



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB5662

Introduced 2/16/2012, by Rep. Joseph M. Lyons

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Vehicle Code. Provides that the Secretary of State shall adopt and implement the Tate Revenue Increase Plate Plan, or "TRIPP". Provides that in implementing TRIPP, the Secretary shall comply with requirements of the Illinois Procurement Code concerning sole source procurements. Provides that all currently issued license plates shall be classified as the personal property of the license plate holder, assigned a value of \$1,000, and assessed an optional annual license fee to TRIPP in the amount of \$120. Provides that a license plate owner who consents to the license fee is eligible for a weekly lottery cash prize and may sell his or her license plate by way of an Internet auction site established for that purpose and available on the State's Internet home page. Provides that certain persons may purchase additional entries into the lottery. Provides that a 25% privilege tax shall be assessed on the sale of a license plate and that the sale price of a plate auctioned under the new provisions shall become the new assessed value of the license plate. Provides certain exemptions from plate transfer fees and other sales requirements. Provides that disputes regarding TRIPP shall be adjudicated by an arbitrator appointed by the Secretary of State. Provides that 15% of all revenue generated by TRIPP shall be used as a license fee, and that no later than 30 days after the effective date of the amendatory Act, the Comptroller shall order transferred and the Treasurer shall transfer to the TRIPP licensor a license fee deposit equal to 10% of the first year's anticipated license fee payment, as calculated by a specified formula. Provides that the Secretary of State shall adopt rules to implement the new provisions. Effective January 1, 2013.

LRB097 17638 HEP 65936 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 Section 3-421 and by adding Section 3-405.1a as follows:

6 (625 ILCS 5/3-405.1a new)

7 Sec. 3-405.1a. The Tate Revenue Increase Plate Plan.

8 (a) The Secretary of State shall adopt and implement the  
9 Tate Revenue Increase Plate Plan, or "TRIPP". In implementing  
10 TRIPP, the Secretary shall comply with Section 20-25 of the  
11 Illinois Procurement Code.

12 (b) All currently issued license plates shall be classified  
13 as the personal property of the person to whom the Secretary of  
14 State issued the license plate. Each license plate shall pay a  
15 TRIPP license fee of \$120, unless exempted under subsection (c)  
16 of this Section.

17 (c) A license plate owner may exempt his or her license  
18 plate from TRIPP by completing a waiver application in a form  
19 and manner prescribed by the Secretary.

20 (d) A license plate owner who does not exempt his or her  
21 plate from TRIPP shall be eligible for a weekly lottery cash  
22 prize. A TRIPP subscriber in good standing may purchase  
23 additional entries into the lottery.

1       (e) A license plate owner who has been involved in the  
2 lottery program for at least 12 months may sell his or her  
3 license plate by way of an Internet auction site established  
4 for that purpose. A link to the TRIPP auction site shall be  
5 prominently displayed upon the State's Internet home page.

6       (f) Privilege tax shall be assessed on the sale of a  
7 license plate under this Section at a rate of 25% of the sale  
8 price of the plate.

9       (g) The sale price of a plate auctioned under this Section  
10 shall become the new assessed value of the license plate.

11       (h) A person who transfers a license plate to an immediate  
12 family member shall be exempt from TRIPP fees, provided that:

13           (1) there is no money or consideration paid for the  
14 plate;

15           (2) the person is in possession of a currently  
16 registered vehicle displaying a legally registered license  
17 plate; and

18           (3) the person is in possession of a valid driver's  
19 license.

20       For purposes of this Section, "immediate family member"  
21 means the father, mother, sister, brother, or child of a person  
22 eligible for TRIPP.

23       (i) All transfers under this Section shall be accompanied  
24 by a signed statement that:

25           (1) the trade is for a certain sum of money, or no  
26 money if the trade is between family members;

- 1           (2) the trade is done freely and without coercion;  
2           (3) the value paid, if any, is a true representation of  
3           the value of the plate; and  
4           (4) the signor understands that falsification of the  
5           written statement may result in forfeiture of the license  
6           plate.  
7           (j) Disputes regarding the assessed value of a license  
8           plate or eligibility for TRIPP shall be adjudicated by an  
9           arbitrator appointed by the Secretary of State.  
10          (k) Fifteen percent of all revenue generated by TRIPP shall  
11          be used as a license fee.  
12          (l) No later than 30 days after the effective date of this  
13          amendatory Act of the 97th General Assembly, the Comptroller  
14          shall order transferred and the Treasurer shall transfer to the  
15          TRIPP licensor a license fee deposit equal to 10% of the first  
16          year's anticipated TRIPP license fee payment. This amount shall  
17          be calculated by: (i) multiplying the number of registered  
18          vehicles in this State by 12; then (ii) multiplying that number  
19          by 0.15; and then (iii) multiplying that number by 0.10.  
20          (m) The Secretary of State shall adopt rules to implement  
21          this Section.

22           (625 ILCS 5/3-421) (from Ch. 95 1/2, par. 3-421)  
23           Sec. 3-421. Right of reassignment. (a) Except as provided  
24           in Section 3-405.1a, every ~~Every~~ natural person shall have the  
25           right of reassignment of the license number issued to him

1 during the current registration plate term, for the ensuing  
2 registration plate term, provided his application for  
3 reassignment is received in the Office of the Secretary of  
4 State on or before September 30 of the final year of the  
5 registration plate term as to a vehicle registered on a  
6 calendar year, and on or before March 31 as to a vehicle  
7 registered on a fiscal year. The right of reassignment shall  
8 apply to every natural person under the staggered registration  
9 system provided the application for reassignment is received in  
10 the Office of the Secretary of State by the 1st day of the  
11 month immediately preceding the applicant's month of  
12 expiration.

13 In addition, except as provided in Section 3-405.1a, every  
14 natural person shall have the right of reassignment of the  
15 license number issued to him for a two-year registration, for  
16 the ensuing two-year period. Where the two-year period is for  
17 two calendar years, the application for reassignment must be  
18 received by the Secretary of State on or before September 30th  
19 of the year preceding commencement of the two-year period.  
20 Where the two-year period is for two fiscal years commencing on  
21 July 1, the application for reassignment must be received by  
22 the Secretary of State on or before April 30th immediately  
23 preceding commencement of the two-year period.

24 (b) Notwithstanding the above provision, the Secretary of  
25 State shall, subject to the existing right of reassignment,  
26 have the authority to designate new specific combinations of

1 numerical, alpha-numerical, and numerical-alpha licenses for  
2 vehicles registered on a calendar year or on a fiscal year,  
3 whether the license be issued for one or more years. The new  
4 combinations so specified shall not be subject to the right of  
5 reassignment, and no right of reassignment thereto may at any  
6 future time be acquired.

7 (Source: P.A. 80-230; 80-1185.)

8 Section 99. Effective date. This Act takes effect January  
9 1, 2013.

1 INDEX

2 Statutes amended in order of appearance

3 625 ILCS 5/3-405.1a new

4 625 ILCS 5/3-421 from Ch. 95 1/2, par. 3-421