



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB1768

Introduced 2/23/2007, by Rep. William B. Black

#### SYNOPSIS AS INTRODUCED:

20 ILCS 862/45

Amends the Recreational Trails of Illinois Act. Provides that any person who does not comply with a Section of the Act pertaining to off-highway vehicle stickers may be fined not more than \$250 for a first offense and not more than \$500 for a subsequent offense. Provides that the moneys collected shall be deposited into the Off-Highway Vehicle Trails Fund.

LRB095 09882 HLH 30093 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The Recreational Trails of Illinois Act is  
5 amended by changing Section 45 as follows:

6 (20 ILCS 862/45)

7 Sec. 45. Public access sticker.

8 (a) Except as provided in subsection (b), after January 1,  
9 1998, a person may not operate and an owner may not give  
10 permission to another to operate an off-highway vehicle on land  
11 or lands or waters in public off-highway vehicle parks paid  
12 for, operated, or supported by the grant program established  
13 under subsection (d) of Section 15 unless the off-highway  
14 vehicle displays an off-highway vehicle public access sticker  
15 in a manner prescribed by the Department by rule.

16 (b) An off-highway vehicle does not need a public access  
17 sticker if the off-highway vehicle is used on private land or  
18 if the off-highway vehicle is owned by the State, the federal  
19 government, or a unit of local government.

20 (c) The Department shall issue the public access stickers  
21 and shall charge the following fees:

22 (1) \$30 for 3 years for individuals.

23 (2) \$50 for 3 years for rental units.

1           (3) \$75 for 3 years for dealer and manufacturer  
2           demonstrations and research.

3           (4) \$50 for 3 years for an all-terrain vehicle or  
4           off-highway motorcycle used for production agriculture, as  
5           defined in Section 3-821 of the Illinois Vehicle Code.

6           (5) \$50 for 3 years for residents of a State other than  
7           Illinois that does not have a reciprocal agreement with the  
8           Department, pursuant to subsection (d).

9           (6) \$50 for 3 years for an all-terrain vehicle or  
10          off-highway motorcycle that does not have a title.

11          The Department, by administrative rule, may make replacement  
12          stickers available at a reduced cost. These fees for public  
13          access stickers shall be deposited into the Off-Highway Vehicle  
14          Trails Fund.

15          (d) The Department is authorized to enter into reciprocal  
16          agreements with other states that have a similar off-highway  
17          vehicle public access sticker program to allow residents of  
18          such states to operate off-highway vehicles on land or lands or  
19          waters in public off-highway vehicle parks paid for, operated,  
20          or supported by the grant program established under subsection  
21          (d) of Section 15 without acquiring an off-highway vehicle  
22          public access sticker in this State pursuant to subsection (a).

23          (e) The Department may license vendors to sell off-highway  
24          vehicle public access stickers. Issuing fees may be set by  
25          administrative rule.

26          (f) Any person participating in an organized competitive

1 event on land or lands in off-highway vehicle parks paid for,  
2 operated by, or supported by the grant program established in  
3 subsection (d) of Section 15 shall display the public access  
4 sticker required under subsection (c) of this Section or pay \$5  
5 per event. Fees collected under this subsection shall be  
6 deposited into the Fund.

7 (g) The Department is authorized to modify any or all  
8 provisions of this Section 45 by rule.

9 (h) Any person not in compliance with this Section shall be  
10 guilty of a petty offense punishable by a fine of not more than  
11 \$250 for the first offense and \$500 for a subsequent offense.  
12 Any fines collected under this subsection shall be deposited  
13 into the Off-Highway Vehicle Trails Fund.

14 (Source: P.A. 91-441, eff. 1-1-00; 92-134, eff. 7-24-01.)