

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 3-117.1, 3-405.1, 3-414, 3-600, 3-803, 3-804.01,  
6 3-808.1, 3-815, 3-821, 4-107, 5-101, 5-102, 5-401.3, and 13-101  
7 and by adding Section 1-177.5 as follows:

8 (625 ILCS 5/1-177.5 new)

9 Sec. 1-177.5. Road machine. A machine or implement designed  
10 and used primarily for building, repair, or construction and  
11 involves only temporary operation on roadways for purposes  
12 other than transportation.

13 (625 ILCS 5/3-117.1) (from Ch. 95 1/2, par. 3-117.1)

14 Sec. 3-117.1. When junking certificates or salvage  
15 certificates must be obtained.

16 (a) Except as provided in Chapter 4 and Section 3-117.3 of  
17 this Code, a person who possesses a junk vehicle shall within  
18 15 days cause the certificate of title, salvage certificate,  
19 certificate of purchase, or a similarly acceptable out of state  
20 document of ownership to be surrendered to the Secretary of  
21 State along with an application for a junking certificate,  
22 except as provided in Section 3-117.2, whereupon the Secretary

1 of State shall issue to such a person a junking certificate,  
2 which shall authorize the holder thereof to possess, transport,  
3 or, by an endorsement, transfer ownership in such junked  
4 vehicle, and a certificate of title shall not again be issued  
5 for such vehicle. The owner of a junk vehicle is not required  
6 to surrender the certificate of title under this subsection if  
7 (i) there is no lienholder on the certificate of title or (ii)  
8 the owner of the junk vehicle has a valid lien release from the  
9 lienholder releasing all interest in the vehicle and the owner  
10 applying for the junk certificate matches the current record on  
11 the certificate of title file for the vehicle.

12 A licensee who possesses a junk vehicle and a Certificate  
13 of Title, Salvage Certificate, Certificate of Purchase, or a  
14 similarly acceptable out-of-state document of ownership for  
15 such junk vehicle, may transport the junk vehicle to another  
16 licensee prior to applying for or obtaining a junking  
17 certificate, by executing a uniform invoice. The licensee  
18 transferor shall furnish a copy of the uniform invoice to the  
19 licensee transferee at the time of transfer. In any case, the  
20 licensee transferor shall apply for a junking certificate in  
21 conformance with Section 3-117.1 of this Chapter. The following  
22 information shall be contained on a uniform invoice:

23 (1) The business name, address and dealer license  
24 number of the person disposing of the vehicle, junk vehicle  
25 or vehicle cowl;

26 (2) The name and address of the person acquiring the

1 vehicle, junk vehicle or vehicle cowl, and if that person  
2 is a dealer, the Illinois or out-of-state dealer license  
3 number of that dealer;

4 (3) The date of the disposition of the vehicle, junk  
5 vehicle or vehicle cowl;

6 (4) The year, make, model, color and description of  
7 each vehicle, junk vehicle or vehicle cowl disposed of by  
8 such person;

9 (5) The manufacturer's vehicle identification number,  
10 Secretary of State identification number or Illinois  
11 Department of State Police number, for each vehicle, junk  
12 vehicle or vehicle cowl part disposed of by such person;

13 (6) The printed name and legible signature of the  
14 person or agent disposing of the vehicle, junk vehicle or  
15 vehicle cowl; and

16 (7) The printed name and legible signature of the  
17 person accepting delivery of the vehicle, junk vehicle or  
18 vehicle cowl.

19 The Secretary of State may certify a junking manifest in a  
20 form prescribed by the Secretary of State that reflects those  
21 vehicles for which junking certificates have been applied or  
22 issued. A junking manifest may be issued to any person and it  
23 shall constitute evidence of ownership for the vehicle listed  
24 upon it. A junking manifest may be transferred only to a person  
25 licensed under Section 5-301 of this Code as a scrap processor.  
26 A junking manifest will allow the transportation of those

1 vehicles to a scrap processor prior to receiving the junk  
2 certificate from the Secretary of State.

3 (b) An application for a salvage certificate shall be  
4 submitted to the Secretary of State in any of the following  
5 situations:

6 (1) When an insurance company makes a payment of  
7 damages on a total loss claim for a vehicle, the insurance  
8 company shall be deemed to be the owner of such vehicle and  
9 the vehicle shall be considered to be salvage except that  
10 ownership of (i) a vehicle that has incurred only hail  
11 damage that does not affect the operational safety of the  
12 vehicle or (ii) any vehicle 9 model years of age or older  
13 may, by agreement between the registered owner and the  
14 insurance company, be retained by the registered owner of  
15 such vehicle. The insurance company shall promptly deliver  
16 or mail within 20 days the certificate of title along with  
17 proper application and fee to the Secretary of State, and a  
18 salvage certificate shall be issued in the name of the  
19 insurance company. Notwithstanding the foregoing, an  
20 insurer making payment of damages on a total loss claim for  
21 the theft of a vehicle shall not be required to apply for a  
22 salvage certificate unless the vehicle is recovered and has  
23 incurred damage that initially would have caused the  
24 vehicle to be declared a total loss by the insurer.

25 (1.1) When a vehicle of a self-insured company is to be  
26 sold in the State of Illinois and has sustained damaged by

1 collision, fire, theft, rust corrosion, or other means so  
2 that the self-insured company determines the vehicle to be  
3 a total loss, or if the cost of repairing the damage,  
4 including labor, would be greater than 70% of its fair  
5 market value without that damage, the vehicle shall be  
6 considered salvage. The self-insured company shall  
7 promptly deliver the certificate of title along with proper  
8 application and fee to the Secretary of State, and a  
9 salvage certificate shall be issued in the name of the  
10 self-insured company. A self-insured company making  
11 payment of damages on a total loss claim for the theft of a  
12 vehicle may exchange the salvage certificate for a  
13 certificate of title if the vehicle is recovered without  
14 damage. In such a situation, the self-insured shall fill  
15 out and sign a form prescribed by the Secretary of State  
16 which contains an affirmation under penalty of perjury that  
17 the vehicle was recovered without damage and the Secretary  
18 of State may, by rule, require photographs to be submitted.

19 (2) When a vehicle the ownership of which has been  
20 transferred to any person through a certificate of purchase  
21 from acquisition of the vehicle at an auction, other  
22 dispositions as set forth in Sections 4-208 and 4-209 of  
23 this Code, a lien arising under Section 18a-501 of this  
24 Code, or a public sale under the Abandoned Mobile Home Act  
25 shall be deemed salvage or junk at the option of the  
26 purchaser. The person acquiring such vehicle in such manner

1 shall promptly deliver or mail, within 20 days after the  
2 acquisition of the vehicle, the certificate of purchase,  
3 the proper application and fee, and, if the vehicle is an  
4 abandoned mobile home under the Abandoned Mobile Home Act,  
5 a certification from a local law enforcement agency that  
6 the vehicle was purchased or acquired at a public sale  
7 under the Abandoned Mobile Home Act to the Secretary of  
8 State and a salvage certificate or junking certificate  
9 shall be issued in the name of that person. The salvage  
10 certificate or junking certificate issued by the Secretary  
11 of State under this Section shall be free of any lien that  
12 existed against the vehicle prior to the time the vehicle  
13 was acquired by the applicant under this Code.

14 (3) A vehicle which has been repossessed by a  
15 lienholder shall be considered to be salvage only when the  
16 repossessed vehicle, on the date of repossession by the  
17 lienholder, has sustained damage by collision, fire,  
18 theft, rust corrosion, or other means so that the cost of  
19 repairing such damage, including labor, would be greater  
20 than 33 1/3% of its fair market value without such damage.  
21 If the lienholder determines that such vehicle is damaged  
22 in excess of 33 1/3% of such fair market value, the  
23 lienholder shall, before sale, transfer or assignment of  
24 the vehicle, make application for a salvage certificate,  
25 and shall submit with such application the proper fee and  
26 evidence of possession. If the facts required to be shown

1 in subsection (f) of Section 3-114 are satisfied, the  
2 Secretary of State shall issue a salvage certificate in the  
3 name of the lienholder making the application. In any case  
4 wherein the vehicle repossessed is not damaged in excess of  
5 33 1/3% of its fair market value, the lienholder shall  
6 comply with the requirements of subsections (f), (f-5), and  
7 (f-10) of Section 3-114, except that the affidavit of  
8 repossession made by or on behalf of the lienholder shall  
9 also contain an affirmation under penalty of perjury that  
10 the vehicle on the date of sale is not damaged in excess of  
11 33 1/3% of its fair market value. If the facts required to  
12 be shown in subsection (f) of Section 3-114 are satisfied,  
13 the Secretary of State shall issue a certificate of title  
14 as set forth in Section 3-116 of this Code. The Secretary  
15 of State may by rule or regulation require photographs to  
16 be submitted.

17 (4) A vehicle which is a part of a fleet of more than 5  
18 commercial vehicles registered in this State or any other  
19 state or registered proportionately among several states  
20 shall be considered to be salvage when such vehicle has  
21 sustained damage by collision, fire, theft, rust,  
22 corrosion or similar means so that the cost of repairing  
23 such damage, including labor, would be greater than 33 1/3%  
24 of the fair market value of the vehicle without such  
25 damage. If the owner of a fleet vehicle desires to sell,  
26 transfer, or assign his interest in such vehicle to a

1 person within this State other than an insurance company  
2 licensed to do business within this State, and the owner  
3 determines that such vehicle, at the time of the proposed  
4 sale, transfer or assignment is damaged in excess of 33  
5 1/3% of its fair market value, the owner shall, before such  
6 sale, transfer or assignment, make application for a  
7 salvage certificate. The application shall contain with it  
8 evidence of possession of the vehicle. If the fleet vehicle  
9 at the time of its sale, transfer, or assignment is not  
10 damaged in excess of 33 1/3% of its fair market value, the  
11 owner shall so state in a written affirmation on a form  
12 prescribed by the Secretary of State by rule or regulation.  
13 The Secretary of State may by rule or regulation require  
14 photographs to be submitted. Upon sale, transfer or  
15 assignment of the fleet vehicle the owner shall mail the  
16 affirmation to the Secretary of State.

17 (5) A vehicle that has been submerged in water to the  
18 point that rising water has reached over the door sill and  
19 has entered the passenger or trunk compartment is a "flood  
20 vehicle". A flood vehicle shall be considered to be salvage  
21 only if the vehicle has sustained damage so that the cost  
22 of repairing the damage, including labor, would be greater  
23 than 33 1/3% of the fair market value of the vehicle  
24 without that damage. The salvage certificate issued under  
25 this Section shall indicate the word "flood", and the word  
26 "flood" shall be conspicuously entered on subsequent



1 titles for the vehicle. A person who possesses or acquires  
2 a flood vehicle that is not damaged in excess of 33 1/3% of  
3 its fair market value shall make application for title in  
4 accordance with Section 3-116 of this Code, designating the  
5 vehicle as "flood" in a manner prescribed by the Secretary  
6 of State. The certificate of title issued shall indicate  
7 the word "flood", and the word "flood" shall be  
8 conspicuously entered on subsequent titles for the  
9 vehicle.

10 (6) When any licensed rebuilder, repairer, new or used  
11 vehicle dealer, or remittance agent has submitted an  
12 application for title to a vehicle (other than an  
13 application for title to a rebuilt vehicle) that he or she  
14 knows or reasonably should have known to have sustained  
15 damages in excess of 33 1/3% of the vehicle's fair market  
16 value without that damage; provided, however, that any  
17 application for a salvage certificate for a vehicle  
18 recovered from theft and acquired from an insurance company  
19 shall be made as required by paragraph (1) of this  
20 subsection (b).

21 (c) Any person who without authority acquires, sells,  
22 exchanges, gives away, transfers or destroys or offers to  
23 acquire, sell, exchange, give away, transfer or destroy the  
24 certificate of title to any vehicle which is a junk or salvage  
25 vehicle shall be guilty of a Class 3 felony.

26 (d) Except as provided under subsection (a), any ~~Any~~ person

1 who knowingly fails to surrender to the Secretary of State a  
2 certificate of title, salvage certificate, certificate of  
3 purchase or a similarly acceptable out-of-state document of  
4 ownership as required under the provisions of this Section is  
5 guilty of a Class A misdemeanor for a first offense and a Class  
6 4 felony for a subsequent offense; except that a person  
7 licensed under this Code who violates paragraph (5) of  
8 subsection (b) of this Section is guilty of a business offense  
9 and shall be fined not less than \$1,000 nor more than \$5,000  
10 for a first offense and is guilty of a Class 4 felony for a  
11 second or subsequent violation.

12 (e) Any vehicle which is salvage or junk may not be driven  
13 or operated on roads and highways within this State. A  
14 violation of this subsection is a Class A misdemeanor. A  
15 salvage vehicle displaying valid special plates issued under  
16 Section 3-601(b) of this Code, which is being driven to or from  
17 an inspection conducted under Section 3-308 of this Code, is  
18 exempt from the provisions of this subsection. A salvage  
19 vehicle for which a short term permit has been issued under  
20 Section 3-307 of this Code is exempt from the provisions of  
21 this subsection for the duration of the permit.

22 (Source: P.A. 99-932, eff. 6-1-17; 100-104, eff. 11-9-17.)

23 (625 ILCS 5/3-405.1) (from Ch. 95 1/2, par. 3-405.1)

24 Sec. 3-405.1. Application for vanity and personalized  
25 license plates.

1           (a) Vanity license plates mean any license plates, assigned  
2 to a passenger motor vehicle of the first division, to a motor  
3 vehicle of the second division registered at not more than  
4 8,000 pounds, to a trailer weighing 8,000 pounds or less paying  
5 the flat weight tax, to a funeral home vehicle, or to a  
6 recreational vehicle, which display a registration number  
7 containing 1 to 7 letters and no numbers or 1, 2, or 3 numbers  
8 and no letters as requested by the owner of the vehicle and  
9 license plates issued to retired members of Congress under  
10 Section 3-610.1 or to retired members of the General Assembly  
11 as provided in Section 3-606.1. Personalized license plates  
12 mean any license plates, assigned to a passenger motor vehicle  
13 of the first division, to a motor vehicle of the second  
14 division registered at not more than 8,000 pounds, to a trailer  
15 weighing 8,000 pounds or less paying the flat weight tax, to a  
16 funeral home vehicle, or to a recreational vehicle, which  
17 display a registration number containing one of the following  
18 combinations of letters and numbers, as requested by the owner  
19 of the vehicle:

20           Standard Passenger Plates

21           First Division Vehicles

22           1 letter plus 0-99

23           2 letters plus 0-99

24           3 letters plus 0-99

1 4 letters plus 0-99

2 5 letters plus 0-99

3 6 letters plus 0-9

4 Second Division Vehicles

5 8,000 pounds or less, Trailers

6 8,000 pounds or less paying the flat

7 weight tax, and Recreation Vehicles

8 0-999 plus 1 letter

9 0-999 plus 2 letters

10 0-999 plus 3 letters

11 0-99 plus 4 letters

12 0-9 plus 5 letters

13 (b) For any registration period commencing after December  
14 31, 2003, any person who is the registered owner of a passenger  
15 motor vehicle of the first division, of a motor vehicle of the  
16 second division registered at not more than 8,000 pounds, of a  
17 trailer weighing 8,000 pounds or less paying the flat weight  
18 tax, of a funeral home vehicle, or of a recreational vehicle  
19 registered with the Secretary of State or who makes application  
20 for an original registration of such a motor vehicle or renewal  
21 registration of such a motor vehicle may, upon payment of a fee  
22 prescribed in Section 3-806.1 or Section 3-806.5, apply to the  
23 Secretary of State for vanity or personalized license plates.

1           (c) Except as otherwise provided in this Chapter 3, vanity  
2 and personalized license plates as issued under this Section  
3 shall be the same color and design as other passenger vehicle  
4 license plates and shall not in any manner conflict with any  
5 other existing passenger, commercial, trailer, motorcycle, or  
6 special license plate series. However, special registration  
7 plates issued under Sections 3-611 and 3-616 for vehicles  
8 operated by or for persons with disabilities may also be vanity  
9 or personalized license plates.

10          (d) Vanity and personalized license plates shall be issued  
11 only to the registered owner of the vehicle on which they are  
12 to be displayed, except as provided in Sections 3-611 and 3-616  
13 for special registration plates for vehicles operated by or for  
14 persons with disabilities.

15          (e) An applicant for the issuance of vanity or personalized  
16 license plates or subsequent renewal thereof shall file an  
17 application in such form and manner and by such date as the  
18 Secretary of State may, in his discretion, require.

19          No vanity nor personalized license plates shall be  
20 approved, manufactured, or distributed that contain any  
21 characters, symbols other than the international accessibility  
22 symbol for vehicles operated by or for persons with  
23 disabilities, foreign words, or letters of punctuation.

24          (f) Vanity and personalized license plates as issued  
25 pursuant to this Act may be subject to the Staggered  
26 Registration System as prescribed by the Secretary of State.

1       (g) For purposes of this Section, "funeral home vehicle"  
2       means any motor vehicle of the first division or motor vehicle  
3       of the second division weighing 8,000 pounds or less that is  
4       owned or leased by a funeral home.

5       (Source: P.A. 95-287, eff. 1-1-08.)

6               (625 ILCS 5/3-414) (from Ch. 95 1/2, par. 3-414)

7               Sec. 3-414. Expiration of registration.

8               (a) Every vehicle registration under this Chapter and every  
9       registration card and registration plate or registration  
10       sticker issued hereunder to a vehicle shall be for the periods  
11       specified in this Chapter and shall expire at midnight on the  
12       day and date specified in this Section as follows:

13               1. When registered on a calendar year basis commencing  
14       January 1, expiration shall be on the 31st day of December  
15       or at such other date as may be selected in the discretion  
16       of the Secretary of State; however, through December 31,  
17       2004, registrations of apportionable vehicles,  
18       motorcycles, motor driven cycles and pedalcycles shall  
19       commence on the first day of April and shall expire March  
20       31st of the following calendar year;

21               1.1. Beginning January 1, 2005, registrations of  
22       motorcycles and motor driven cycles shall commence on  
23       January 1 and shall expire on December 31 or on another  
24       date that may be selected by the Secretary; registrations  
25       of apportionable vehicles and pedalcycles, however, shall

1 commence on the first day of April and shall expire March  
2 31 of the following calendar year;

3 2. When registered on a 2 calendar year basis  
4 commencing January 1 of an even-numbered year, expiration  
5 shall be on the 31st day of December of the ensuing  
6 odd-numbered year, or at such other later date as may be  
7 selected in the discretion of the Secretary of State not  
8 beyond March 1 next;

9 3. When registered on a fiscal year basis commencing  
10 July 1, expiration shall be on the 30th day of June or at  
11 such other later date as may be selected in the discretion  
12 of the Secretary of State not beyond September 1 next;

13 4. When registered on a 2 fiscal year basis commencing  
14 July 1 of an even-numbered year, expiration shall be on the  
15 30th day of June of the ensuing even-numbered year, or at  
16 such other later date as may be selected in the discretion  
17 of the Secretary of State not beyond September 1 next;

18 5. When registered on a 4 fiscal year basis commencing  
19 July 1 of an even-numbered year, expiration shall be on the  
20 30th day of June of the second ensuing even-numbered year,  
21 or at such other later date as may be selected in the  
22 discretion of the Secretary of State not beyond September 1  
23 next.

24 (a-5) The Secretary may, in his or her discretion, require  
25 an owner of a motor vehicle of the first division or a motor  
26 vehicle of the second division weighing not more than 8,000

1 pounds to select the owner's birthday as the date of  
2 registration expiration under this Section. If the motor  
3 vehicle has more than one registered owner, the owners may  
4 select one registered owner's birthday as the date of  
5 registration expiration. The Secretary may adopt any rules  
6 necessary to implement this subsection.

7 (b) Vehicle registrations of vehicles of the first division  
8 shall be for a calendar year, 2 calendar year, 3 calendar year,  
9 or 5 calendar year basis as provided for in this Chapter.

10 Vehicle registrations of vehicles under Sections ~~3-807,~~  
11 3-808 and 3-809 shall be on an indefinite term basis or a 2  
12 calendar year basis as provided for in this Chapter.

13 Vehicle registrations for vehicles of the second division  
14 shall be for a fiscal year, 2 fiscal year or calendar year  
15 basis as provided for in this Chapter.

16 Motor vehicles registered under the provisions of Section  
17 3-402.1 shall be issued multi-year registration plates with a  
18 new registration card issued annually upon payment of the  
19 appropriate fees. Motor vehicles registered under the  
20 provisions of Section 3-405.3 shall be issued multi-year  
21 registration plates with a new multi-year registration card  
22 issued pursuant to subsections (j), (k), and (l) of this  
23 Section upon payment of the appropriate fees. Apportionable  
24 trailers and apportionable semitrailers registered under the  
25 provisions of Section 3-402.1 shall be issued multi-year  
26 registration plates and cards that will be subject to



1 revocation for failure to pay annual fees required by Section  
2 3-814.1. The Secretary shall determine when these vehicles  
3 shall be issued new registration plates.

4 (c) Every vehicle registration specified in Section 3-810  
5 and every registration card and registration plate or  
6 registration sticker issued thereunder shall expire on the 31st  
7 day of December of each year or at such other date as may be  
8 selected in the discretion of the Secretary of State.

9 (d) Every vehicle registration for a vehicle of the second  
10 division weighing over 8,000 pounds, except as provided in  
11 subsection ~~paragraph~~ (g) of this Section, and every  
12 registration card and registration plate or registration  
13 sticker, where applicable, issued hereunder to such vehicles  
14 shall be issued for a fiscal year commencing on July 1st of  
15 each registration year. However, the Secretary of State may,  
16 pursuant to an agreement or arrangement or declaration  
17 providing for apportionment of a fleet of vehicles with other  
18 jurisdictions, provide for registration of such vehicles under  
19 apportionment or for all of the vehicles registered in Illinois  
20 by an applicant who registers some of his vehicles under  
21 apportionment on a calendar year basis instead, and the fees or  
22 taxes to be paid on a calendar year basis shall be identical to  
23 those specified in this Code ~~Act~~ for a fiscal year  
24 registration. Provision for installment payment may also be  
25 made.

26 (e) Semitrailer registrations under apportionment may be

1 on a calendar year under a reciprocal agreement or arrangement  
2 and all other semitrailer registrations shall be on fiscal year  
3 or 2 fiscal year or 4 fiscal year basis as provided for in this  
4 Chapter.

5 (f) The Secretary of State may convert annual registration  
6 plates or 2-year registration plates, whether registered on a  
7 calendar year or fiscal year basis, to multi-year plates. The  
8 determination of which plate categories and when to convert to  
9 multi-year plates is solely within the discretion of the  
10 Secretary of State.

11 (g) After January 1, 1975, each registration, registration  
12 card and registration plate or registration sticker, where  
13 applicable, issued for a recreational vehicle or recreational  
14 or camping trailer, except a house trailer, used exclusively by  
15 the owner for recreational purposes, and not used commercially  
16 nor as a truck or bus, nor for hire, shall be on a calendar year  
17 basis; except that the Secretary of State shall provide for  
18 registration and the issuance of registration cards and plates  
19 or registration stickers, where applicable, for one 6-month  
20 period in order to accomplish an orderly transition from a  
21 fiscal year to a calendar year basis. Fees and taxes due under  
22 this Code Act for a registration year shall be appropriately  
23 reduced for such 6-month transitional registration period.

24 (h) The Secretary of State may, in order to accomplish an  
25 orderly transition for vehicles registered under Section  
26 3-402.1 of this Code from a calendar year registration to a

1 March 31st expiration, require applicants to pay fees and taxes  
2 due under this Code on a 15 month registration basis. However,  
3 if in the discretion of the Secretary of State this creates an  
4 undue hardship on any applicant the Secretary may allow the  
5 applicant to pay 3 month fees and taxes at the time of  
6 registration and the additional 12 month fees and taxes to be  
7 payable no later than March 31, 1992.

8 (i) The Secretary of State may stagger registrations, or  
9 change the annual expiration date, as necessary for the  
10 convenience of the public and the efficiency of his Office. In  
11 order to appropriately and effectively accomplish any such  
12 staggering, the Secretary of State is authorized to prorate all  
13 required registration fees, rounded to the nearest dollar, but  
14 in no event for a period longer than 18 months, at a monthly  
15 rate for a 12-month ~~12-month~~ registration fee.

16 (j) The Secretary of State may enter into an agreement with  
17 a rental owner, as defined in Section 3-400 of this Code, who  
18 registers a fleet of motor vehicles of the first division  
19 pursuant to Section 3-405.3 of this Code to provide for the  
20 registration of the rental owner's vehicles on a 2 or 3  
21 calendar year basis and the issuance of multi-year registration  
22 plates with a new registration card issued up to every 3 years.

23 (k) The Secretary of State may provide multi-year  
24 registration cards for any registered fleet of motor vehicles  
25 of the first or second division that are registered pursuant to  
26 Section 3-405.3 of this Code. Each motor vehicle of the

1 registered fleet must carry a ~~an~~ unique multi-year registration  
2 card that displays the vehicle identification number of the  
3 registered motor vehicle. The Secretary of State shall  
4 promulgate rules in order to implement multi-year  
5 registrations.

6 (1) Beginning with the 2018 registration year, the  
7 Secretary of State may enter into an agreement with a rental  
8 owner, as defined in Section 3-400 of this Code, who registers  
9 a fleet of motor vehicles of the first division under Section  
10 3-405.3 of this Code to provide for the registration of the  
11 rental owner's vehicle on a 5 calendar year basis. Motor  
12 vehicles registered on a 5 calendar year basis shall be issued  
13 a distinct registration plate that expires on a 5-year cycle.  
14 The Secretary may prorate the registration of these  
15 registration plates to the length of time remaining in the  
16 5-year cycle. The Secretary may adopt any rules necessary to  
17 implement this subsection.

18 (Source: P.A. 99-80, eff. 1-1-16; 99-644, eff. 1-1-17; 100-201,  
19 eff. 8-18-17; revised 10-12-17.)

20 (625 ILCS 5/3-600) (from Ch. 95 1/2, par. 3-600)

21 Sec. 3-600. Requirements for issuance of special plates.

22 (a) The Secretary of State shall issue only special plates  
23 that have been authorized by the General Assembly. Except as  
24 provided in subsection (a-5), the Secretary of State shall not  
25 issue a series of special plates, or Universal special plates

1 associated with an organization authorized to issue decals for  
2 Universal special plates, unless applications, as prescribed  
3 by the Secretary, have been received for 2,000 plates of that  
4 series. Where a special plate is authorized by law to raise  
5 funds for a specific civic group, charitable entity, or other  
6 identified organization, or when the civic group, charitable  
7 entity, or organization is authorized to issue decals for  
8 Universal special license plates, and where the Secretary of  
9 State has not received the required number of applications to  
10 issue that special plate within 2 years of the effective date  
11 of the Public Act authorizing the special plate or decal, the  
12 Secretary of State's authority to issue the special plate or a  
13 Universal special plate associated with that decal is  
14 nullified. All applications for special plates shall be on a  
15 form designated by the Secretary and shall be accompanied by  
16 any civic group's, charitable entity's, or other identified  
17 fundraising organization's portion of the additional fee  
18 associated with that plate or decal. All fees collected under  
19 this Section are non-refundable and shall be deposited in the  
20 special fund as designated in the enabling legislation,  
21 regardless of whether the plate or decal is produced. Upon the  
22 adoption of this amendatory Act of the 99th General Assembly,  
23 no further special license plates shall be authorized by the  
24 General Assembly unless that special license plate is  
25 authorized under subsection (a-5) of this Section.

26 (a-5) If the General Assembly authorizes the issuance of a

1 special plate that recognizes the applicant's military service  
2 or receipt of a military medal or award, the Secretary may  
3 immediately begin issuing that special plate.

4 (b) The Secretary of State, upon issuing a new series of  
5 special license plates, shall notify all law enforcement  
6 officials of the design, color and other special features of  
7 the special license plate series.

8 (c) This Section shall not apply to the Secretary of  
9 State's discretion as established in Section 3-611.

10 (d) If a law authorizing a special license plate provides  
11 that the sponsoring organization is to designate a charitable  
12 entity as the recipient of the funds from the sale of that  
13 license plate, the designated charitable entity must be in  
14 compliance with the registration and reporting requirements of  
15 the Charitable Trust Act and the Solicitation for Charity Act.  
16 In addition, the charitable entity must annually provide the  
17 Secretary of State's office a letter of compliance issued by  
18 the Illinois Attorney General's office verifying the entity is  
19 in compliance with the Acts.

20 In the case of a law in effect before the effective date of  
21 this amendatory Act of the 97th General Assembly, the name of  
22 the charitable entity which is to receive the funds shall be  
23 provided to the Secretary of State within one year after the  
24 effective date of this amendatory Act of the 97th General  
25 Assembly. In the case of a law that takes effect on or after  
26 the effective date of this amendatory Act of the 97th General

1 Assembly, the name of the charitable entity which is to receive  
2 the funds shall be provided to the Secretary of State within  
3 one year after the law takes effect. If the organization fails  
4 to designate an appropriate charitable entity within the  
5 one-year period, or if the designated charitable entity fails  
6 to annually provide the Secretary of State a letter of  
7 compliance issued by the Illinois Attorney General's office,  
8 any funds collected from the sale of plates authorized for that  
9 organization and not previously disbursed shall be transferred  
10 to the General Revenue Fund, and the special plates shall be  
11 discontinued.

12 (e) If fewer than 1,000 sets of any special license plate  
13 authorized by law and issued by the Secretary of State are  
14 actively registered for 2 consecutive calendar years, the  
15 Secretary of State may discontinue the issuance of that special  
16 license plate or require that special license plate to be  
17 exchanged for Universal special plates with appropriate  
18 decals.

19 (f) Where special license plates have been discontinued  
20 pursuant to subsection (d) or (e) of this Section, or when the  
21 special license plates are required to be exchanged for  
22 Universal special plates under subsection (e) of this Section,  
23 all previously issued plates of that type shall be recalled.  
24 Owners of vehicles which were registered with recalled plates  
25 shall not be charged a reclassification or registration sticker  
26 replacement plate fee upon the issuance of new plates for those

1 vehicles.

2 (g) Any special plate that is authorized to be issued for  
3 motorcycles may also be issued for autocycles.

4 (h) The Secretary may use alternating numeric and  
5 alphabetical characters when issuing a special registration  
6 plate authorized under this Chapter.

7 (Source: P.A. 98-777, eff. 1-1-15; 99-483, eff. 7-1-16.)

8 (625 ILCS 5/3-803) (from Ch. 95 1/2, par. 3-803)

9 Sec. 3-803. Reductions.

10 (a) Reduction of fees and taxes prescribed in this Chapter  
11 shall be applicable only to vehicles newly-acquired by the  
12 owner after the beginning of a registration period or which  
13 become subject to registration after the beginning of a  
14 registration period as specified in this Act. The Secretary of  
15 State may deny a reduction as to any vehicle operated in this  
16 State without being properly and timely registered in Illinois  
17 under this Chapter, of a vehicle in violation of any provision  
18 of this Chapter, or upon detection of such violation by an  
19 audit, or upon determining that such vehicle was operated in  
20 Illinois before such violation. Bond or other security in the  
21 proper amount may be required by the Secretary of State while  
22 the matter is under investigation. Reductions shall be granted  
23 if a person becomes the owner after the dates specified or if a  
24 vehicle becomes subject to registration under this Act, as  
25 amended, after the dates specified.



1 (b) Vehicles of the First Division. The annual fees and  
2 taxes prescribed by Section 3-806 shall be reduced by 50% on  
3 and after June 15, except as provided in Sections 3-414 and  
4 3-802 of this Act.

5 (c) Vehicles of the Second Division. The annual fees and  
6 taxes prescribed by Sections 3-402, 3-402.1, 3-815 and 3-819  
7 and paid on a calendar year for such vehicles shall be reduced  
8 on a quarterly basis if the vehicle becomes subject to  
9 registration on and after March 31, June 30 or September 30.  
10 Where such fees and taxes are payable on a fiscal year basis,  
11 they shall be reduced on a quarterly basis on and after  
12 September 30, December 31 or March 31.

13 (d) Two-year Registrations. The fees and taxes prescribed  
14 by Section 3-808 for 2-year registrations shall not be reduced  
15 in any event. However, the fees and taxes prescribed for all  
16 other 2-year registrations by this Act, shall be reduced as  
17 follows:

18 By 25% on and after June 15;

19 By 50% on and after December 15;

20 By 75% on and after the next ensuing June 15.

21 (e) The registration fees and taxes imposed upon certain  
22 vehicles shall not be reduced by any amount in any event in the  
23 following instances:

24 Permits under Sections 3-403 and 3-811;

25 ~~Municipal Buses under Section 3-807;~~

26 Governmental or charitable vehicles under Section 3-808;

1 Farm Machinery under Section 3-809;  
2 Soil and conservation equipment under Section 3-809.1;  
3 Special Plates under Section 3-810;  
4 Permanently mounted equipment under Section 3-812;  
5 Registration fee under Section 3-813;  
6 Semitrailer fees under Section 3-814;  
7 Farm trucks under Section 3-815;  
8 Mileage weight tax option under Section 3-818;  
9 Farm trailers under Section 3-819;  
10 Duplicate plates under Section 3-820;  
11 Fees under Section 3-821;  
12 Search Fees under Section 3-823.

13 (f) The reductions provided for shall not apply to any  
14 vehicle of the first or second division registered by the same  
15 applicant in the prior registration year.

16 The changes to this Section made by Public Act 84-210 take  
17 effect with the 1986 Calendar Registration Year.

18 (g) Reductions shall in no event result in payment of a fee  
19 or tax less than \$6, and the Secretary of State shall  
20 promulgate schedules of fees reflecting applicable reductions.  
21 Where any reduced amount is not stated in full dollars, the  
22 Secretary of State may adjust the amount due to the nearest  
23 full dollar amount.

24 (h) The reductions provided for in subsections (a) through  
25 (g) of this Section shall not apply to those vehicles of the  
26 first or second division registered on a staggered registration

1 basis.

2 (i) A vehicle which becomes subject to registration during  
3 the last month of the current registration year is exempt from  
4 any applicable reduced fourth quarter or second semiannual  
5 registration fee, and may register for the subsequent  
6 registration year as its initial registration. This subsection  
7 does not include those apportioned and prorated fees under  
8 Sections 3-402 and 3-402.1 of this Code.

9 (Source: P.A. 94-239, eff. 1-1-06.)

10 (625 ILCS 5/3-804.01)

11 Sec. 3-804.01. Expanded-use antique vehicles.

12 (a) The owner of a motor vehicle that is more than 25 years  
13 of age or a bona fide replica thereof may register the vehicle  
14 as an expanded-use antique vehicle. In addition to the  
15 appropriate registration and renewal fees, the fee for  
16 expanded-use antique vehicle registration and renewal, except  
17 as provided under subsection (d), shall be \$45 per year. The  
18 application for registration must be accompanied by an  
19 affirmation of the owner that:

20 (1) from January 1 through March 31 and from November 1  
21 through December 31, the vehicle will be driven on the  
22 highways only for the purpose of going to and returning  
23 from an antique auto show or an exhibition, or for  
24 servicing or demonstration; and

25 (2) the mechanical condition, physical condition,

1           brakes, lights, glass, and appearance of such vehicle is  
2           the same or as safe as originally equipped.

3           From April 1 through October 31, a vehicle registered as an  
4           expanded-use antique vehicle may be driven on the highways  
5           without being subject to the restrictions set forth in  
6           subdivision (1). The Secretary may prescribe, in the  
7           Secretary's discretion, that expanded-use antique vehicle  
8           plates be issued for a definite or an indefinite term, such  
9           term to correspond to the term of registration plates issued  
10          generally, as provided in Section 3-414.1. Any person  
11          requesting expanded-use antique vehicle plates under this  
12          Section may also apply to have vanity or personalized plates as  
13          provided under Section 3-405.1.

14          (b) Any person who is the registered owner of an  
15          expanded-use antique vehicle may display a historical license  
16          plate from or representing the model year of the vehicle,  
17          furnished by such person, in lieu of the current and valid  
18          Illinois expanded-use antique vehicle plates issued thereto,  
19          provided that the valid and current Illinois expanded-use  
20          antique vehicle plates and registration card issued to the  
21          expanded-use antique vehicle are simultaneously carried within  
22          the vehicle and are available for inspection.

23          (c) The Secretary may credit a pro-rated portion of a fee  
24          previously paid for an antique vehicle registration under  
25          Section 3-804 to an owner who applies to have that vehicle  
26          registered as an expanded-use antique vehicle instead of an

1 antique vehicle.

2 (d) The Secretary may make a version of the registration  
3 plate authorized under this Section in a form appropriate for  
4 motorcycles. In addition to the required registration and  
5 renewal fees, the fee for motorcycle expanded-use antique  
6 vehicle registration and renewal shall be \$23 per year.

7 (Source: P.A. 97-412, eff. 1-1-12.)

8 (625 ILCS 5/3-808.1) (from Ch. 95 1/2, par. 3-808.1)

9 Sec. 3-808.1. Permanent vehicle registration plate.

10 (a) Permanent vehicle registration plates shall be issued,  
11 at no charge, to the following:

12 1. Vehicles, other than medical transport vehicles,  
13 owned and operated by the State of Illinois or by any State  
14 agency financed by funds appropriated by the General  
15 Assembly;

16 2. Special disability plates issued to vehicles owned  
17 and operated by the State of Illinois or by any State  
18 agency financed by funds appropriated by the General  
19 Assembly.

20 (b) Permanent vehicle registration plates shall be issued,  
21 for a one time fee of \$8.00, to the following:

22 1. Vehicles, other than medical transport vehicles,  
23 operated by or for any county, township or municipal  
24 corporation.

25 2. Vehicles owned by counties, townships or municipal

1 corporations for persons with disabilities.

2 3. Beginning with the 1991 registration year,  
3 county-owned vehicles operated by or for any county sheriff  
4 and designated deputy sheriffs. These registration plates  
5 shall contain the specific county code and unit number.

6 4. All-terrain vehicles owned by counties, townships,  
7 or municipal corporations and used for law enforcement  
8 purposes when the Manufacturer's Statement of Origin is  
9 accompanied with a letter from the original manufacturer or  
10 a manufacturer's franchised dealer stating that this  
11 all-terrain vehicle has been converted to a street worthy  
12 vehicle that meets the equipment requirements set forth in  
13 Chapter 12 of this Code.

14 5. Beginning with the 2001 registration year,  
15 municipally-owned vehicles operated by or for any police  
16 department. These registration plates shall contain the  
17 designation "municipal police" and shall be numbered and  
18 distributed as prescribed by the Secretary of State.

19 6. Beginning with the 2014 registration year,  
20 municipally owned, fire district owned, or Mutual Aid Box  
21 Alarm System (MABAS) owned vehicles operated by or for any  
22 fire department, fire protection district, or MABAS. These  
23 registration plates shall display the designation "Fire  
24 Department" and shall display the specific fire  
25 department, fire district, fire unit, or MABAS division  
26 number or letter.

1           7. Beginning with the 2017 registration year, vehicles  
2 that do not require a school bus driver permit under  
3 Section 6-104 to operate and are not registered under  
4 Section 3-617 of this Code, and are owned by a public  
5 school district from grades K-12 or a public community  
6 college.

7           8. Beginning with the 2017 registration year, vehicles  
8 of the first division or vehicles of the second division  
9 weighing not more than 8,000 pounds that are owned by a  
10 medical facility or hospital of a municipality, county, or  
11 township.

12           9. Beginning with the 2020 registration year, 2-axle  
13 motor vehicles that (i) are designed and used as buses in a  
14 public system for transporting more than 10 passengers;  
15 (ii) are used as common carriers in the general  
16 transportation of passengers and not devoted to any  
17 specialized purpose; (iii) operate entirely within the  
18 territorial limits of a single municipality or a single  
19 municipality and contiguous municipalities; and (iv) are  
20 subject to the regulation of the Illinois Commerce  
21 Commission. The owner of a vehicle under this paragraph is  
22 exempt from paying a flat weight tax or a mileage weight  
23 tax under this Code.

24           (b-5) Beginning with the 2016 registration year, permanent  
25 vehicle registration plates shall be issued for a one-time fee  
26 of \$8.00 to a county, township, or municipal corporation that

1 owns or operates vehicles used for the purpose of community  
2 workplace commuting as defined by the Secretary of State by  
3 administrative rule. The design and color of the plates shall  
4 be wholly within the discretion of the Secretary. The Secretary  
5 of State may adopt rules to implement this subsection (b-5).

6 (c) Beginning with the 2012 registration year,  
7 county-owned vehicles operated by or for any county sheriff and  
8 designated deputy sheriffs that have been issued registration  
9 plates under subsection (b) of this Section shall be exempt  
10 from any fee for the transfer of registration from one vehicle  
11 to another vehicle. Each county sheriff shall report to the  
12 Secretary of State any transfer of registration plates from one  
13 vehicle to another vehicle operated by or for any county  
14 sheriff and designated deputy sheriffs. The Secretary of State  
15 shall adopt rules to implement this subsection (c).

16 (c-5) Beginning with the 2014 registration year,  
17 municipally owned, fire district owned, or Mutual Aid Box Alarm  
18 System (MABAS) owned vehicles operated by or for any fire  
19 department, fire protection district, or MABAS that have been  
20 issued registration plates under subsection (b) of this Section  
21 shall be exempt from any fee for the transfer of registration  
22 from one vehicle to another vehicle. Each fire department, fire  
23 protection district, of MABAS shall report to the Secretary of  
24 State any transfer of registration plates from one vehicle to  
25 another vehicle operated by or for any fire department, fire  
26 protection district, or MABAS. The Secretary of State shall



1 adopt rules to implement this subsection.

2 (d) Beginning with the 2013 registration year,  
3 municipally-owned vehicles operated by or for any police  
4 department that have been issued registration plates under  
5 subsection (b) of this Section shall be exempt from any fee for  
6 the transfer of registration from one vehicle to another  
7 vehicle. Each municipal police department shall report to the  
8 Secretary of State any transfer of registration plates from one  
9 vehicle to another vehicle operated by or for any municipal  
10 police department. The Secretary of State shall adopt rules to  
11 implement this subsection (d).

12 (e) Beginning with the 2016 registration year, any vehicle  
13 owned or operated by a county, township, or municipal  
14 corporation that has been issued registration plates under this  
15 Section is exempt from any fee for the transfer of registration  
16 from one vehicle to another vehicle. Each county, township, or  
17 municipal corporation shall report to the Secretary of State  
18 any transfer of registration plates from one vehicle to another  
19 vehicle operated by or for any county, township, or municipal  
20 corporation.

21 (f) Beginning with the 2020 registration year, any vehicle  
22 owned or operated by a public school district from grades K-12,  
23 a public community college, or a medical facility or hospital  
24 of a municipality, county, or township that has been issued  
25 registration plates under this Section is exempt from any fee  
26 for the transfer of registration from one vehicle to another

1 vehicle. Each school district, public community college, or  
 2 medical facility or hospital shall report to the Secretary any  
 3 transfer of registration plates from one vehicle to another  
 4 vehicle operated by the school district, public community  
 5 college, or medical facility.

6 (Source: P.A. 98-436, eff. 1-1-14; 98-1074, eff. 1-1-15;  
 7 99-166, eff. 7-28-15; 99-707, eff. 7-29-16.)

8 (625 ILCS 5/3-815) (from Ch. 95 1/2, par. 3-815)

9 Sec. 3-815. Flat weight tax; vehicles of the second  
 10 division.

11 (a) Except as provided in Section 3-806.3 and 3-804.3,  
 12 every owner of a vehicle of the second division registered  
 13 under Section 3-813, and not registered under the mileage  
 14 weight tax under Section 3-818, shall pay to the Secretary of  
 15 State, for each registration year, for the use of the public  
 16 highways, a flat weight tax at the rates set forth in the  
 17 following table, the rates including the \$10 registration fee:

18 SCHEDULE OF FLAT WEIGHT TAX

19 REQUIRED BY LAW

20 Gross Weight in Lbs.		Total Fees
21 Including Vehicle		each Fiscal
22 and Maximum Load	Class	year
23 8,000 lbs. and less	B	\$98
24 <u>8,001 lbs. to 10,000 lbs.</u>	<u>C</u>	<u>118</u>
25 <u>10,001</u> <del>8,001</del> lbs. to 12,000 lbs.	D	138

1	12,001 lbs. to 16,000 lbs.	F	242
2	16,001 lbs. to 26,000 lbs.	H	490
3	26,001 lbs. to 28,000 lbs.	J	630
4	28,001 lbs. to 32,000 lbs.	K	842
5	32,001 lbs. to 36,000 lbs.	L	982
6	36,001 lbs. to 40,000 lbs.	N	1,202
7	40,001 lbs. to 45,000 lbs.	P	1,390
8	45,001 lbs. to 50,000 lbs.	Q	1,538
9	50,001 lbs. to 54,999 lbs.	R	1,698
10	55,000 lbs. to 59,500 lbs.	S	1,830
11	59,501 lbs. to 64,000 lbs.	T	1,970
12	64,001 lbs. to 73,280 lbs.	V	2,294
13	73,281 lbs. to 77,000 lbs.	X	2,622
14	77,001 lbs. to 80,000 lbs.	Z	2,790

15           Beginning with the 2010 registration year a \$1 surcharge  
16 shall be collected for vehicles registered in the 8,000 lbs.  
17 and less flat weight plate category above to be deposited into  
18 the State Police Vehicle Fund.

19           Beginning with the 2014 registration year, a \$2 surcharge  
20 shall be collected in addition to the above fees for vehicles  
21 registered in the 8,000 lb. and less flat weight plate category  
22 as described in this subsection (a) to be deposited into the  
23 Park and Conservation Fund for the Department of Natural  
24 Resources to use for conservation efforts. The monies deposited  
25 into the Park and Conservation Fund under this Section shall  
26 not be subject to administrative charges or chargebacks unless

1 otherwise authorized by this Act.

2 All of the proceeds of the additional fees imposed by this  
3 amendatory Act of the 96th General Assembly shall be deposited  
4 into the Capital Projects Fund.

5 (a-1) A Special Hauling Vehicle is a vehicle or combination  
6 of vehicles of the second division registered under Section  
7 3-813 transporting asphalt or concrete in the plastic state or  
8 a vehicle or combination of vehicles that are subject to the  
9 gross weight limitations in subsection (a) of Section 15-111  
10 for which the owner of the vehicle or combination of vehicles  
11 has elected to pay, in addition to the registration fee in  
12 subsection (a), \$125 to the Secretary of State for each  
13 registration year. The Secretary shall designate this class of  
14 vehicle as a Special Hauling Vehicle.

15 (a-5) Beginning January 1, 2015, upon the request of the  
16 vehicle owner, a \$10 surcharge shall be collected in addition  
17 to the above fees for vehicles in the 12,000 lbs. and less flat  
18 weight plate categories as described in subsection (a) to be  
19 deposited into the Secretary of State Special License Plate  
20 Fund. The \$10 surcharge is to identify vehicles in the 12,000  
21 lbs. and less flat weight plate categories as a covered farm  
22 vehicle. The \$10 surcharge is an annual, flat fee that shall be  
23 based on an applicant's new or existing registration year for  
24 each vehicle in the 12,000 lbs. and less flat weight plate  
25 categories. A designation as a covered farm vehicle under this  
26 subsection (a-5) shall not alter a vehicle's registration as a

1 registration in the 12,000 lbs. or less flat weight category.  
 2 The Secretary shall adopt any rules necessary to implement this  
 3 subsection (a-5).

4 (b) Except as provided in Section 3-806.3, every camping  
 5 trailer, motor home, mini motor home, travel trailer, truck  
 6 camper or van camper used primarily for recreational purposes,  
 7 and not used commercially, nor for hire, nor owned by a  
 8 commercial business, may be registered for each registration  
 9 year upon the filing of a proper application and the payment of  
 10 a registration fee and highway use tax, according to the  
 11 following table of fees:

MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER	
Gross Weight in Lbs.	Total Fees
Including Vehicle and	Each
Maximum Load	Calendar Year
8,000 lbs and less	\$78
8,001 Lbs. to 10,000 Lbs	90
10,001 Lbs. and Over	102
CAMPING TRAILER OR TRAVEL TRAILER	
Gross Weight in Lbs.	Total Fees
Including Vehicle and	Each
Maximum Load	Calendar Year
3,000 Lbs. and Less	\$18
3,001 Lbs. to 8,000 Lbs.	30
8,001 Lbs. to 10,000 Lbs.	38
10,001 Lbs. and Over	50

1 Every house trailer must be registered under Section 3-819.

2 (c) Farm Truck. Any truck used exclusively for the owner's  
 3 own agricultural, horticultural or livestock raising  
 4 operations and not-for-hire only, or any truck used only in the  
 5 transportation for-hire of seasonal, fresh, perishable fruit  
 6 or vegetables from farm to the point of first processing, may  
 7 be registered by the owner under this paragraph in lieu of  
 8 registration under paragraph (a), upon filing of a proper  
 9 application and the payment of the \$10 registration fee and the  
 10 highway use tax herein specified as follows:

11 SCHEDULE OF FEES AND TAXES

12	Gross Weight in Lbs.		Total Amount for
13	Including Truck and		each
14	Maximum Load	Class	Fiscal Year
15	16,000 lbs. or less	VF	\$150
16	16,001 to 20,000 lbs.	VG	226
17	20,001 to 24,000 lbs.	VH	290
18	24,001 to 28,000 lbs.	VJ	378
19	28,001 to 32,000 lbs.	VK	506
20	32,001 to 36,000 lbs.	VL	610
21	36,001 to 45,000 lbs.	VP	810
22	45,001 to 54,999 lbs.	VR	1,026
23	55,000 to 64,000 lbs.	VT	1,202
24	64,001 to 73,280 lbs.	VV	1,290
25	73,281 to 77,000 lbs.	VX	1,350
26	77,001 to 80,000 lbs.	VZ	1,490

1           In the event the Secretary of State revokes a farm truck  
2 registration as authorized by law, the owner shall pay the flat  
3 weight tax due hereunder before operating such truck.

4           Any combination of vehicles having 5 axles, with a distance  
5 of 42 feet or less between extreme axles, that are subject to  
6 the weight limitations in subsection (a) of Section 15-111 for  
7 which the owner of the combination of vehicles has elected to  
8 pay, in addition to the registration fee in subsection (c),  
9 \$125 to the Secretary of State for each registration year shall  
10 be designated by the Secretary as a Special Hauling Vehicle.

11           (d) The number of axles necessary to carry the maximum load  
12 provided shall be determined from Chapter 15 of this Code.

13           (e) An owner may only apply for and receive 5 farm truck  
14 registrations, and only 2 of those 5 vehicles shall exceed  
15 59,500 gross weight in pounds per vehicle.

16           (f) Every person convicted of violating this Section by  
17 failure to pay the appropriate flat weight tax to the Secretary  
18 of State as set forth in the above tables shall be punished as  
19 provided for in Section 3-401.

20           (Source: P.A. 97-201, eff. 1-1-12; 97-811, eff. 7-13-12;  
21 97-1136, eff. 1-1-13; 98-463, eff. 8-16-13; 98-882, eff.  
22 8-13-14.)

23           (625 ILCS 5/3-821) (from Ch. 95 1/2, par. 3-821)  
24           Sec. 3-821. Miscellaneous registration and title fees.

25           (a) Except as provided under subsection (h), the ~~The~~ fee to

1 be paid to the Secretary of State for the following  
2 certificates, registrations or evidences of proper  
3 registration, or for corrected or duplicate documents shall be  
4 in accordance with the following schedule:

5	Certificate of Title, except for an all-terrain	
6	vehicle or off-highway motorcycle	\$95
7	Certificate of Title for an all-terrain vehicle	
8	or off-highway motorcycle	\$30
9	Certificate of Title for an all-terrain vehicle	
10	or off-highway motorcycle used for production	
11	agriculture, or accepted by a dealer in trade	13
12	Certificate of Title for a low-speed vehicle	30
13	Transfer of Registration or any evidence of	
14	proper registration	\$25
15	Duplicate Registration Card for plates or other	
16	evidence of proper registration	3
17	Duplicate Registration Sticker or Stickers, each	20
18	Duplicate Certificate of Title	95
19	Corrected Registration Card or Card for other	
20	evidence of proper registration	3
21	Corrected Certificate of Title	95
22	Salvage Certificate	4
23	Fleet Reciprocity Permit	15
24	Prorate Decal	1
25	Prorate Backing Plate	3
26	Special Corrected Certificate of Title	15



1 Expedited Title Service (to be charged in addition  
2 to other applicable fees) 30

3 Dealer Lien Release Certificate of Title 20

4 A special corrected certificate of title shall be issued  
5 (i) to remove a co-owner's name due to the death of the  
6 co-owner, to transfer title to a spouse if the decedent-spouse  
7 was the sole owner on the title, or due to a divorce; ~~or~~ (ii) to  
8 change a co-owner's name due to a marriage; or (iii) due to a  
9 name change under Article XXI of the Code of Civil Procedure.

10 There shall be no fee paid for a Junking Certificate.

11 There shall be no fee paid for a certificate of title  
12 issued to a county when the vehicle is forfeited to the county  
13 under Article 36 of the Criminal Code of 2012.

14 (a-5) The Secretary of State may revoke a certificate of  
15 title and registration card and issue a corrected certificate  
16 of title and registration card, at no fee to the vehicle owner  
17 or lienholder, if there is proof that the vehicle  
18 identification number is erroneously shown on the original  
19 certificate of title.

20 (a-10) The Secretary of State may issue, in connection with  
21 the sale of a motor vehicle, a corrected title to a motor  
22 vehicle dealer upon application and submittal of a lien release  
23 letter from the lienholder listed in the files of the  
24 Secretary. In the case of a title issued by another state, the  
25 dealer must submit proof from the state that issued the last  
26 title. The corrected title, which shall be known as a dealer

1 lien release certificate of title, shall be issued in the name  
2 of the vehicle owner without the named lienholder. If the motor  
3 vehicle is currently titled in a state other than Illinois, the  
4 applicant must submit either (i) a letter from the current  
5 lienholder releasing the lien and stating that the lienholder  
6 has possession of the title; or (ii) a letter from the current  
7 lienholder releasing the lien and a copy of the records of the  
8 department of motor vehicles for the state in which the vehicle  
9 is titled, showing that the vehicle is titled in the name of  
10 the applicant and that no liens are recorded other than the  
11 lien for which a release has been submitted. The fee for the  
12 dealer lien release certificate of title is \$20.

13 (b) The Secretary may prescribe the maximum service charge  
14 to be imposed upon an applicant for renewal of a registration  
15 by any person authorized by law to receive and remit or  
16 transmit to the Secretary such renewal application and fees  
17 therewith.

18 (c) If payment is delivered to the Office of the Secretary  
19 of State as payment of any fee or tax under this Code, and such  
20 payment is not honored for any reason, the registrant or other  
21 person tendering the payment remains liable for the payment of  
22 such fee or tax. The Secretary of State may assess a service  
23 charge of \$25 in addition to the fee or tax due and owing for  
24 all dishonored payments.

25 If the total amount then due and owing exceeds the sum of  
26 \$100 and has not been paid in full within 60 days from the date

1 the dishonored payment was first delivered to the Secretary of  
2 State, the Secretary of State shall assess a penalty of 25% of  
3 such amount remaining unpaid.

4 All amounts payable under this Section shall be computed to  
5 the nearest dollar. Out of each fee collected for dishonored  
6 payments, \$5 shall be deposited in the Secretary of State  
7 Special Services Fund.

8 (d) The minimum fee and tax to be paid by any applicant for  
9 apportionment of a fleet of vehicles under this Code shall be  
10 \$15 if the application was filed on or before the date  
11 specified by the Secretary together with fees and taxes due. If  
12 an application and the fees or taxes due are filed after the  
13 date specified by the Secretary, the Secretary may prescribe  
14 the payment of interest at the rate of 1/2 of 1% per month or  
15 fraction thereof after such due date and a minimum of \$8.

16 (e) Trucks, truck tractors, truck tractors with loads, and  
17 motor buses, any one of which having a combined total weight in  
18 excess of 12,000 lbs. shall file an application for a Fleet  
19 Reciprocity Permit issued by the Secretary of State. This  
20 permit shall be in the possession of any driver operating a  
21 vehicle on Illinois highways. Any foreign licensed vehicle of  
22 the second division operating at any time in Illinois without a  
23 Fleet Reciprocity Permit or other proper Illinois  
24 registration, shall subject the operator to the penalties  
25 provided in Section 3-834 of this Code. For the purposes of  
26 this Code, "Fleet Reciprocity Permit" means any second division

1 motor vehicle with a foreign license and used only in  
2 interstate transportation of goods. The fee for such permit  
3 shall be \$15 per fleet which shall include all vehicles of the  
4 fleet being registered.

5 (f) For purposes of this Section, "all-terrain vehicle or  
6 off-highway motorcycle used for production agriculture" means  
7 any all-terrain vehicle or off-highway motorcycle used in the  
8 raising of or the propagation of livestock, crops for sale for  
9 human consumption, crops for livestock consumption, and  
10 production seed stock grown for the propagation of feed grains  
11 and the husbandry of animals or for the purpose of providing a  
12 food product, including the husbandry of blood stock as a main  
13 source of providing a food product. "All-terrain vehicle or  
14 off-highway motorcycle used in production agriculture" also  
15 means any all-terrain vehicle or off-highway motorcycle used in  
16 animal husbandry, floriculture, aquaculture, horticulture, and  
17 viticulture.

18 (g) All of the proceeds of the additional fees imposed by  
19 Public Act 96-34 shall be deposited into the Capital Projects  
20 Fund.

21 (h) The fee for a duplicate registration sticker or  
22 stickers shall be the amount required under subsection (a) or  
23 the vehicle's annual registration fee amount, whichever is  
24 less.

25 (Source: P.A. 99-260, eff. 1-1-16; 99-607, eff. 7-22-16.)

1 (625 ILCS 5/4-107) (from Ch. 95 1/2, par. 4-107)

2 Sec. 4-107. Stolen, converted, recovered and unclaimed  
3 vehicles.

4 (a) Every Sheriff, Superintendent of police, Chief of  
5 police or other police officer in command of any Police  
6 department in any City, Village or Town of the State, shall, by  
7 the fastest means of communications available to his law  
8 enforcement agency, immediately report to the State Police, in  
9 Springfield, Illinois, the theft or recovery of any stolen or  
10 converted vehicle within his district or jurisdiction. The  
11 report shall give the date of theft, description of the vehicle  
12 including color, year of manufacture, manufacturer's trade  
13 name, manufacturer's series name, body style, vehicle  
14 identification number and license registration number,  
15 including the state in which the license was issued and the  
16 year of issuance, together with the name, residence address,  
17 business address, and telephone number of the owner. The report  
18 shall be routed by the originating law enforcement agency  
19 through the State Police District in which such agency is  
20 located.

21 (b) A registered owner or a lienholder may report the theft  
22 by conversion of a vehicle, to the State Police, or any other  
23 police department or Sheriff's office. Such report will be  
24 accepted as a report of theft and processed only if a formal  
25 complaint is on file and a warrant issued.

26 (c) An operator of a place of business for garaging,

1 repairing, parking or storing vehicles for the public, in which  
2 a vehicle remains unclaimed, after being left for the purpose  
3 of garaging, repairing, parking or storage, for a period of 15  
4 days, shall, within 5 days after the expiration of that period,  
5 report the vehicle as unclaimed to the municipal police when  
6 the vehicle is within the corporate limits of any City, Village  
7 or incorporated Town, or the County Sheriff, or State Police  
8 when the vehicle is outside the corporate limits of a City,  
9 Village or incorporated Town. This Section does not apply to  
10 any vehicle:

11 (1) removed to a place of storage by a law enforcement  
12 agency having jurisdiction, in accordance with Sections  
13 4-201 and 4-203 of this Act; or

14 (2) left under a garaging, repairing, parking, or  
15 storage order signed by the owner, lessor, or other legally  
16 entitled person.

17 Failure to comply with this Section will result in the  
18 forfeiture of storage fees for that vehicle involved.

19 (d) The State Police shall keep a complete record of all  
20 reports filed under this Section of the Act. Upon receipt of  
21 such report, a careful search shall be made of the records of  
22 the office of the State Police, and where it is found that a  
23 vehicle reported recovered was stolen in a County, City,  
24 Village or Town other than the County, City, Village or Town in  
25 which it is recovered, the State Police shall immediately  
26 notify the Sheriff, Superintendent of police, Chief of police,

1 or other police officer in command of the Sheriff's office or  
2 Police department of the County, City, Village or Town in which  
3 the vehicle was originally reported stolen, giving complete  
4 data as to the time and place of recovery.

5 (e) Notification of the theft or conversion of a vehicle  
6 will be furnished to the Secretary of State by the State  
7 Police. The Secretary of State shall place the proper  
8 information in the license registration and title registration  
9 files to indicate the theft or conversion of a motor vehicle or  
10 other vehicle. Notification of the recovery of a vehicle  
11 previously reported as a theft or a conversion will be  
12 furnished to the Secretary of State by the State Police. The  
13 Secretary of State shall remove the proper information from the  
14 license registration and title registration files that has  
15 previously indicated the theft or conversion of a vehicle. The  
16 Secretary of State shall suspend the registration of a vehicle  
17 upon receipt of a report from the State Police that such  
18 vehicle was stolen or converted.

19 (f) When the Secretary of State receives an application for  
20 a certificate of title or an application for registration of a  
21 vehicle and it is determined from the records of the office of  
22 the Secretary of State that such vehicle has been reported  
23 stolen or converted, the Secretary of State shall immediately  
24 notify the State Police or the Secretary of State Department of  
25 Police and shall give the State Police or the Secretary of  
26 State Department of Police the name and address of the person

1 or firm titling or registering the vehicle, together with all  
2 other information contained in the application submitted by  
3 such person or firm. If the Secretary of State Department of  
4 Police receives notification under this subsection (f), it  
5 shall conduct an investigation concerning the identity of the  
6 registered owner of the stolen or converted vehicle.

7 (g) During the usual course of business the manufacturer of  
8 any vehicle shall place an original manufacturer's vehicle  
9 identification number on all such vehicles manufactured and on  
10 any part of such vehicles requiring an identification number.

11 (h) Except provided in subsection (h-1), if a  
12 manufacturer's vehicle identification number is missing or has  
13 been removed, changed or mutilated on any vehicle, or any part  
14 of such vehicle requiring an identification number, the State  
15 Police or the Secretary of State Department of Police shall  
16 restore, restamp or reaffix the vehicle identification number  
17 plate, or affix a new plate bearing the original manufacturer's  
18 vehicle identification number on each such vehicle and on all  
19 necessary parts of the vehicles. A vehicle identification  
20 number so affixed, restored, restamped, reaffixed or replaced  
21 is not falsified, altered or forged within the meaning of this  
22 Act.

23 (h-1) A person engaged in the repair or servicing of  
24 vehicles may reaffix a manufacturer's identification number  
25 plate on the same damaged vehicle from which it was originally  
26 removed, if the person reaffixes the original manufacturer's



1 identification number plate in place of the identification  
2 number plate affixed on a new dashboard that has been installed  
3 in the vehicle. The person must notify the Secretary of State  
4 each time the original manufacturer's identification number  
5 plate is reaffixed on a vehicle. The person must keep a record  
6 indicating that the identification number plate affixed on the  
7 new dashboard has been removed and has been replaced by the  
8 manufacturer's identification number plate originally affixed  
9 on the vehicle. The person also must keep a record regarding  
10 the status and location of the identification number plate  
11 removed from the replacement dashboard. The Secretary shall  
12 adopt rules for implementing this subsection (h-1).

13 (h-2) The owner of a vehicle repaired under subsection  
14 (h-1) must, within 90 days of the date of the repairs, contact  
15 an officer of the Illinois State Police Vehicle Inspection  
16 Bureau and arrange for an inspection of the vehicle, by the  
17 officer or the officer's designee, at a mutually agreed upon  
18 date and location.

19 (i) If a vehicle or part of any vehicle is found to have  
20 the manufacturer's identification number removed, altered,  
21 defaced or destroyed, the vehicle or part shall be seized by  
22 any law enforcement agency having jurisdiction and held for the  
23 purpose of identification. In the event that the manufacturer's  
24 identification number of a vehicle or part cannot be  
25 identified, the vehicle or part shall be considered contraband,  
26 and no right of property shall exist in any person owning,

1 leasing or possessing such property, unless the person owning,  
2 leasing or possessing the vehicle or part acquired such without  
3 knowledge that the manufacturer's vehicle identification  
4 number has been removed, altered, defaced, falsified or  
5 destroyed.

6 Either the seizing law enforcement agency or the State's  
7 Attorney of the county where the seizure occurred may make an  
8 application for an order of forfeiture to the circuit court in  
9 the county of seizure. The application for forfeiture shall be  
10 independent from any prosecution arising out of the seizure and  
11 is not subject to any final determination of such prosecution.  
12 The circuit court shall issue an order forfeiting the property  
13 to the seizing law enforcement agency if the court finds that  
14 the property did not at the time of seizure possess a valid  
15 manufacturer's identification number and that the original  
16 manufacturer's identification number cannot be ascertained.  
17 The seizing law enforcement agency may:

18 (1) retain the forfeited property for official use; or  
19 (2) sell the forfeited property and distribute the  
20 proceeds in accordance with Section 4-211 of this Code, or  
21 dispose of the forfeited property in such manner as the law  
22 enforcement agency deems appropriate.

23 (i-1) If a motorcycle is seized under subsection (i), the  
24 motorcycle must be returned within 45 days of the date of  
25 seizure to the person from whom it was seized, unless (i)  
26 criminal charges are pending against that person or (ii) an

1 application for an order of forfeiture has been submitted to  
2 the circuit in the county of seizure or (iii) the circuit court  
3 in the county of seizure has received from the seizing law  
4 enforcement agency and has granted a petition to extend, for a  
5 single 30 day period, the 45 days allowed for return of the  
6 motorcycle. Except as provided in subsection (i-2), a  
7 motorcycle returned to the person from whom it was seized must  
8 be returned in essentially the same condition it was in at the  
9 time of seizure.

10 (i-2) If any part or parts of a motorcycle seized under  
11 subsection (i) are found to be stolen and are removed, the  
12 seizing law enforcement agency is not required to replace the  
13 part or parts before returning the motorcycle to the person  
14 from whom it was seized.

15 (j) The State Police or the Secretary of State Department  
16 of Police shall notify the Secretary of State each time a  
17 manufacturer's vehicle identification number is affixed,  
18 reaffixed, restored or restamped on any vehicle. The Secretary  
19 of State shall make the necessary changes or corrections in his  
20 records, after the proper applications and fees have been  
21 submitted, if applicable.

22 (k) Any vessel, vehicle or aircraft used with knowledge and  
23 consent of the owner in the commission of, or in the attempt to  
24 commit as defined in Section 8-4 of the Criminal Code of 2012,  
25 an offense prohibited by Section 4-103 of this Chapter,  
26 including transporting of a stolen vehicle or stolen vehicle

1 parts, shall be seized by any law enforcement agency. The  
2 seizing law enforcement agency may:

3 (1) return the vehicle to its owner if such vehicle is  
4 stolen; or

5 (2) confiscate the vehicle and retain it for any  
6 purpose which the law enforcement agency deems  
7 appropriate; or

8 (3) sell the vehicle at a public sale or dispose of the  
9 vehicle in such other manner as the law enforcement agency  
10 deems appropriate.

11 If the vehicle is sold at public sale, the proceeds of the  
12 sale shall be paid to the law enforcement agency.

13 The law enforcement agency shall not retain, sell or  
14 dispose of a vehicle under paragraphs (2) or (3) of this  
15 subsection (k) except upon an order of forfeiture issued by the  
16 circuit court. The circuit court may issue such order of  
17 forfeiture upon application of the law enforcement agency or  
18 State's Attorney of the county where the law enforcement agency  
19 has jurisdiction, or in the case of the Department of State  
20 Police or the Secretary of State, upon application of the  
21 Attorney General.

22 The court shall issue the order if the owner of the vehicle  
23 has been convicted of transporting stolen vehicles or stolen  
24 vehicle parts and the evidence establishes that the owner's  
25 vehicle has been used in the commission of such offense.

26 The provisions of subsection (k) of this Section shall not

1 apply to any vessel, vehicle or aircraft, which has been  
2 leased, rented or loaned by its owner, if the owner did not  
3 have knowledge of and consent to the use of the vessel, vehicle  
4 or aircraft in the commission of, or in an attempt to commit,  
5 an offense prohibited by Section 4-103 of this Chapter.

6 (Source: P.A. 97-1150, eff. 1-25-13.)

7 (625 ILCS 5/5-101) (from Ch. 95 1/2, par. 5-101)

8 Sec. 5-101. New vehicle dealers must be licensed.

9 (a) No person shall engage in this State in the business of  
10 selling or dealing in, on consignment or otherwise, new  
11 vehicles of any make, or act as an intermediary or agent or  
12 broker for any licensed dealer or vehicle purchaser other than  
13 as a salesperson, or represent or advertise that he is so  
14 engaged or intends to so engage in such business unless  
15 licensed to do so in writing by the Secretary of State under  
16 the provisions of this Section.

17 (b) An application for a new vehicle dealer's license shall  
18 be filed with the Secretary of State, duly verified by oath, on  
19 such form as the Secretary of State may by rule or regulation  
20 prescribe and shall contain:

21 1. The name and type of business organization of the  
22 applicant and his established and additional places of  
23 business, if any, in this State.

24 2. If the applicant is a corporation, a list of its  
25 officers, directors, and shareholders having a ten percent

1 or greater ownership interest in the corporation, setting  
2 forth the residence address of each; if the applicant is a  
3 sole proprietorship, a partnership, an unincorporated  
4 association, a trust, or any similar form of business  
5 organization, the name and residence address of the  
6 proprietor or of each partner, member, officer, director,  
7 trustee, or manager.

8 3. The make or makes of new vehicles which the  
9 applicant will offer for sale at retail in this State.

10 4. The name of each manufacturer or franchised  
11 distributor, if any, of new vehicles with whom the  
12 applicant has contracted for the sale of such new vehicles.  
13 As evidence of this fact, the application shall be  
14 accompanied by a signed statement from each such  
15 manufacturer or franchised distributor. If the applicant  
16 is in the business of offering for sale new conversion  
17 vehicles, trucks or vans, except for trucks modified to  
18 serve a special purpose which includes but is not limited  
19 to the following vehicles: street sweepers, fertilizer  
20 spreaders, emergency vehicles, implements of husbandry or  
21 maintenance type vehicles, he must furnish evidence of a  
22 sales and service agreement from both the chassis  
23 manufacturer and second stage manufacturer.

24 5. A statement that the applicant has been approved for  
25 registration under the Retailers' Occupation Tax Act by the  
26 Department of Revenue: Provided that this requirement does

1 not apply to a dealer who is already licensed hereunder  
2 with the Secretary of State, and who is merely applying for  
3 a renewal of his license. As evidence of this fact, the  
4 application shall be accompanied by a certification from  
5 the Department of Revenue showing that that Department has  
6 approved the applicant for registration under the  
7 Retailers' Occupation Tax Act.

8 6. A statement that the applicant has complied with the  
9 appropriate liability insurance requirement. A Certificate  
10 of Insurance in a solvent company authorized to do business  
11 in the State of Illinois shall be included with each  
12 application covering each location at which he proposes to  
13 act as a new vehicle dealer. The policy must provide  
14 liability coverage in the minimum amounts of \$100,000 for  
15 bodily injury to, or death of, any person, \$300,000 for  
16 bodily injury to, or death of, two or more persons in any  
17 one accident, and \$50,000 for damage to property. Such  
18 policy shall expire not sooner than December 31 of the year  
19 for which the license was issued or renewed. The expiration  
20 of the insurance policy shall not terminate the liability  
21 under the policy arising during the period for which the  
22 policy was filed. Trailer and mobile home dealers are  
23 exempt from this requirement.

24 If the permitted user has a liability insurance policy  
25 that provides automobile liability insurance coverage of  
26 at least \$100,000 for bodily injury to or the death of any

1 person, \$300,000 for bodily injury to or the death of any 2  
2 or more persons in any one accident, and \$50,000 for damage  
3 to property, then the permitted user's insurer shall be the  
4 primary insurer and the dealer's insurer shall be the  
5 secondary insurer. If the permitted user does not have a  
6 liability insurance policy that provides automobile  
7 liability insurance coverage of at least \$100,000 for  
8 bodily injury to or the death of any person, \$300,000 for  
9 bodily injury to or the death of any 2 or more persons in  
10 any one accident, and \$50,000 for damage to property, or  
11 does not have any insurance at all, then the dealer's  
12 insurer shall be the primary insurer and the permitted  
13 user's insurer shall be the secondary insurer.

14 When a permitted user is "test driving" a new vehicle  
15 dealer's automobile, the new vehicle dealer's insurance  
16 shall be primary and the permitted user's insurance shall  
17 be secondary.

18 As used in this paragraph 6, a "permitted user" is a  
19 person who, with the permission of the new vehicle dealer  
20 or an employee of the new vehicle dealer, drives a vehicle  
21 owned and held for sale or lease by the new vehicle dealer  
22 which the person is considering to purchase or lease, in  
23 order to evaluate the performance, reliability, or  
24 condition of the vehicle. The term "permitted user" also  
25 includes a person who, with the permission of the new  
26 vehicle dealer, drives a vehicle owned or held for sale or



1 lease by the new vehicle dealer for loaner purposes while  
2 the user's vehicle is being repaired or evaluated.

3 As used in this paragraph 6, "test driving" occurs when  
4 a permitted user who, with the permission of the new  
5 vehicle dealer or an employee of the new vehicle dealer,  
6 drives a vehicle owned and held for sale or lease by a new  
7 vehicle dealer that the person is considering to purchase  
8 or lease, in order to evaluate the performance,  
9 reliability, or condition of the vehicle.

10 As used in this paragraph 6, "loaner purposes" means  
11 when a person who, with the permission of the new vehicle  
12 dealer, drives a vehicle owned or held for sale or lease by  
13 the new vehicle dealer while the user's vehicle is being  
14 repaired or evaluated.

15 7. (A) An application for a new motor vehicle dealer's  
16 license shall be accompanied by the following license fees:

17 (i) \$1,000 for applicant's established place of  
18 business, and \$100 for each additional place of  
19 business, if any, to which the application pertains;  
20 but if the application is made after June 15 of any  
21 year, the license fee shall be \$500 for applicant's  
22 established place of business plus \$50 for each  
23 additional place of business, if any, to which the  
24 application pertains. License fees shall be returnable  
25 only in the event that the application is denied by the  
26 Secretary of State. All moneys received by the

1 Secretary of State as license fees under this  
2 subparagraph (i) prior to applications for the 2004  
3 licensing year shall be deposited into the Motor  
4 Vehicle Review Board Fund and shall be used to  
5 administer the Motor Vehicle Review Board under the  
6 Motor Vehicle Franchise Act. Of the money received by  
7 the Secretary of State as license fees under this  
8 subparagraph (i) for the 2004 licensing year and  
9 thereafter, 10% shall be deposited into the Motor  
10 Vehicle Review Board Fund and shall be used to  
11 administer the Motor Vehicle Review Board under the  
12 Motor Vehicle Franchise Act and 90% shall be deposited  
13 into the General Revenue Fund.

14 (ii) Except for dealers selling 25 or fewer  
15 automobiles or as provided in subsection (h) of Section  
16 5-102.7 of this Code, an Annual Dealer Recovery Fund  
17 Fee in the amount of \$500 for the applicant's  
18 established place of business, and \$50 for each  
19 additional place of business, if any, to which the  
20 application pertains; but if the application is made  
21 after June 15 of any year, the fee shall be \$250 for  
22 the applicant's established place of business plus \$25  
23 for each additional place of business, if any, to which  
24 the application pertains. For a license renewal  
25 application, the fee shall be based on the amount of  
26 automobiles sold in the past year according to the

1 following formula:

2 (1) \$0 for dealers selling 25 or less  
3 automobiles;

4 (2) \$150 for dealers selling more than 25 but  
5 less than 200 automobiles;

6 (3) \$300 for dealers selling 200 or more  
7 automobiles but less than 300 automobiles; and

8 (4) \$500 for dealers selling 300 or more  
9 automobiles.

10 License fees shall be returnable only in the event  
11 that the application is denied by the Secretary of  
12 State. Moneys received under this subparagraph (ii)  
13 shall be deposited into the Dealer Recovery Trust Fund.

14 (B) An application for a new vehicle dealer's license,  
15 other than for a new motor vehicle dealer's license, shall  
16 be accompanied by the following license fees:

17 (i) \$1,000 for applicant's established place of  
18 business, and \$50 for each additional place of  
19 business, if any, to which the application pertains;  
20 but if the application is made after June 15 of any  
21 year, the license fee shall be \$500 for applicant's  
22 established place of business plus \$25 for each  
23 additional place of business, if any, to which the  
24 application pertains. License fees shall be returnable  
25 only in the event that the application is denied by the  
26 Secretary of State. Of the money received by the

1 Secretary of State as license fees under this  
2 subparagraph (i) for the 2004 licensing year and  
3 thereafter, 95% shall be deposited into the General  
4 Revenue Fund.

5 (ii) Except as provided in subsection (h) of  
6 Section 5-102.7 of this Code, an Annual Dealer Recovery  
7 Fund Fee in the amount of \$500 for the applicant's  
8 established place of business, and \$50 for each  
9 additional place of business, if any, to which the  
10 application pertains; but if the application is made  
11 after June 15 of any year, the fee shall be \$250 for  
12 the applicant's established place of business plus \$25  
13 for each additional place of business, if any, to which  
14 the application pertains. License fees shall be  
15 returnable only in the event that the application is  
16 denied by the Secretary of State. Moneys received under  
17 this subparagraph (ii) shall be deposited into the  
18 Dealer Recovery Trust Fund.

19 8. A statement that the applicant's officers,  
20 directors, shareholders having a 10% or greater ownership  
21 interest therein, proprietor, a partner, member, officer,  
22 director, trustee, manager or other principals in the  
23 business have not committed in the past 3 years any one  
24 violation as determined in any civil, criminal or  
25 administrative proceedings of any one of the following  
26 Acts:

1 (A) The Anti-Theft Laws of the Illinois Vehicle  
2 Code;

3 (B) The Certificate of Title Laws of the Illinois  
4 Vehicle Code;

5 (C) The Offenses against Registration and  
6 Certificates of Title Laws of the Illinois Vehicle  
7 Code;

8 (D) The Dealers, Transporters, Wreckers and  
9 Rebuilders Laws of the Illinois Vehicle Code;

10 (E) Section 21-2 of the Criminal Code of 1961 or  
11 the Criminal Code of 2012, Criminal Trespass to  
12 Vehicles; or

13 (F) The Retailers' Occupation Tax Act.

14 9. A statement that the applicant's officers,  
15 directors, shareholders having a 10% or greater ownership  
16 interest therein, proprietor, partner, member, officer,  
17 director, trustee, manager or other principals in the  
18 business have not committed in any calendar year 3 or more  
19 violations, as determined in any civil, criminal or  
20 administrative proceedings, of any one or more of the  
21 following Acts:

22 (A) The Consumer Finance Act;

23 (B) The Consumer Installment Loan Act;

24 (C) The Retail Installment Sales Act;

25 (D) The Motor Vehicle Retail Installment Sales  
26 Act;

- 1                   (E) The Interest Act;
- 2                   (F) The Illinois Wage Assignment Act;
- 3                   (G) Part 8 of Article XII of the Code of Civil
- 4                   Procedure; or
- 5                   (H) The Consumer Fraud Act.

6                   10. A bond or certificate of deposit in the amount of

7                   \$50,000 for each location at which the applicant intends to

8                   act as a new vehicle dealer. The bond shall be for the term

9                   of the license, or its renewal, for which application is

10                  made, and shall expire not sooner than December 31 of the

11                  year for which the license was issued or renewed. The bond

12                  shall run to the People of the State of Illinois, with

13                  surety by a bonding or insurance company authorized to do

14                  business in this State. It shall be conditioned upon the

15                  proper transmittal of all title and registration fees and

16                  taxes (excluding taxes under the Retailers' Occupation Tax

17                  Act) accepted by the applicant as a new vehicle dealer.

18                  11. Such other information concerning the business of

19                  the applicant as the Secretary of State may by rule or

20                  regulation prescribe.

21                  12. A statement that the applicant understands Chapter

22                  1 through Chapter 5 of this Code.

23                  (c) Any change which renders no longer accurate any

24                  information contained in any application for a new vehicle

25                  dealer's license shall be amended within 30 days after the

26                  occurrence of such change on such form as the Secretary of

1 State may prescribe by rule or regulation, accompanied by an  
2 amendatory fee of \$2.

3 (d) Anything in this Chapter 5 to the contrary  
4 notwithstanding no person shall be licensed as a new vehicle  
5 dealer unless:

6 1. He is authorized by contract in writing between  
7 himself and the manufacturer or franchised distributor of  
8 such make of vehicle to so sell the same in this State, and

9 2. Such person shall maintain an established place of  
10 business as defined in this Act.

11 (e) The Secretary of State shall, within a reasonable time  
12 after receipt, examine an application submitted to him under  
13 this Section and unless he makes a determination that the  
14 application submitted to him does not conform with the  
15 requirements of this Section or that grounds exist for a denial  
16 of the application, under Section 5-501 of this Chapter, grant  
17 the applicant an original new vehicle dealer's license in  
18 writing for his established place of business and a  
19 supplemental license in writing for each additional place of  
20 business in such form as he may prescribe by rule or regulation  
21 which shall include the following:

22 1. The name of the person licensed;

23 2. If a corporation, the name and address of its  
24 officers or if a sole proprietorship, a partnership, an  
25 unincorporated association or any similar form of business  
26 organization, the name and address of the proprietor or of

1 each partner, member, officer, director, trustee or  
2 manager;

3 3. In the case of an original license, the established  
4 place of business of the licensee;

5 4. In the case of a supplemental license, the  
6 established place of business of the licensee and the  
7 additional place of business to which such supplemental  
8 license pertains;

9 5. The make or makes of new vehicles which the licensee  
10 is licensed to sell.

11 (f) The appropriate instrument evidencing the license or a  
12 certified copy thereof, provided by the Secretary of State,  
13 shall be kept posted conspicuously in the established place of  
14 business of the licensee and in each additional place of  
15 business, if any, maintained by such licensee.

16 (g) Except as provided in subsection (h) hereof, all new  
17 vehicle dealer's licenses granted under this Section shall  
18 expire by operation of law on December 31 of the calendar year  
19 for which they are granted unless sooner revoked or cancelled  
20 under the provisions of Section 5-501 of this Chapter.

21 (h) A new vehicle dealer's license may be renewed upon  
22 application and payment of the fee required herein, and  
23 submission of proof of coverage under an approved bond under  
24 the Retailers' Occupation Tax Act or proof that applicant is  
25 not subject to such bonding requirements, as in the case of an  
26 original license, but in case an application for the renewal of



1 an effective license is made during the month of December, the  
2 effective license shall remain in force until the application  
3 is granted or denied by the Secretary of State.

4 (i) All persons licensed as a new vehicle dealer are  
5 required to furnish each purchaser of a motor vehicle:

6 1. In the case of a new vehicle a manufacturer's  
7 statement of origin and in the case of a used motor vehicle  
8 a certificate of title, in either case properly assigned to  
9 the purchaser;

10 2. A statement verified under oath that all identifying  
11 numbers on the vehicle agree with those on the certificate  
12 of title or manufacturer's statement of origin;

13 3. A bill of sale properly executed on behalf of such  
14 person;

15 4. A copy of the Uniform Invoice-transaction reporting  
16 return referred to in Section 5-402 hereof;

17 5. In the case of a rebuilt vehicle, a copy of the  
18 Disclosure of Rebuilt Vehicle Status; and

19 6. In the case of a vehicle for which the warranty has  
20 been reinstated, a copy of the warranty.

21 (j) Except at the time of sale or repossession of the  
22 vehicle, no person licensed as a new vehicle dealer may issue  
23 any other person a newly created key to a vehicle unless the  
24 new vehicle dealer makes a color photocopy or electronic scan  
25 ~~copy~~ of the driver's license or State identification card of  
26 the person requesting or obtaining the newly created key. The

1 new vehicle dealer must retain the photocopy or scan ~~copy~~ for  
2 30 days.

3 A new vehicle dealer who violates this subsection (j) is  
4 guilty of a petty offense. Violation of this subsection (j) is  
5 not cause to suspend, revoke, cancel, or deny renewal of the  
6 new vehicle dealer's license.

7 This amendatory Act of 1983 shall be applicable to the 1984  
8 registration year and thereafter.

9 (Source: P.A. 99-78, eff. 7-20-15; 100-450, eff. 1-1-18.)

10 (625 ILCS 5/5-102) (from Ch. 95 1/2, par. 5-102)

11 Sec. 5-102. Used vehicle dealers must be licensed.

12 (a) No person, other than a licensed new vehicle dealer,  
13 shall engage in the business of selling or dealing in, on  
14 consignment or otherwise, 5 or more used vehicles of any make  
15 during the year (except house trailers as authorized by  
16 paragraph (j) of this Section and rebuilt salvage vehicles sold  
17 by their rebuilders to persons licensed under this Chapter), or  
18 act as an intermediary, agent or broker for any licensed dealer  
19 or vehicle purchaser (other than as a salesperson) or represent  
20 or advertise that he is so engaged or intends to so engage in  
21 such business unless licensed to do so by the Secretary of  
22 State under the provisions of this Section.

23 (b) An application for a used vehicle dealer's license  
24 shall be filed with the Secretary of State, duly verified by  
25 oath, in such form as the Secretary of State may by rule or

1 regulation prescribe and shall contain:

2 1. The name and type of business organization  
3 established and additional places of business, if any, in  
4 this State.

5 2. If the applicant is a corporation, a list of its  
6 officers, directors, and shareholders having a ten percent  
7 or greater ownership interest in the corporation, setting  
8 forth the residence address of each; if the applicant is a  
9 sole proprietorship, a partnership, an unincorporated  
10 association, a trust, or any similar form of business  
11 organization, the names and residence address of the  
12 proprietor or of each partner, member, officer, director,  
13 trustee or manager.

14 3. A statement that the applicant has been approved for  
15 registration under the Retailers' Occupation Tax Act by the  
16 Department of Revenue. However, this requirement does not  
17 apply to a dealer who is already licensed hereunder with  
18 the Secretary of State, and who is merely applying for a  
19 renewal of his license. As evidence of this fact, the  
20 application shall be accompanied by a certification from  
21 the Department of Revenue showing that the Department has  
22 approved the applicant for registration under the  
23 Retailers' Occupation Tax Act.

24 4. A statement that the applicant has complied with the  
25 appropriate liability insurance requirement. A Certificate  
26 of Insurance in a solvent company authorized to do business

1 in the State of Illinois shall be included with each  
2 application covering each location at which he proposes to  
3 act as a used vehicle dealer. The policy must provide  
4 liability coverage in the minimum amounts of \$100,000 for  
5 bodily injury to, or death of, any person, \$300,000 for  
6 bodily injury to, or death of, two or more persons in any  
7 one accident, and \$50,000 for damage to property. Such  
8 policy shall expire not sooner than December 31 of the year  
9 for which the license was issued or renewed. The expiration  
10 of the insurance policy shall not terminate the liability  
11 under the policy arising during the period for which the  
12 policy was filed. Trailer and mobile home dealers are  
13 exempt from this requirement.

14 If the permitted user has a liability insurance policy  
15 that provides automobile liability insurance coverage of  
16 at least \$100,000 for bodily injury to or the death of any  
17 person, \$300,000 for bodily injury to or the death of any 2  
18 or more persons in any one accident, and \$50,000 for damage  
19 to property, then the permitted user's insurer shall be the  
20 primary insurer and the dealer's insurer shall be the  
21 secondary insurer. If the permitted user does not have a  
22 liability insurance policy that provides automobile  
23 liability insurance coverage of at least \$100,000 for  
24 bodily injury to or the death of any person, \$300,000 for  
25 bodily injury to or the death of any 2 or more persons in  
26 any one accident, and \$50,000 for damage to property, or

1 does not have any insurance at all, then the dealer's  
2 insurer shall be the primary insurer and the permitted  
3 user's insurer shall be the secondary insurer.

4 When a permitted user is "test driving" a used vehicle  
5 dealer's automobile, the used vehicle dealer's insurance  
6 shall be primary and the permitted user's insurance shall  
7 be secondary.

8 As used in this paragraph 4, a "permitted user" is a  
9 person who, with the permission of the used vehicle dealer  
10 or an employee of the used vehicle dealer, drives a vehicle  
11 owned and held for sale or lease by the used vehicle dealer  
12 which the person is considering to purchase or lease, in  
13 order to evaluate the performance, reliability, or  
14 condition of the vehicle. The term "permitted user" also  
15 includes a person who, with the permission of the used  
16 vehicle dealer, drives a vehicle owned or held for sale or  
17 lease by the used vehicle dealer for loaner purposes while  
18 the user's vehicle is being repaired or evaluated.

19 As used in this paragraph 4, "test driving" occurs when  
20 a permitted user who, with the permission of the used  
21 vehicle dealer or an employee of the used vehicle dealer,  
22 drives a vehicle owned and held for sale or lease by a used  
23 vehicle dealer that the person is considering to purchase  
24 or lease, in order to evaluate the performance,  
25 reliability, or condition of the vehicle.

26 As used in this paragraph 4, "loaner purposes" means

1 when a person who, with the permission of the used vehicle  
2 dealer, drives a vehicle owned or held for sale or lease by  
3 the used vehicle dealer while the user's vehicle is being  
4 repaired or evaluated.

5 5. An application for a used vehicle dealer's license  
6 shall be accompanied by the following license fees:

7 (A) \$1,000 for applicant's established place of  
8 business, and \$50 for each additional place of  
9 business, if any, to which the application pertains;  
10 however, if the application is made after June 15 of  
11 any year, the license fee shall be \$500 for applicant's  
12 established place of business plus \$25 for each  
13 additional place of business, if any, to which the  
14 application pertains. License fees shall be returnable  
15 only in the event that the application is denied by the  
16 Secretary of State. Of the money received by the  
17 Secretary of State as license fees under this  
18 subparagraph (A) for the 2004 licensing year and  
19 thereafter, 95% shall be deposited into the General  
20 Revenue Fund.

21 (B) Except for dealers selling 25 or fewer  
22 automobiles or as provided in subsection (h) of Section  
23 5-102.7 of this Code, an Annual Dealer Recovery Fund  
24 Fee in the amount of \$500 for the applicant's  
25 established place of business, and \$50 for each  
26 additional place of business, if any, to which the

1 application pertains; but if the application is made  
2 after June 15 of any year, the fee shall be \$250 for  
3 the applicant's established place of business plus \$25  
4 for each additional place of business, if any, to which  
5 the application pertains. For a license renewal  
6 application, the fee shall be based on the amount of  
7 automobiles sold in the past year according to the  
8 following formula:

9 (1) \$0 for dealers selling 25 or less  
10 automobiles;

11 (2) \$150 for dealers selling more than 25 but  
12 less than 200 automobiles;

13 (3) \$300 for dealers selling 200 or more  
14 automobiles but less than 300 automobiles; and

15 (4) \$500 for dealers selling 300 or more  
16 automobiles.

17 License fees shall be returnable only in the event  
18 that the application is denied by the Secretary of  
19 State. Moneys received under this subparagraph (B)  
20 shall be deposited into the Dealer Recovery Trust Fund.

21 6. A statement that the applicant's officers,  
22 directors, shareholders having a 10% or greater ownership  
23 interest therein, proprietor, partner, member, officer,  
24 director, trustee, manager or other principals in the  
25 business have not committed in the past 3 years any one  
26 violation as determined in any civil, criminal or

1 administrative proceedings of any one of the following  
2 Acts:

3 (A) The Anti-Theft Laws of the Illinois Vehicle  
4 Code;

5 (B) The Certificate of Title Laws of the Illinois  
6 Vehicle Code;

7 (C) The Offenses against Registration and  
8 Certificates of Title Laws of the Illinois Vehicle  
9 Code;

10 (D) The Dealers, Transporters, Wreckers and  
11 Rebuilders Laws of the Illinois Vehicle Code;

12 (E) Section 21-2 of the Illinois Criminal Code of  
13 1961 or the Criminal Code of 2012, Criminal Trespass to  
14 Vehicles; or

15 (F) The Retailers' Occupation Tax Act.

16 7. A statement that the applicant's officers,  
17 directors, shareholders having a 10% or greater ownership  
18 interest therein, proprietor, partner, member, officer,  
19 director, trustee, manager or other principals in the  
20 business have not committed in any calendar year 3 or more  
21 violations, as determined in any civil or criminal or  
22 administrative proceedings, of any one or more of the  
23 following Acts:

24 (A) The Consumer Finance Act;

25 (B) The Consumer Installment Loan Act;

26 (C) The Retail Installment Sales Act;



1           (D) The Motor Vehicle Retail Installment Sales  
2           Act;

3           (E) The Interest Act;

4           (F) The Illinois Wage Assignment Act;

5           (G) Part 8 of Article XII of the Code of Civil  
6           Procedure; or

7           (H) The Consumer Fraud Act.

8           8. A bond or Certificate of Deposit in the amount of  
9           \$50,000 for each location at which the applicant intends to  
10          act as a used vehicle dealer. The bond shall be for the  
11          term of the license, or its renewal, for which application  
12          is made, and shall expire not sooner than December 31 of  
13          the year for which the license was issued or renewed. The  
14          bond shall run to the People of the State of Illinois, with  
15          surety by a bonding or insurance company authorized to do  
16          business in this State. It shall be conditioned upon the  
17          proper transmittal of all title and registration fees and  
18          taxes (excluding taxes under the Retailers' Occupation Tax  
19          Act) accepted by the applicant as a used vehicle dealer.

20          9. Such other information concerning the business of  
21          the applicant as the Secretary of State may by rule or  
22          regulation prescribe.

23          10. A statement that the applicant understands Chapter  
24          1 through Chapter 5 of this Code.

25          11. A copy of the certification from the prelicensing  
26          education program.

1           (c) Any change which renders no longer accurate any  
2 information contained in any application for a used vehicle  
3 dealer's license shall be amended within 30 days after the  
4 occurrence of each change on such form as the Secretary of  
5 State may prescribe by rule or regulation, accompanied by an  
6 amendatory fee of \$2.

7           (d) Anything in this Chapter to the contrary  
8 notwithstanding, no person shall be licensed as a used vehicle  
9 dealer unless such person maintains an established place of  
10 business as defined in this Chapter.

11           (e) The Secretary of State shall, within a reasonable time  
12 after receipt, examine an application submitted to him under  
13 this Section. Unless the Secretary makes a determination that  
14 the application submitted to him does not conform to this  
15 Section or that grounds exist for a denial of the application  
16 under Section 5-501 of this Chapter, he must grant the  
17 applicant an original used vehicle dealer's license in writing  
18 for his established place of business and a supplemental  
19 license in writing for each additional place of business in  
20 such form as he may prescribe by rule or regulation which shall  
21 include the following:

22           1. The name of the person licensed;

23           2. If a corporation, the name and address of its  
24 officers or if a sole proprietorship, a partnership, an  
25 unincorporated association or any similar form of business  
26 organization, the name and address of the proprietor or of

1 each partner, member, officer, director, trustee or  
2 manager;

3 3. In case of an original license, the established  
4 place of business of the licensee;

5 4. In the case of a supplemental license, the  
6 established place of business of the licensee and the  
7 additional place of business to which such supplemental  
8 license pertains.

9 (f) The appropriate instrument evidencing the license or a  
10 certified copy thereof, provided by the Secretary of State  
11 shall be kept posted, conspicuously, in the established place  
12 of business of the licensee and in each additional place of  
13 business, if any, maintained by such licensee.

14 (g) Except as provided in subsection (h) of this Section,  
15 all used vehicle dealer's licenses granted under this Section  
16 expire by operation of law on December 31 of the calendar year  
17 for which they are granted unless sooner revoked or cancelled  
18 under Section 5-501 of this Chapter.

19 (h) A used vehicle dealer's license may be renewed upon  
20 application and payment of the fee required herein, and  
21 submission of proof of coverage by an approved bond under the  
22 "Retailers' Occupation Tax Act" or proof that applicant is not  
23 subject to such bonding requirements, as in the case of an  
24 original license, but in case an application for the renewal of  
25 an effective license is made during the month of December, the  
26 effective license shall remain in force until the application

1 for renewal is granted or denied by the Secretary of State.

2 (i) All persons licensed as a used vehicle dealer are  
3 required to furnish each purchaser of a motor vehicle:

4 1. A certificate of title properly assigned to the  
5 purchaser;

6 2. A statement verified under oath that all identifying  
7 numbers on the vehicle agree with those on the certificate  
8 of title;

9 3. A bill of sale properly executed on behalf of such  
10 person;

11 4. A copy of the Uniform Invoice-transaction reporting  
12 return referred to in Section 5-402 of this Chapter;

13 5. In the case of a rebuilt vehicle, a copy of the  
14 Disclosure of Rebuilt Vehicle Status; and

15 6. In the case of a vehicle for which the warranty has  
16 been reinstated, a copy of the warranty.

17 (j) A real estate broker holding a valid certificate of  
18 registration issued pursuant to "The Real Estate Brokers and  
19 Salesmen License Act" may engage in the business of selling or  
20 dealing in house trailers not his own without being licensed as  
21 a used vehicle dealer under this Section; however such broker  
22 shall maintain a record of the transaction including the  
23 following:

24 (1) the name and address of the buyer and seller,

25 (2) the date of sale,

26 (3) a description of the mobile home, including the

1 vehicle identification number, make, model, and year, and

2 (4) the Illinois certificate of title number.

3 The foregoing records shall be available for inspection by  
4 any officer of the Secretary of State's Office at any  
5 reasonable hour.

6 (k) Except at the time of sale or repossession of the  
7 vehicle, no person licensed as a used vehicle dealer may issue  
8 any other person a newly created key to a vehicle unless the  
9 used vehicle dealer makes a color photocopy or electronic scan  
10 ~~copy~~ of the driver's license or State identification card of  
11 the person requesting or obtaining the newly created key. The  
12 used vehicle dealer must retain the photocopy or scan ~~copy~~ for  
13 30 days.

14 A used vehicle dealer who violates this subsection (k) is  
15 guilty of a petty offense. Violation of this subsection (k) is  
16 not cause to suspend, revoke, cancel, or deny renewal of the  
17 used vehicle dealer's license.

18 (l) Used vehicle dealers licensed under this Section shall  
19 provide the Secretary of State a register for the sale at  
20 auction of each salvage or junk certificate vehicle. Each  
21 register shall include the following information:

22 1. The year, make, model, style and color of the  
23 vehicle;

24 2. The vehicle's manufacturer's identification number  
25 or, if applicable, the Secretary of State or Illinois  
26 Department of State Police identification number;

- 1           3. The date of acquisition of the vehicle;
- 2           4. The name and address of the person from whom the  
3           vehicle was acquired;
- 4           5. The name and address of the person to whom any  
5           vehicle was disposed, the person's Illinois license number  
6           or if the person is an out-of-state salvage vehicle buyer,  
7           the license number from the state or jurisdiction where the  
8           buyer is licensed; and
- 9           6. The purchase price of the vehicle.

10           The register shall be submitted to the Secretary of State  
11           via written or electronic means within 10 calendar days from  
12           the date of the auction.

13           (Source: P.A. 99-78, eff. 7-20-15; 100-450, eff. 1-1-18.)

14           (625 ILCS 5/5-401.3) (from Ch. 95 1/2, par. 5-401.3)

15           Sec. 5-401.3. Scrap processors required to keep records.

16           (a) Every person licensed or required to be licensed as a  
17           scrap processor pursuant to Section 5-301 of this Chapter shall  
18           maintain for 3 years, at his established place of business, the  
19           following records relating to the acquisition of recyclable  
20           metals or the acquisition of a vehicle, junk vehicle, or  
21           vehicle cowl which has been acquired for the purpose of  
22           processing into a form other than a vehicle, junk vehicle or  
23           vehicle cowl which is possessed in the State or brought into  
24           this State from another state, territory or country. No scrap  
25           metal processor shall sell a vehicle or essential part, as

1 such, except for engines, transmissions, and powertrains,  
2 unless licensed to do so under another provision of this Code.  
3 A scrap processor who is additionally licensed as an automotive  
4 parts recycler shall not be subject to the record keeping  
5 requirements for a scrap processor when acting as an automotive  
6 parts recycler.

7 (1) For a vehicle, junk vehicle, or vehicle cowl  
8 acquired from a person who is licensed under this Chapter,  
9 the scrap processor shall record the name and address of  
10 the person, and the Illinois or out-of-state dealer license  
11 number of such person on the scrap processor's weight  
12 ticket at the time of the acquisition. The person disposing  
13 of the vehicle, junk vehicle, or vehicle cowl shall furnish  
14 the scrap processor with documentary proof of ownership of  
15 the vehicle, junk vehicle, or vehicle cowl in one of the  
16 following forms: a Certificate of Title, a Salvage  
17 Certificate, a Junking Certificate, a Secretary of State  
18 Junking Manifest, a Uniform Invoice, a Certificate of  
19 Purchase, or other similar documentary proof of ownership.  
20 The scrap processor shall not acquire a vehicle, junk  
21 vehicle or vehicle cowl without obtaining one of the  
22 aforementioned documentary proofs of ownership.

23 (2) For a vehicle, junk vehicle or vehicle cowl  
24 acquired from a person who is not licensed under this  
25 Chapter, the scrap processor shall verify and record that  
26 person's identity by recording the identification of such

1 person from at least 2 sources of identification, one of  
2 which shall be a driver's license or State Identification  
3 Card, on the scrap processor's weight ticket at the time of  
4 the acquisition. The person disposing of the vehicle, junk  
5 vehicle, or vehicle cowl shall furnish the scrap processor  
6 with documentary proof of ownership of the vehicle, junk  
7 vehicle, or vehicle cowl in one of the following forms: a  
8 Certificate of Title, a Salvage Certificate, a Junking  
9 Certificate, a Secretary of State Junking Manifest, a  
10 Certificate of Purchase, or other similar documentary  
11 proof of ownership. The scrap processor shall not acquire a  
12 vehicle, junk vehicle or vehicle cowl without obtaining one  
13 of the aforementioned documentary proofs of ownership.

14 (3) In addition to the other information required on  
15 the scrap processor's weight ticket, a scrap processor who  
16 at the time of acquisition of a vehicle, junk vehicle, or  
17 vehicle cowl is furnished a Certificate of Title, Salvage  
18 Certificate or Certificate of Purchase shall record the  
19 Vehicle Identification Number on the weight ticket or affix  
20 a copy of the Certificate of Title, Salvage Certificate or  
21 Certificate of Purchase to the weight ticket and the  
22 identification of the person acquiring the information on  
23 the behalf of the scrap processor.

24 (4) The scrap processor shall maintain a copy of a Junk  
25 Vehicle Notification relating to any Certificate of Title,  
26 Salvage Certificate, Certificate of Purchase or similarly



1 acceptable out-of-state document surrendered to the  
2 Secretary of State pursuant to the provisions of Section  
3 3-117.2 of this Code.

4 (5) For recyclable metals valued at \$100 or more, the  
5 scrap processor shall, for each transaction, record the  
6 identity of the person from whom the recyclable metals were  
7 acquired by verifying the identification of that person  
8 from one source of identification, which shall be a valid  
9 driver's license or State Identification Card, on the scrap  
10 processor's weight ticket at the time of the acquisition  
11 and by making and recording a color photocopy or electronic  
12 scan of the driver's license or State Identification Card.  
13 Such information shall be available for inspection by any  
14 law enforcement official. If the person delivering the  
15 recyclable metal does not have a valid driver's license or  
16 State Identification Card, the scrap processor shall not  
17 complete the transaction. The inspection of records  
18 pertaining only to recyclable metals shall not be counted  
19 as an inspection of a premises for purposes of subparagraph  
20 (7) of Section 5-403 of this Code.

21 This subdivision (a)(5) does not apply to electrical  
22 contractors, to agencies or instrumentalities of the State  
23 of Illinois or of the United States, to common carriers, to  
24 purchases from persons, firms, or corporations regularly  
25 engaged in the business of manufacturing recyclable metal,  
26 in the business of selling recyclable metal at retail or

1           wholesale, or in the business of razing, demolishing,  
2           destroying, or removing buildings, to the purchase by one  
3           recyclable metal dealer from another, or the purchase from  
4           persons, firms, or corporations engaged in either the  
5           generation, transmission, or distribution of electric  
6           energy or in telephone, telegraph, and other  
7           communications if such common carriers, persons, firms, or  
8           corporations at the time of the purchase provide the  
9           recyclable metal dealer with a bill of sale or other  
10          written evidence of title to the recyclable metal. This  
11          subdivision (a)(5) also does not apply to contractual  
12          arrangements between dealers.

13          (b) Any licensee who knowingly fails to record any of the  
14          specific information required to be recorded on the weight  
15          ticket required under any other subsection of this Section, or  
16          Section 5-401 of this Code, or who knowingly fails to acquire  
17          and maintain for 3 years documentary proof of ownership in one  
18          of the prescribed forms shall be guilty of a Class A  
19          misdemeanor and subject to a fine not to exceed \$1,000. Each  
20          violation shall constitute a separate and distinct offense and  
21          a separate count may be brought in the same complaint for each  
22          violation. Any licensee who commits a second violation of this  
23          Section within two years of a previous conviction of a  
24          violation of this Section shall be guilty of a Class 4 felony.

25          (c) It shall be an affirmative defense to an offense  
26          brought under paragraph (b) of this Section that the licensee

1 or person required to be licensed both reasonably and in good  
2 faith relied on information appearing on a Certificate of  
3 Title, a Salvage Certificate, a Junking Certificate, a  
4 Secretary of State Manifest, a Secretary of State's Uniform  
5 Invoice, a Certificate of Purchase, or other documentary proof  
6 of ownership prepared under Section 3-117.1(a) of this Code,  
7 relating to the transaction for which the required record was  
8 not kept which was supplied to the licensee by another licensee  
9 or an out-of-state dealer.

10 (d) No later than 15 days prior to going out of business,  
11 selling the business, or transferring the ownership of the  
12 business, the scrap processor shall notify the Secretary of  
13 that fact. Failure to so notify the Secretary of State shall  
14 constitute a failure to keep records under this Section.

15 (e) Evidence derived directly or indirectly from the  
16 keeping of records required to be kept under this Section shall  
17 not be admissible in a prosecution of the licensee for an  
18 alleged violation of Section 4-102(a)(3) of this Code.

19 (Source: P.A. 95-253, eff. 1-1-08; 95-979, eff. 1-2-09.)

20 (625 ILCS 5/13-101) (from Ch. 95 1/2, par. 13-101)

21 Sec. 13-101. Submission to safety test; Certificate of  
22 safety. To promote the safety of the general public, every  
23 owner of a second division vehicle, medical transport vehicle,  
24 tow truck, first division vehicle including a taxi which is  
25 used for a purpose that requires a school bus driver permit,

1 motor vehicle used for driver education training, or contract  
2 carrier transporting employees in the course of their  
3 employment on a highway of this State in a vehicle designed to  
4 carry 15 or fewer passengers shall, before operating the  
5 vehicle upon the highways of Illinois, submit it to a "safety  
6 test" and secure a certificate of safety furnished by the  
7 Department as set forth in Section 13-109. Each second division  
8 motor vehicle that pulls or draws a trailer, semitrailer or  
9 pole trailer, with a gross weight of 10,001 ~~more than 8,000~~ lbs  
10 or more or is registered for a gross weight of 10,001 ~~more than~~  
11 ~~8,000~~ lbs or more, motor bus, religious organization bus,  
12 school bus, senior citizen transportation vehicle, and  
13 limousine shall be subject to inspection by the Department and  
14 the Department is authorized to establish rules and regulations  
15 for the implementation of such inspections.

16 The owners of each salvage vehicle shall submit it to a  
17 "safety test" and secure a certificate of safety furnished by  
18 the Department prior to its salvage vehicle inspection pursuant  
19 to Section 3-308 of this Code. In implementing and enforcing  
20 the provisions of this Section, the Department and other  
21 authorized State agencies shall do so in a manner that is not  
22 inconsistent with any applicable federal law or regulation so  
23 that no federal funding or support is jeopardized by the  
24 enactment or application of these provisions.

25 However, none of the provisions of Chapter 13 requiring  
26 safety tests or a certificate of safety shall apply to:

1           (a) farm tractors, machinery and implements, wagons,  
2           wagon-trailers or like farm vehicles used primarily in  
3           agricultural pursuits;

4           (b) vehicles other than school buses, tow trucks and  
5           medical transport vehicles owned or operated by a municipal  
6           corporation or political subdivision having a population  
7           of 1,000,000 or more inhabitants and which are subject to  
8           safety tests imposed by local ordinance or resolution;

9           (c) a semitrailer or trailer having a gross weight of  
10           5,000 pounds or less including vehicle weight and maximum  
11           load;

12           (d) recreational vehicles;

13           (e) vehicles registered as and displaying Illinois  
14           antique vehicle plates and vehicles registered as  
15           expanded-use antique vehicles and displaying expanded-use  
16           antique vehicle plates;

17           (f) house trailers equipped and used for living  
18           quarters;

19           (g) vehicles registered as and displaying Illinois  
20           permanently mounted equipment plates or similar vehicles  
21           eligible therefor but registered as governmental vehicles  
22           provided that if said vehicle is reclassified from a  
23           permanently mounted equipment plate so as to lose the  
24           exemption of not requiring a certificate of safety, such  
25           vehicle must be safety tested within 30 days of the  
26           reclassification;

1           (h) vehicles owned or operated by a manufacturer,  
2           dealer or transporter displaying a special plate or plates  
3           as described in Chapter 3 of this Code while such vehicle  
4           is being delivered from the manufacturing or assembly plant  
5           directly to the purchasing dealership or distributor, or  
6           being temporarily road driven for quality control testing,  
7           or from one dealer or distributor to another, or are being  
8           moved by the most direct route from one location to another  
9           for the purpose of installing special bodies or equipment,  
10          or driven for purposes of demonstration by a prospective  
11          buyer with the dealer or his agent present in the cab of  
12          the vehicle during the demonstration;

13           (i) pole trailers and auxiliary axles;

14           (j) special mobile equipment;

15           (k) vehicles properly registered in another State  
16          pursuant to law and displaying a valid registration plate,  
17          except vehicles of contract carriers transporting  
18          employees in the course of their employment on a highway of  
19          this State in a vehicle designed to carry 15 or fewer  
20          passengers are only exempted to the extent that the safety  
21          testing requirements applicable to such vehicles in the  
22          state of registration are no less stringent than the safety  
23          testing requirements applicable to contract carriers that  
24          are lawfully registered in Illinois;

25           (l) water-well boring apparatuses or rigs;

26           (m) any vehicle which is owned and operated by the

1 federal government and externally displays evidence of  
2 such ownership; and

3 (n) second division vehicles registered for a gross  
4 weight of 10,000 ~~8,000~~ pounds or less, except when such  
5 second division motor vehicles pull or draw a trailer,  
6 semi-trailer or pole trailer having a gross weight of or  
7 registered for a gross weight of more than 10,000 ~~8,000~~  
8 pounds; motor buses; religious organization buses; school  
9 buses; senior citizen transportation vehicles; medical  
10 transport vehicles; ~~and~~ tow trucks; and any property  
11 carrying vehicles being operated in commerce that are  
12 registered for a gross weight of more than 8,000 lbs but  
13 less than 10,001 lbs.

14 The safety test shall include the testing and inspection of  
15 brakes, lights, horns, reflectors, rear vision mirrors,  
16 mufflers, safety chains, windshields and windshield wipers,  
17 warning flags and flares, frame, axle, cab and body, or cab or  
18 body, wheels, steering apparatus, and other safety devices and  
19 appliances required by this Code and such other safety tests as  
20 the Department may by rule or regulation require, for second  
21 division vehicles, school buses, medical transport vehicles,  
22 tow trucks, first division vehicles including taxis which are  
23 used for a purpose that requires a school bus driver permit,  
24 motor vehicles used for driver education training, vehicles  
25 designed to carry 15 or fewer passengers operated by a contract  
26 carrier transporting employees in the course of their

1 employment on a highway of this State, trailers, and  
2 semitrailers subject to inspection.

3 For tow trucks, the safety test and inspection shall also  
4 include the inspection of winch mountings, body panels, body  
5 mounts, wheel lift swivel points, and sling straps, and other  
6 tests and inspections the Department by rule requires for tow  
7 trucks.

8 For driver education vehicles used by public high schools,  
9 the vehicle must also be equipped with dual control brakes, a  
10 mirror on each side of the vehicle so located as to reflect to  
11 the driver a view of the highway for a distance of at least 200  
12 feet to the rear, and a sign visible from the front and the  
13 rear identifying the vehicle as a driver education car.

14 For trucks, truck tractors, trailers, semi-trailers,  
15 buses, and first division vehicles including taxis which are  
16 used for a purpose that requires a school bus driver permit,  
17 the safety test shall be conducted in accordance with the  
18 Minimum Periodic Inspection Standards promulgated by the  
19 Federal Highway Administration of the U.S. Department of  
20 Transportation and contained in Appendix G to Subchapter B of  
21 Chapter III of Title 49 of the Code of Federal Regulations.  
22 Those standards, as now in effect, are made a part of this  
23 Code, in the same manner as though they were set out in full in  
24 this Code.

25 The passing of the safety test shall not be a bar at any  
26 time to prosecution for operating a second division vehicle,



1 medical transport vehicle, motor vehicle used for driver  
2 education training, or vehicle designed to carry 15 or fewer  
3 passengers operated by a contract carrier as provided in this  
4 Section that is unsafe, as determined by the standards  
5 prescribed in this Code.

6 (Source: P.A. 97-224, eff. 7-28-11; 97-412, eff. 1-1-12;  
7 97-813, eff. 7-13-12; 97-1025, eff. 1-1-13.)

8 (625 ILCS 5/3-807 rep.)

9 Section 10. The Illinois Vehicle Code is amended by  
10 repealing Section 3-807.

11 Section 99. Effective date. This Act takes effect January  
12 1, 2019.