

**HBOL2501**

**95<sup>th</sup> General Assembly  
State of Illinois  
2007-2008**

**Introduced by Secretary of State Rothenberg**

Introduced February 03, 2009

**SYNOPSIS AS INTRODUCED**

625 ILCS 5/11 503)

Amends the Illinois vehicle code adds Texting While Driving under reckless driving and adds: any person convicted of violating subsection (a) texting while driving will cause mandatory revocation of your driver's license, plus criminal penalties of up to 364 days in jail and a fine up to \$2,500

Any person convicted of violating subsection (a) texting while driving, if the violation causes great bodily harm or permanent disability or disfigurement to a child or a school crossing guard while the school crossing guard is performing his or her official duties, is guilty of aggravated reckless driving. Aggravated reckless driving under this subsection (d)or (e) is a Class 2 felony.

1 An ACT concerning texting while driving

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

4  
5 Section 5. (625 ILCS 5/Ch. 11 Art. V heading) ARTICLE V. DRIVING WHILE  
6 INTOXICATED, TRANSPORTING ALCOHOLIC LIQUOR, AND RECKLESS  
7 DRIVING amended by adding section (e)

8 625 ILCS 5/11 503) (from Ch. 95 1/2, par. 11 503)

9 Sec. 11 503. Reckless driving; aggravated reckless driving.

10  
11 (a) A person commits reckless driving if he or she:

12  
13 (1) drives any vehicle with a willful or wanton or Texting while driving disregard for  
14 the safety of persons property or; or

15 (2) knowingly drives a vehicle and uses an incline in  
16 a roadway, such as a railroad crossing, bridge approach, or hill, to cause the vehicle to  
17 become airborne.

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

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

24 (c) Every person convicted of committing a violation of subsection (a) shall be  
25 guilty of aggravated reckless driving if the violation results in great bodily harm or  
26 permanent disability or disfigurement to another. Except as provided in subsection (d) or  
27 (e) of this Section, aggravated reckless driving is a Class 4 felony.

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

33 d) Any person convicted of violating subsection (a), if the violation causes great  
34 bodily harm or permanent disability or disfigurement to a child or a school crossing guard  
35 while the school crossing guard is performing his or her official duties, is guilty of  
36 aggravated reckless driving. Aggravated reckless driving under this subsection (d) or (e) is  
37 a Class 3 felony.

38 e) any person convicted of violating subsection (a) texting while driving will  
39 cause mandatory revocation of your driver's license, plus criminal penalties of up to 364  
40 days in jail and a fine up to \$2,500

41 f) Any person convicted of violating subsection (a) texting while driving, if the  
42 violation causes great bodily harm or permanent disability or disfigurement to a child or a  
43 school crossing guard while the school crossing guard is performing his or her official  
44 duties, is guilty of aggravated reckless driving. Aggravated reckless driving under this  
45 subsection (d) or (e) is a Class 2 felony.

46 This Act is effective upon the signature of the Governor.