



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3143

by Rep. Robert W. Pritchard

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-116.5

625 ILCS 5/6-903

625 ILCS 5/11-503

from Ch. 95 1/2, par. 6-903

from Ch. 95 1/2, par. 11-503

Amends the Illinois Vehicle Code. Provides that every driver shall report to the Secretary of State any medical condition that is likely to cause loss of consciousness, seizures, or any loss of ability to safely operate a motor vehicle within 10 days of the driver becoming aware of the condition. Includes seizures within the standard of physical disorders characterized by momentary or prolonged lapses of consciousness or control which constitute a limitation to a person's ability to operate a motor vehicle or causes the person to be a driving hazard. Provides that a person commits reckless driving when he or she knowingly drives a vehicle when that person has, within the preceding 36 months, experienced a loss of consciousness or a seizure that would interfere with the ability to safely operate a vehicle. Provides that a person does not commit reckless driving if he or she has been treated by a physician for the loss of consciousness or seizure, and that physician has advised the person that he or she may operate a vehicle. Effective January 1, 2016.

LRB099 11017 RJF 31389 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 changing
5 Sections 6-116.5, 6-903, and 11-503 as follows:

6 (625 ILCS 5/6-116.5)

7 Sec. 6-116.5. Driver's duty to report medical condition.
8 Every driver shall report to the Secretary any medical
9 condition, as defined by the Driver's License Medical Review
10 Law of 1992, that is likely to cause loss of consciousness,
11 seizures, or any loss of ability to safely operate a motor
12 vehicle within 10 days of the driver becoming aware of the
13 condition. The Secretary, in conjunction with the Driver's
14 License Medical Advisory Board, shall determine by
15 administrative rule the temporary conditions not required to be
16 reported under the provisions of this Section. All information
17 furnished to the Secretary under the provisions of this Section
18 shall be deemed confidential and for the privileged use of the
19 Secretary in accordance with the provisions of subsection (j)
20 of Section 2-123 of this Code.

21 (Source: P.A. 89-584, eff. 7-31-96.)

22 (625 ILCS 5/6-903) (from Ch. 95 1/2, par. 6-903)

1 Sec. 6-903. Standard for determining medical limitation;
2 records.

3 (a) The Secretary in cooperation with the Board shall
4 establish standards for determining the degree to which a
5 person's medical condition constitutes a limitation to the
6 person's ability to operate a motor vehicle or causes the
7 person to be a driving hazard.

8 (b) The standards may include, but need not be limited to,
9 the following:

10 (1) Physical disorders characterized by momentary or
11 prolonged lapses of consciousness or control, including,
12 but not limited to, seizures.

13 (2) Disorders and impairments affecting the
14 cardiovascular functions.

15 (3) Musculoskeletal disabilities and disorders
16 affecting musculoskeletal functions.

17 (4) Vision and disorders affecting vision.

18 (5) The use of or dependence upon alcohol or drugs.

19 (6) The extent to which compensatory aids and devices
20 may be utilized.

21 (7) Conditions or disorders that medically impair a
22 person's mental health.

23 (Source: P.A. 87-1249.)

24 (625 ILCS 5/11-503) (from Ch. 95 1/2, par. 11-503)

25 Sec. 11-503. Reckless driving; aggravated reckless

1 driving.

2 (a) A person commits reckless driving if he or she:

3 (1) drives any vehicle with a willful or wanton
4 disregard for the safety of persons or property; ~~or~~

5 (2) knowingly drives a vehicle and uses an incline in a
6 roadway, such as a railroad crossing, bridge approach, or
7 hill, to cause the vehicle to become airborne; or-

8 (3) knowingly drives a vehicle when that person has,
9 within the preceding 36 months, experienced a loss of
10 consciousness or a seizure that would interfere with the
11 ability to safely operate a vehicle, unless that person has
12 been treated by a physician for the loss of consciousness
13 or seizure and that physician has advised the person that
14 he or she may operate a vehicle.

15 (b) Every person convicted of reckless driving shall be
16 guilty of a Class A misdemeanor, except as provided under
17 subsections (b-1), (c), and (d) of this Section.

18 (b-1) Except as provided in subsection (d), any person
19 convicted of violating subsection (a), if the violation causes
20 bodily harm to a child or a school crossing guard while the
21 school crossing guard is performing his or her official duties,
22 is guilty of a Class 4 felony.

23 (c) Every person convicted of committing a violation of
24 subsection (a) shall be guilty of aggravated reckless driving
25 if the violation results in great bodily harm or permanent
26 disability or disfigurement to another. Except as provided in

1 subsection (d) of this Section, aggravated reckless driving is
2 a Class 4 felony.

3 (d) Any person convicted of violating subsection (a), if
4 the violation causes great bodily harm or permanent disability
5 or disfigurement to a child or a school crossing guard while
6 the school crossing guard is performing his or her official
7 duties, is guilty of aggravated reckless driving. Aggravated
8 reckless driving under this subsection (d) is a Class 3 felony.
9 (Source: P.A. 95-467, eff. 6-1-08.)

10 Section 99. Effective date. This Act takes effect January
11 1, 2016.