

23.39

Definition Of Driving While Driver's License Is Suspended Or Revoked

A person commits the offense of driving while driver's license is [(suspended) (revoked)] when he [(drives) (is in actual physical control of)] a motor vehicle on a highway [of this State] at a time when his [(driver's license) (driver's permit) (privilege to drive) (privilege to obtain a driver's license) (privilege to obtain a driver's permit)] is [(suspended) (revoked)] as provided by the Illinois Vehicle Code or the law of another state.

Committee Note

625 ILCS 5/6-303(a) (West 2024).

Give Instruction 23.40.

When actual physical control is an issue, give Instruction 23.43.

The word “highway” is defined in 625 ILCS 5/1-126 (West 2024).

When the issue is whether the Defendant drove a “motor vehicle”, give Instruction 23.43B which sets forth the four exceptions to the traffic code definition of motor vehicle.

When a question arises as to whether the vehicle is a “motor vehicle,” give Instruction 23.43B.

Use applicable bracketed material.