

Suspended License Court Assignment

Driving with suspended license can be either petty or misdemeanor, depending on the reason you were suspended (proof: [625 ILCS 5/6-303](#) and [Public Act 100-1004](#)).

Here is a scenario:

Observations: Did not stop at red light, no vehicle insurance, suspended drivers license

Charges - upon further investigation:

Did not stop at red light - petty offense

No Vehicle Insurance (1st occurrence) - petty offense (proof: [625 ILCS 5/3-707\(c\)](#))

Suspended driver's license (failure to pay parking fine) - petty offense (proof: [625 ILCS 5/6-303\(a-7\)](#) and [Public Act 100-1004](#) and [HB3920](#))

Bond: Driver would have to be TVB'ed, since he has a suspended driver's license and also required bond for having no insurance (proof: S06-13, III-B-2)

Mandatory Court: Yes (proof: S04-14-03, II-F)

Traffic Court Assignment: Minor Traffic Court (since all charges are petty) (proof: S06-13, III-B-2)

This scenario would NOT be assigned to a Alternate Major Traffic Courtroom, since S04-14-02, V-D, specifically states Alternate Major Room specifically sees "misdemeanor traffic offense", since charges are all petty, then it would be assigned to Minor Traffic Courtroom.

The Question

Would the scenario be assigned to MINOR Traffic Court?

Comments

- DWLS AKA 6-303 IS NEVER PETTY, HENCE MINIMUM ALT MAJOR
 - effective 01 Jan 2019 - check out [625 ILCS 5/6-303\(a-7\)](#), [HB3920](#) above clears it up, it says "Any person who violates this Section as provided in subsection (a) while his or her driver's license, permit, or privilege to drive is revoked due to an unpaid civil penalty shall be guilty of a petty offense."
- Traffic court City attorney said all suspended driver's license charges are to be sent to alternate major despite it being a petty offense.
The CPD Directives need to be changed.

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