3 governing the movement of vehicles or any violation of Section
4 6-107 or Section 12-603.1 of this Code in the 6 months prior to
5 the graduated driver's license holder's 18th birthday, and was
6 subsequently convicted of the offense, the provisions of
7 subsection (a-1) shall continue to apply until such time as a
8 period of 6 consecutive months has elapsed without an
9 additional violation and subsequent conviction of an offense
10 against traffic regulations governing the movement of vehicles
11 or Section 6-107 or Section 12-603.1 of this Code.

12 (a-4) If an applicant for a driver's license or instruction
13 permit has a current identification card issued by the
14 Secretary of State, the Secretary may require the applicant to
15 utilize the same residence address and name on the
16 identification card, driver's license, and instruction permit
17 records maintained by the Secretary. The Secretary may
18 promulgate rules to implement this provision.

19 (b) Until the Secretary of State establishes a First Person
20 Consent organ and tissue donor registry under Section 6-117 of
21 this Code, the Secretary of State shall provide a format on the
22 reverse of each driver's license issued which the licensee may
23 use to execute a document of gift conforming to the provisions
24 of the Illinois Anatomical Gift Act. The format shall allow the
25 licensee to indicate the gift intended, whether specific
26 organs, any organ, or the entire body, and shall accommodate

1 the signatures of the donor and 2 witnesses. The Secretary
2 shall also inform each applicant or licensee of this format,
3 describe the procedure for its execution, and may offer the
4 necessary witnesses; provided that in so doing, the Secretary
5 shall advise the applicant or licensee that he or she is under
6 no compulsion to execute a document of gift. A brochure
7 explaining this method of executing an anatomical gift document
8 shall be given to each applicant or licensee. The brochure
9 shall advise the applicant or licensee that he or she is under
10 no compulsion to execute a document of gift, and that he or she
11 may wish to consult with family, friends or clergy before doing
12 so. The Secretary of State may undertake additional efforts,
13 including education and awareness activities, to promote organ
14 and tissue donation.

15 (c) The Secretary of State shall designate on each driver's
16 license issued a space where the licensee may place a sticker
17 or decal of the uniform size as the Secretary may specify,
18 which sticker or decal may indicate in appropriate language
19 that the owner of the license carries an Emergency Medical
20 Information Card.

21 The sticker may be provided by any person, hospital,
22 school, medical group, or association interested in assisting
23 in implementing the Emergency Medical Information Card, but
24 shall meet the specifications as the Secretary may by rule or
25 regulation require.

26 (d) The Secretary of State shall designate on each driver's

1 license issued a space where the licensee may indicate his
2 blood type and RH factor.

3 (e) The Secretary of State shall provide that each original
4 or renewal driver's license issued to a licensee under 21 years
5 of age shall be of a distinct nature from those driver's
6 licenses issued to individuals 21 years of age and older. The
7 color designated for driver's licenses for licensees under 21
8 years of age shall be at the discretion of the Secretary of
9 State.

10 (e-1) The Secretary shall provide that each driver's
11 license issued to a person under the age of 21 displays the
12 date upon which the person becomes 18 years of age and the date
13 upon which the person becomes 21 years of age.

14 (e-3) The General Assembly recognizes the need to identify
15 military veterans living in this State for the purpose of
16 ensuring that they receive all of the services and benefits to
17 which they are legally entitled, including healthcare,
18 education assistance, and job placement. To assist the State in
19 identifying these veterans and delivering these vital services
20 and benefits, the Secretary of State is authorized to issue
21 drivers' licenses with the word "veteran" appearing on the face
22 of the licenses. This authorization is predicated on the unique
23 status of veterans. The Secretary may not issue any other
24 driver's license which identifies an occupation, status,
25 affiliation, hobby, or other unique characteristics of the
26 license holder which is unrelated to the purpose of the

1 driver's license.

2 (e-5) Beginning on or before July 1, 2015, the Secretary of
3 State shall designate a space on each original or renewal
4 driver's license where, at the request of the applicant, the
5 word "veteran" shall be placed. The veteran designation shall
6 be available to a person identified as a veteran under
7 subsection (e) of paragraph 6-106 of this Chapter who was
8 discharged or separated under honorable conditions.

9 (f) The Secretary of State shall inform all Illinois
10 licensed commercial motor vehicle operators of the
11 requirements of the Uniform Commercial Driver License Act,
12 Article V of this Chapter, and shall make provisions to insure
13 that all drivers, seeking to obtain a commercial driver's
14 license, be afforded an opportunity prior to April 1, 1992, to
15 obtain the license. The Secretary is authorized to extend
16 driver's license expiration dates, and assign specific times,
17 dates and locations where these commercial driver's tests shall
18 be conducted. Any applicant, regardless of the current
19 expiration date of the applicant's driver's license, may be
20 subject to any assignment by the Secretary. Failure to comply
21 with the Secretary's assignment may result in the applicant's
22 forfeiture of an opportunity to receive a commercial driver's
23 license prior to April 1, 1992.

24 (g) The Secretary of State shall designate on a driver's
25 license issued, a space where the licensee may indicate that he
26 or she has drafted a living will in accordance with the

1 Illinois Living Will Act or a durable power of attorney for
2 health care in accordance with the Illinois Power of Attorney
3 Act.

4 (g-1) The Secretary of State, in his or her discretion, may
5 designate on each driver's license issued a space where the
6 licensee may place a sticker or decal, issued by the Secretary
7 of State, of uniform size as the Secretary may specify, that
8 shall indicate in appropriate language that the owner of the
9 license has renewed his or her driver's license.

10 (h) A person who acts in good faith in accordance with the
11 terms of this Section is not liable for damages in any civil
12 action or subject to prosecution in any criminal proceeding for
13 his or her act.

14 (Source: P.A. 96-607, eff. 8-24-09; 96-1231, eff. 7-23-10;
15 97-263, eff. 8-5-11.)

16 Section 99. Effective date. This Act takes effect January
17 1, 2013.