



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

SB1559

Introduced 2/9/2011, by Sen. David Koehler

#### SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-40-4 new  
105 ILCS 5/10-30 new  
105 ILCS 5/34-21.9 new  
30 ILCS 805/8.35 new

Amends the Illinois Municipal Code. Provides that a municipality shall require that all vehicles purchased or leased on or after the effective date of the amendatory Act for use by the municipality have a Vehicle Identification Number that begins with the number one, the number 4, or the number 5. Limits home rule powers. Amends the School Code. Provides that a school board shall require that all vehicles purchased or leased on or after the effective date of the amendatory Act that are used for the practice driving part of a driver education course offered by the school district have a Vehicle Identification Number that begins with the number one, the number 4, or the number 5. Provides for the waiver of the Vehicle Identification Number requirements imposed under this Section. Amends the State Mandates Act to require implementation without reimbursement.

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FISCAL NOTE ACT  
MAY APPLY

HOME RULE NOTE  
ACT MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Illinois Municipal Code is amended by adding  
5 Section 11-40-4 as follows:

6 (65 ILCS 5/11-40-4 new)

7 Sec. 11-40-4. American-made vehicles. A municipality shall  
8 require that all vehicles purchased or leased on or after the  
9 effective date of this amendatory Act of the 97th General  
10 Assembly for use by the municipality have a Vehicle  
11 Identification Number that begins with the number one, the  
12 number 4, or the number 5. A municipality may not regulate the  
13 purchase or lease of vehicles in a manner less restrictive than  
14 as provided in this Section. This Section is a limitation under  
15 subsection (i) of Section 6 of Article VII of the Illinois  
16 Constitution on the concurrent exercise by home rule units of  
17 powers and functions exercised by the State.

18 Section 10. The School Code is amended by adding Sections  
19 10-30 and 34-21.9 as follows:

20 (105 ILCS 5/10-30 new)

21 Sec. 10-30. American-made driver education vehicles. A

1 school board shall require that all vehicles purchased or  
2 leased on or after the effective date of this amendatory Act of  
3 the 97th General Assembly that are used for the practice  
4 driving part of a driver education course offered by the school  
5 district under Section 27-24.2 of this Code have a Vehicle  
6 Identification Number that begins with the number one, the  
7 number 4, or the number 5.

8 School districts on the financial watch, the financial  
9 early warning, or the financial difficulty list, as defined by  
10 the State Board of Education, may waive the requirements of  
11 this Section for any year following (i) a public hearing and  
12 (ii) an affirmative vote of at least two-thirds of the school  
13 board members of the district to waive the requirements. Any  
14 district waiving the requirements imposed under this Section  
15 shall notify the State Board of Education within 45 days after  
16 the wavier.

17 (105 ILCS 5/34-21.9 new)

18 Sec. 34-21.9. American-made driver education vehicles. The  
19 board shall require that all vehicles purchased or leased on or  
20 after the effective date of this amendatory Act of the 97th  
21 General Assembly that are used for the practice driving part of  
22 a driver education course offered by the school district under  
23 Section 27-24.2 of this Code have a Vehicle Identification  
24 Number that begins with the number one, the number 4, or the  
25 number 5.

1       School districts on the financial watch, the financial  
2 early warning, or the financial difficulty list, as defined by  
3 the State Board of Education, may waive the requirements of  
4 this Section for any year following (i) a public hearing and  
5 (ii) an affirmative vote of at least two-thirds of the school  
6 board members of the district to waive the requirements. Any  
7 district waiving the requirements imposed under this Section  
8 shall notify the State Board of Education within 45 days after  
9 the wavier.

10       Section 90. The State Mandates Act is amended by adding  
11 Section 8.35 as follows:

12       (30 ILCS 805/8.35 new)

13       Sec. 8.35. Exempt mandate. Notwithstanding Sections 6 and 8  
14 of this Act, no reimbursement by the State is required for the  
15 implementation of any mandate created by this amendatory Act of  
16 the 97th General Assembly.