

**104TH GENERAL ASSEMBLY****State of Illinois****2025 and 2026****HB4184**

Introduced 10/28/2025, by Rep. Adam M. Niemerg

SYNOPSIS AS INTRODUCED:

| | |
|--------------------|-----------------------------|
| 625 ILCS 5/6-103 | from Ch. 95 1/2, par. 6-103 |
| 625 ILCS 5/6-106 | from Ch. 95 1/2, par. 6-106 |
| 625 ILCS 5/6-507.5 | |
| 625 ILCS 5/6-509 | from Ch. 95 1/2, par. 6-509 |

Amends the Illinois Vehicle Code. Prohibits a person from being issued, renewed, or allowed a driver's license or permit if the person is not a citizen of the United States. Requires the applicant for a driver's license to, in an application for a driver's license, affirm that the applicant is able to read and write in English. Requires the applicant for a commercial learner's permit to be a United States citizen, which prohibits lawfully permanent residents or foreign domiciled persons from applying for a commercial learner's permit. Requires the applicant for a commercial learner's permit to certify on the application that the applicant is able to read and write in the English language. Makes conforming changes. Effective immediately.

LRB104 15282 LNS 28436 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 Sections 6-103, 6-106, 6-507.5, and 6-509 as follows:

6 (625 ILCS 5/6-103) (from Ch. 95 1/2, par. 6-103)

7 Sec. 6-103. What persons shall not be licensed as drivers
8 or granted permits. The Secretary of State shall not issue,
9 renew, or allow the retention of any driver's license nor
10 issue any permit under this Code:

11 1. To any person, as a driver, who is under the age of
12 18 years except as provided in Section 6-107, and except
13 that an instruction permit may be issued under Section
14 6-107.1 to a child who is not less than 15 years of age if
15 the child is enrolled in an approved driver education
16 course as defined in Section 1-103 of this Code and
17 requires an instruction permit to participate therein,
18 except that an instruction permit may be issued under the
19 provisions of Section 6-107.1 to a child who is 17 years
20 and 3 months of age without the child having enrolled in an
21 approved driver education course and except that an
22 instruction permit may be issued to a child who is at least
23 15 years and 3 months of age, is enrolled in school, meets

1 the educational requirements of the Driver Education Act,
2 and has passed examinations the Secretary of State in his
3 or her discretion may prescribe;

4 1.5. To any person at least 18 years of age but less
5 than 21 years of age unless the person has, in addition to
6 any other requirements of this Code, successfully
7 completed an adult driver education course as provided in
8 Section 6-107.5 of this Code;

9 2. To any person who is under the age of 18 as an
10 operator of a motorcycle other than a motor driven cycle
11 unless the person has, in addition to meeting the
12 provisions of Section 6-107 of this Code, successfully
13 completed a motorcycle training course approved by the
14 Illinois Department of Transportation;

15 3. To any person, as a driver, whose driver's license
16 or permit has been suspended, during the suspension, nor
17 to any person whose driver's license or permit has been
18 revoked, except as provided in Sections 6-205, 6-206, and
19 6-208;

20 4. To any person, as a driver, who is a user of alcohol
21 or any other drug to a degree that renders the person
22 incapable of safely driving a motor vehicle;

23 5. To any person, as a driver, who has previously been
24 adjudged to be afflicted with or suffering from any mental
25 or physical disability or disease and who has not at the
26 time of application been restored to competency by the

1 methods provided by law;

2 6. To any person, as a driver, who is required by the
3 Secretary of State to submit an alcohol and drug
4 evaluation or take an examination provided for in this
5 Code unless the person has successfully passed the
6 examination and submitted any required evaluation;

7 7. To any person who is required under the provisions
8 of the laws of this State to deposit security or proof of
9 financial responsibility and who has not deposited the
10 security or proof;

11 8. To any person when the Secretary of State has good
12 cause to believe that the person by reason of physical or
13 mental disability would not be able to safely operate a
14 motor vehicle upon the highways, unless the person shall
15 furnish to the Secretary of State a verified written
16 statement, acceptable to the Secretary of State, from a
17 competent medical specialist, a licensed physician
18 assistant, or a licensed advanced practice registered
19 nurse, to the effect that the operation of a motor vehicle
20 by the person would not be inimical to the public safety;

21 9. To any person, as a driver, who is 69 years of age
22 or older, unless the person has successfully complied with
23 the provisions of Section 6-109;

24 10. To any person convicted, within 12 months of
25 application for a license, of any of the sexual offenses
26 enumerated in paragraph 2 of subsection (b) of Section

1 6-205;

2 11. To any person who is under the age of 21 years with
3 a classification prohibited in paragraph (b) of Section
4 6-104 and to any person who is under the age of 18 years
5 with a classification prohibited in paragraph (c) of
6 Section 6-104;

7 12. To any person who has been either convicted of or
8 adjudicated under the Juvenile Court Act of 1987 based
9 upon a violation of the Cannabis Control Act, the Illinois
10 Controlled Substances Act, or the Methamphetamine Control
11 and Community Protection Act while that person was in
12 actual physical control of a motor vehicle. For purposes
13 of this Section, any person placed on probation under
14 Section 10 of the Cannabis Control Act, Section 410 of the
15 Illinois Controlled Substances Act, or Section 70 of the
16 Methamphetamine Control and Community Protection Act shall
17 not be considered convicted. Any person found guilty of
18 this offense, while in actual physical control of a motor
19 vehicle, shall have an entry made in the court record by
20 the judge that this offense did occur while the person was
21 in actual physical control of a motor vehicle and order
22 the clerk of the court to report the violation to the
23 Secretary of State as such. The Secretary of State shall
24 not issue a new license or permit for a period of one year;

25 13. To any person who is under the age of 18 years and
26 who has committed the offense of operating a motor vehicle

1 without a valid license or permit in violation of Section
2 6-101 or a similar out-of-state offense;

3 14. To any person who is 90 days or more delinquent in
4 court ordered child support payments or has been
5 adjudicated in arrears in an amount equal to 90 days'
6 obligation or more and who has been found in contempt of
7 court for failure to pay the support, subject to the
8 requirements and procedures of Article VII of Chapter 7 of
9 the Illinois Vehicle Code;

10 14.5. To any person certified by the Illinois
11 Department of Healthcare and Family Services as being 90
12 days or more delinquent in payment of support under an
13 order of support entered by a court or administrative body
14 of this or any other State, subject to the requirements
15 and procedures of Article VII of Chapter 7 of this Code
16 regarding those certifications;

17 15. To any person released from a term of imprisonment
18 for violating Section 9-3 of the Criminal Code of 1961 or
19 the Criminal Code of 2012, or a similar provision of a law
20 of another state relating to reckless homicide or for
21 violating subparagraph (F) of paragraph (1) of subsection
22 (d) of Section 11-501 of this Code relating to aggravated
23 driving under the influence of alcohol, other drug or
24 drugs, intoxicating compound or compounds, or any
25 combination thereof, if the violation was the proximate
26 cause of a death, within 24 months of release from a term

1 of imprisonment;

2 16. To any person who, with intent to influence any
3 act related to the issuance of any driver's license or
4 permit, by an employee of the Secretary of State's Office,
5 or the owner or employee of any commercial driver training
6 school licensed by the Secretary of State, or any other
7 individual authorized by the laws of this State to give
8 driving instructions or administer all or part of a
9 driver's license examination, promises or tenders to that
10 person any property or personal advantage which that
11 person is not authorized by law to accept. Any persons
12 promising or tendering such property or personal advantage
13 shall be disqualified from holding any class of driver's
14 license or permit for 120 consecutive days. The Secretary
15 of State shall establish by rule the procedures for
16 implementing this period of disqualification and the
17 procedures by which persons so disqualified may obtain
18 administrative review of the decision to disqualify;

19 17. To any person for whom the Secretary of State
20 cannot verify the accuracy of any information or
21 documentation submitted in application for a driver's
22 license;

23 18. To any person who has been adjudicated under the
24 Juvenile Court Act of 1987 based upon an offense that is
25 determined by the court to have been committed in
26 furtherance of the criminal activities of an organized

1 gang, as provided in Section 5-710 of that Act, and that
2 involved the operation or use of a motor vehicle or the use
3 of a driver's license or permit. The person shall be
4 denied a license or permit for the period determined by
5 the court; ~~or~~

6 19. To any person who holds a REAL ID compliant
7 identification card or REAL ID compliant Person with a
8 Disability Identification Card issued under the Illinois
9 Identification Card Act. Any such person may, at his or
10 her discretion, surrender the REAL ID compliant
11 identification card or REAL ID compliant Person with a
12 Disability Identification Card in order to become eligible
13 to obtain a REAL ID compliant driver's license; or

14 20. Except as provided in Section 6-105.1, to any
15 person who is not a United States citizen.

16 The Secretary of State shall retain all conviction
17 information, if the information is required to be held
18 confidential under the Juvenile Court Act of 1987.

19 (Source: P.A. 103-162, eff. 1-1-24; 103-605, eff. 7-1-24.)

20 (625 ILCS 5/6-106) (from Ch. 95 1/2, par. 6-106)

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

22 (a) Every application for any permit or license authorized
23 to be issued under this Code shall be made upon a form
24 furnished by the Secretary of State. Every application shall
25 be accompanied by the proper fee and payment of such fee shall

1 entitle the applicant to not more than 3 attempts to pass the
2 examination within a period of one year after the date of
3 application.

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

1 photograph of the applicant in the form prescribed by the
2 Secretary, and he may further provide that each drivers
3 license shall include a photograph of the driver. The
4 Secretary of State may utilize a photograph process or system
5 most suitable to deter alteration or improper reproduction of
6 a drivers license and to prevent substitution of another photo
7 thereon. For the purposes of this subsection (b), "peace
8 officer" means any person who by virtue of his or her office or
9 public employment is vested by law with a duty to maintain
10 public order or to make arrests for a violation of any penal
11 statute of this State, whether that duty extends to all
12 violations or is limited to specific violations.

13 (b-1) Every application shall state the social security
14 number of the applicant; except if the applicant is applying
15 for a standard driver's license and, on the date of
16 application, is ineligible for a social security number, then:

17 (1) if the applicant has documentation, issued by the
18 United States Department of Homeland Security, authorizing
19 the applicant's presence in this country, the applicant
20 shall provide such documentation instead of a social
21 security number; and

22 (2) if the applicant does not have documentation
23 described in paragraph (1), the applicant shall provide,
24 instead of a social security number, the following:

25 (A) documentation establishing that the applicant
26 has resided in this State for a period in excess of one

year;

(B) a passport validly issued to the applicant from the applicant's country of citizenship or a consular identification document validly issued to the applicant by a consulate of that country as defined in Section 5 of the Consular Identification Document Act, as long as such documents are either unexpired or presented by an applicant within 2 years of its expiration date; and

(C) a social security card, if the applicant has a social security number.

(b-3) Upon the first issuance of a request for proposals a digital driver's license and identification card issuance and facial recognition system issued after January 1, (the effective date of Public Act 101-513), and upon implementation of a new or revised system procured pursuant to a request for proposals, the Secretary shall permit applicants to choose between "male", "female" or "non-binary" in designating the applicant's sex on the driver's license application form. The sex designated by the applicant shall be displayed on the driver's license issued to the applicant.

(b-5) Every applicant for a REAL ID compliant driver's license or permit shall provide proof of lawful status in the United States as defined in 6 CFR 37.3, as amended.

(c) The application form shall include a notice to the applicant of the registration obligations of sex offenders

1 under the Sex Offender Registration Act. The notice shall be
2 provided in a form and manner prescribed by the Secretary of
3 State. For purposes of this subsection (c), "sex offender" has
4 the meaning ascribed to it in Section 2 of the Sex Offender
5 Registration Act.

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

23 (e) Beginning on or before July 1, 2015, for each original
24 or renewal driver's license application under this Code, the
25 Secretary shall inquire as to whether the applicant is a
26 veteran for purposes of issuing a driver's license with a

1 veteran designation under subsection (e-5) of Section 6-110 of
2 this Code. The acceptable forms of proof shall include, but
3 are not limited to, Department of Defense form DD-214,
4 Department of Defense form DD-256 for applicants who did not
5 receive a form DD-214 upon the completion of initial basic
6 training, Department of Defense form DD-2 (Retired), an
7 identification card issued under the federal Veterans
8 Identification Card Act of 2015, or a United States Department
9 of Veterans Affairs summary of benefits letter. If the
10 document cannot be stamped, the Illinois Department of
11 Veterans' Affairs shall provide a certificate to the veteran
12 to provide to the Secretary of State. The Illinois Department
13 of Veterans' Affairs shall advise the Secretary as to what
14 other forms of proof of a person's status as a veteran are
15 acceptable.

16 For each applicant who is issued a driver's license with a
17 veteran designation, the Secretary shall provide the
18 Department of Veterans' Affairs with the applicant's name,
19 address, date of birth, gender and such other demographic
20 information as agreed to by the Secretary and the Department.
21 The Department may take steps necessary to confirm the
22 applicant is a veteran. If after due diligence, including
23 writing to the applicant at the address provided by the
24 Secretary, the Department is unable to verify the applicant's
25 veteran status, the Department shall inform the Secretary, who
26 shall notify the applicant that he or she must confirm status

1 as a veteran, or the driver's license will be cancelled.

2 For purposes of this subsection (e):

3 "Armed forces" means any of the Armed Forces of the United
4 States, including a member of any reserve component or
5 National Guard unit.

6 "Veteran" means a person who has served in the armed
7 forces and was discharged or separated under honorable
8 conditions.

9 (f) An applicant who is eligible for Gold Star license
10 plates under Section 3-664 of this Code may apply for an
11 original or renewal driver's license with space for a
12 designation as a Gold Star Family. The Secretary may waive any
13 fee for this application. If the Secretary does not waive the
14 fee, any fee charged to the applicant must be deposited into
15 the Illinois Veterans Assistance Fund. The Secretary is
16 authorized to issue rules to implement this subsection.

17 (Source: P.A. 102-558, eff. 8-20-21; 103-210, eff. 7-1-24;
18 103-933, eff. 1-1-25.)

19 (625 ILCS 5/6-507.5)

20 Sec. 6-507.5. Application for Commercial Learner's Permit
21 (CLP).

22 (a) The application for a CLP must include, but is not
23 limited to, the following:

24 (1) the driver applicant's full legal name and current
25 Illinois domiciliary address, unless ~~the driver applicant~~

1 is from a foreign country and is applying for a
2 non-domiciled CLP in which case the driver applicant shall
3 submit proof of Illinois residency or the driver applicant
4 is from another state and is applying for a non-domiciled
5 CLP in which case the driver applicant shall submit proof
6 of domicile in the state which issued the driver
7 applicant's Non-CDL;

8 (2) a physical description of the driver applicant
9 including gender, height, weight, color of eyes, and hair
10 color;

11 (3) date of birth;

12 (4) the driver applicant's social security number;

13 (5) the driver applicant's signature;

14 (6) the names of all states where the driver applicant
15 has previously been licensed to drive any type of motor
16 vehicle during the previous 10 years under 49 C.F.R. Part
17 383;

18 (7) proof of United States citizenship or lawful
19 permanent residency as set forth in Table 1 of 49 C.F.R.
20 383.71, unless the driver applicant is from a foreign
21 country and is applying for a non-domiciled CLP, in which
22 case the applicant must provide an unexpired employment
23 authorization document (EAD) issued by USCIS or an
24 unexpired foreign passport accompanied by an approved I-94
25 form documenting the applicant's most recent admittance
26 into the United States; and

(8) any other information required by the Secretary of State.

(a-5) The applicant for a CLP must also certify on the application that the applicant is able to read and write in the English language.

(b) Except as provided in subsection (b-5), no CLP shall be issued to a driver applicant unless the applicant has taken and passed a general knowledge test that meets the federal standards contained in 49 C.F.R. Part 383, subparts F, G, and H for the commercial motor vehicle the applicant expects to operate.

(b-5) The Secretary of State may waive the general knowledge test specified in 49 CFR 383.71(a)(2)(ii) for a qualifying driver applicant of a commercial learner's permit. A qualifying driver applicant shall:

(1) be a current resident of this State;

(2) be a current or former member of the military services, including a member of any reserve component or National Guard unit;

(3) within one year prior to the application, have been regularly employed in a military position that requires the operation of large trucks;

(4) have received formal military training in the operation of a vehicle similar to the commercial motor vehicle the applicant expects to operate; and

(5) provide the Secretary of State with a general

1 knowledge test waiver form signed by the applicant and his
2 or her commanding officer certifying that the applicant
3 qualifies for the general knowledge test waiver.

4 (c) No CLP shall be issued to a driver applicant unless the
5 applicant possesses a valid Illinois driver's license or if
6 the applicant is applying for a non-domiciled CLP under
7 subsection (b) of Section 6-509 of this Code, in which case the
8 driver applicant must possess a valid driver's license from
9 his or her state of domicile.

10 (d) No CLP shall be issued to a person under 18 years of
11 age.

12 (e) No person shall be issued a CLP unless the person
13 certifies to the Secretary one of the following types of
14 driving operations in which he or she will be engaged:

- 15 (1) non-excepted interstate;
- 16 (2) non-excepted intrastate;
- 17 (3) excepted interstate; or
- 18 (4) excepted intrastate.

19 (f) No person shall be issued a CLP unless the person
20 certifies to the Secretary that he or she is not subject to any
21 disqualification under 49 C.F.R. 383.51, or any license
22 disqualification under State law, and that he or she does not
23 have a driver's license from more than one state or
24 jurisdiction.

25 (g) No CLP shall be issued to a person while the person is
26 subject to a disqualification from driving a commercial motor

1 vehicle, unless otherwise permitted by this Code, while the
2 person's driver's license is suspended, revoked, or cancelled
3 in any state, or any territory or province of Canada; nor may a
4 CLP be issued to a person who has a CLP or CDL issued by any
5 other state or foreign jurisdiction, unless the person
6 surrenders all of these licenses. No CLP shall be issued to or
7 renewed for a person who does not meet the requirement of 49
8 C.F.R. 391.41(b) (11). The requirement may be met with the aid
9 of a hearing aid.

10 (h) No CLP with a Passenger, School Bus or Tank Vehicle
11 endorsement shall be issued to a person unless the driver
12 applicant has taken and passed the knowledge test for each
13 endorsement.

14 (1) A CLP holder with a Passenger (P) endorsement is
15 prohibited from operating a CMV carrying passengers, other
16 than federal or State auditors and inspectors, test
17 examiners, or other trainees, and the CDL holder
18 accompanying the CLP holder as prescribed by subsection
19 (a) of Section 6-507 of this Code. The P endorsement must
20 be class specific.

21 (2) A CLP holder with a School Bus (S) endorsement is
22 prohibited from operating a school bus with passengers
23 other than federal or State auditors and inspectors, test
24 examiners, or other trainees, and the CDL holder
25 accompanying the CLP holder as prescribed by subsection
26 (a) of Section 6-507 of this Code.

(3) A CLP holder with a Tank Vehicle (N) endorsement may only operate an empty tank vehicle and is prohibited from operating any tank vehicle that previously contained hazardous material that has not been purged of all residue.

(4) All other federal endorsements are prohibited on a CLP.

(i) No CLP holder may operate a commercial motor vehicle transporting hazardous material as defined in paragraph (20) of Section 6-500 of this Code.

(j) The CLP holder must be accompanied by the holder of a valid CDL who has the proper CDL group and endorsement necessary to operate the CMV. The CDL holder must at all times be physically present in the front seat of the vehicle next to the CLP holder or, in the case of a passenger vehicle, directly behind or in the first row behind the driver and must have the CLP holder under observation and direct supervision.

(k) A CLP is valid for 12 months from the date of issuance.

(1) A CLP issued prior to July 1, 2014 for a limited time period according to state requirements, shall be considered a valid commercial driver's license for purposes of behind-the-wheel training on public roads or highways.

(Source: P.A. 103-179, eff. 6-30-23.)

(625 ILCS 5/6-509) (from Ch. 95 1/2, par. 6-509)

Sec. 6-509. Non-domiciled commercial learner's permit and

1 non-domiciled commercial driver's license.

2 (a) The Secretary of State may issue a non-domiciled CLP
3 or non-domiciled CDL to a domiciliary of another state ~~or~~
4 ~~foreign jurisdiction if the United States Secretary of~~
5 ~~Transportation has determined that the commercial motor~~
6 ~~vehicle testing and licensing standards, in that foreign~~
7 ~~jurisdiction, do not meet the testing standards established in~~
8 ~~49 C.F.R. Part 383.~~ A non-domiciled CLP or non-domiciled CDL
9 shall be issued in accordance with the testing and licensing
10 standards contained in subparts F, G, and H of 49 C.F.R. Part
11 383. The word "Non-domiciled" must appear on the face of the
12 non-domiciled CLP or non-domiciled CDL. A driver applicant
13 must surrender any non-domiciled CLP or non-domiciled CDL,
14 license or permit issued by any other state.

15 (b) If an individual is domiciled in a state while that
16 state is prohibited from issuing CDLs in accordance with 49
17 C.F.R. Part 384.405, that individual is eligible to obtain a
18 non-domiciled CLP or non-domiciled CDL from any state that
19 elects to issue a non-domiciled CLP or non-domiciled CDL and
20 which complies with the testing and licensing standards
21 contained in subparts F, G, and H of 49 C.F.R. Part 383.23.
22 "Non-domiciled" must appear on the face of the non-domiciled
23 CLP or non-domiciled CDL. A driver applicant must surrender
24 any non-domiciled CLP or non-domiciled CDL issued in any other
25 state.

26 (Source: P.A. 98-176 (see Section 10 of P.A. 98-722 and

1 Section 10 of P.A. 99-414 for the effective date of changes
2 made by P.A. 98-176).)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.