



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3239

Introduced 2/18/2025, by Rep. Tony M. McCombie

SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Vehicle Code. Sets forth provisions concerning certificates of title and registration plates for large non-highway vehicles and recreational off-highway vehicles. Requires every owner of a large non-highway vehicle or a recreational off-highway vehicle to make application to the Secretary of State for registration, or renewal of registration, at a fee of \$30 every 2 years. Sets forth provisions concerning the distribution of the fees. Removes provisions requiring surcharges to be collected for each non-highway vehicle and each off-highway vehicle. Provides that the cost for a Certificate of Title for a large non-highway vehicle and recreational off-highway vehicle is \$250. Provides that the cost for a Certificate of Title for a large non-highway vehicle and recreational off-highway vehicle used for production agriculture, or accepted by a dealer in trade is \$125. Provides that if the operation of a utility-type vehicle is authorized, then the utility-type vehicle may be operated only during daylight hours at a maximum speed of 45 miles per hour on streets where the posted speed limit is 55 miles per hour or less. Prohibits a person from operating a utility-type vehicle upon any street, highway, or roadway in the State unless the person has a valid driver's license issued in the person's name by the Secretary of State or by a foreign jurisdiction and the person is 18 years of age. Prohibits a person operating a utility-type vehicle from making a direct crossing upon or across any tollroad, interstate highway, or controlled access highway in the State, and prohibits a person operating a utility-type vehicle from making a direct crossing upon or across any other highway under the jurisdiction of the State except at an intersection of the highway with another public street, road, or highway. Provides additional requirements for utility-type vehicles. Adds language to allow ordinances to supersede specified provisions concerning large non-highway vehicles and utility-type vehicles.

LRB104 07841 LNS 17887 b

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
5 changing Sections 3-101, 3-412, 3-821, 11-1403.3, 11-1426.1,
6 and 11-1427.5 and by adding Sections 1-136.1, 3-805.6,
7 3-805.7, 11-1426.3, and 11-1427.6 as follows:

8 (625 ILCS 5/1-136.1 new)

9 Sec. 1-136.1. Large non-highway vehicle. Any motorized
10 off-highway device designed to travel primarily off-highway,
11 greater than 64 inches and not more than 75 inches in width,
12 having a manufacturer's dry weight of 3,500 pounds or less,
13 traveling on 4 or more non-highway tires, designed with a
14 non-straddle seat and a steering wheel for steering control,
15 except equipment such as lawnmowers.

16 (625 ILCS 5/3-101) (from Ch. 95 1/2, par. 3-101)

17 Sec. 3-101. Certificate of title required.

18 (a) Except as provided in Section 3-102, every owner of a
19 vehicle which is in this State and for which no Illinois
20 certificate of title has been issued by the Secretary of State
21 shall make application to the Secretary of State for an
22 Illinois certificate of title of the vehicle. Except as

1 provided in Section 3-102, every owner of a vehicle, excluding
2 vehicles acquired by insurance companies through a settlement
3 of an insurance claim or by lienholders taking title through
4 repossession, that is in this State for which no Illinois
5 certificate of title has been issued by the Secretary of State
6 and every owner of a vehicle that is in the State applying for
7 a duplicate certificate of title or a corrected certificate of
8 title, including a dealer lien release certificate of title,
9 must make application to the Secretary of State for an
10 Illinois duplicate certificate of title or corrected
11 certificate of title. A certificate of title issued to any
12 owner of a vehicle, excluding vehicles acquired by insurance
13 companies through a settlement of an insurance claim or by
14 lienholders taking title through repossession, in this State
15 showing an Illinois address for the owner that has been issued
16 by an entity other than the Secretary of State must be
17 converted to an Illinois title before the owner can transfer
18 ownership of the vehicle.

19 Under no circumstances shall a dealer required to obtain
20 an Illinois certificate of title pursuant to this Code be
21 allowed to obtain an out-of-state certificate of title for
22 purposes of a vehicle held for sale in this State by the
23 dealer. Under no circumstances shall a dealer be allowed to
24 obtain an out-of-state certificate of title in lieu of an
25 Illinois-issued dealer lien release certificate of title when
26 a dealer may have need of such title issuance. Nothing in this

1 Section shall be construed so as to allow a dealer to acquire
2 an out-of-state certificate of title in lieu of acquiring an
3 Illinois certificate of title for purposes of a vehicle held
4 for sale in this State by the dealer.

5 (b) Every owner of a motorcycle or motor driven cycle
6 purchased new on and after January 1, 1980 shall make
7 application to the Secretary of State for a certificate of
8 title. However, if such cycle is not properly manufactured or
9 equipped for general highway use pursuant to the provisions of
10 this Act, it shall not be eligible for license registration,
11 but shall be issued a distinctive certificate of title except
12 as provided in Sections 3-102 and 3-110 of this Act.

13 (c) The Secretary of State shall not register or renew the
14 registration of a vehicle unless a certificate of title has
15 been issued by the Secretary of State to the owner or an
16 application therefor has been delivered by the owner to the
17 Secretary of State.

18 (d) Every owner of an all-terrain vehicle or off-highway
19 motorcycle purchased on or after January 1, 1998 shall make
20 application to the Secretary of State for a certificate of
21 title.

22 (e) Every owner of a low-speed vehicle manufactured after
23 January 1, 2010 shall make application to the Secretary of
24 State for a certificate of title.

25 (f) Every owner of a large non-highway vehicle
26 manufactured after January 1, 2010 shall make application to

1 the Secretary of State for a certificate of title.

2 (g) Every owner of a recreational off-highway vehicle
3 manufactured after January 1, 2010 shall make application to
4 the Secretary of State for a certificate of title.

5 (Source: P.A. 103-891, eff. 8-9-24.)

6 (625 ILCS 5/3-412) (from Ch. 95 1/2, par. 3-412)

7 Sec. 3-412. Registration plates or digital registration
8 plates and registration stickers or digital registration
9 stickers to be furnished by the Secretary of State.

10 (a) The Secretary of State upon registering a vehicle
11 subject to annual registration for the first time shall issue
12 or shall cause to be issued to the owner one registration plate
13 or digital registration plate for a motorcycle, trailer,
14 semitrailer, moped, autocycle, or truck-tractor, 2
15 registration plates, or a digital registration plate and metal
16 plate as set forth in Section 3-401.5, for other motor
17 vehicles and, where applicable, current registration stickers
18 or digital registration stickers for motor vehicles of the
19 first division. The provisions of this Section may be made
20 applicable to such vehicles of the second division, as the
21 Secretary of State may, from time to time, in his discretion
22 designate. On subsequent annual registrations during the term
23 of the registration plate or digital registration plate as
24 provided in Section 3-414.1, the Secretary shall issue or
25 cause to be issued registration stickers or digital

1 registration stickers as evidence of current registration.
2 However, the issuance of annual registration stickers or
3 digital registration stickers to vehicles registered under the
4 provisions of Sections 3-402.1 and 3-405.3 of this Code may
5 not be required if the Secretary deems the issuance
6 unnecessary.

7 (b) Every registration plate or digital registration plate
8 shall have displayed upon it the registration number assigned
9 to the vehicle for which it is issued, the name of this State,
10 which may be abbreviated, the year number for which it was
11 issued, which may be abbreviated, the phrase "Land of Lincoln"
12 (except as otherwise provided in this Code), and such other
13 letters or numbers as the Secretary may prescribe. However,
14 for apportionment plates issued to vehicles registered under
15 Section 3-402.1 and fleet plates issued to vehicles registered
16 under Section 3-405.3, the phrase "Land of Lincoln" may be
17 omitted to allow for the word "apportioned", the word "fleet",
18 or other similar language to be displayed. Registration plates
19 or digital registration plates issued to a vehicle registered
20 as a fleet vehicle may display a designation determined by the
21 Secretary.

22 The Secretary may in his discretion prescribe that letters
23 be used as prefixes only on registration plates or digital
24 registration plates issued to vehicles of the first division
25 which are registered under this Code and only as suffixes on
26 registration plates or digital registration plates issued to

1 other vehicles. Every registration sticker or digital
2 registration sticker issued as evidence of current
3 registration shall designate the year number for which it is
4 issued and such other letters or numbers as the Secretary may
5 prescribe and shall be of a contrasting color with the
6 registration plates or digital registration plates and
7 registration stickers or digital registration stickers of the
8 previous year.

9 (c) Each registration plate or digital registration plate
10 and the required letters and numerals thereon, except the year
11 number for which issued, shall be of sufficient size to be
12 plainly readable from a distance of 100 feet during daylight,
13 and shall be coated with reflectorizing material. The
14 dimensions of the plate issued to vehicles of the first
15 division shall be 6 by 12 inches.

16 (d) The Secretary of State shall issue for every passenger
17 motor vehicle rented without a driver the same type of
18 registration plates or digital registration plates as the type
19 of plates issued for a private passenger vehicle.

20 (e) The Secretary of State shall issue for every passenger
21 car used as a taxicab or livery, distinctive registration
22 plates or digital registration plates.

23 (f) The Secretary of State shall issue for every
24 motorcycle distinctive registration plates or digital
25 registration plates distinguishing between motorcycles having
26 150 or more cubic centimeters piston displacement, or having

1 less than 150 cubic centimeter piston displacement.

2 (g) Registration plates or digital registration plates
3 issued to vehicles for-hire may display a designation as
4 determined by the Secretary that such vehicles are for-hire.

5 (h) (Blank).

6 (i) The Secretary of State shall issue for every public
7 and private ambulance registration plates or digital
8 registration plates identifying the vehicle as an ambulance.
9 The Secretary shall forward to the Department of Healthcare
10 and Family Services registration information for the purpose
11 of verification of claims filed with the Department by
12 ambulance owners for payment for services to public assistance
13 recipients.

14 (j) The Secretary of State shall issue for every public
15 and private medical carrier or rescue vehicle livery
16 registration plates or digital registration plates displaying
17 numbers within ranges of numbers reserved respectively for
18 medical carriers and rescue vehicles. The Secretary shall
19 forward to the Department of Healthcare and Family Services
20 registration information for the purpose of verification of
21 claims filed with the Department by owners of medical carriers
22 or rescue vehicles for payment for services to public
23 assistance recipients.

24 (k) The Secretary of State shall issue distinctive license
25 plates or digital registration plates or distinctive license
26 plate stickers or digital registration stickers for every

1 vehicle exempted from subsections (a) and (a-5) of Section
2 12-503 by subsection (g) of that Section, and by subsection
3 (g-5) of that Section before its deletion by this amendatory
4 Act of the 95th General Assembly. The Secretary shall issue
5 these plates or stickers immediately upon receiving the
6 physician's certification required under subsection (g) of
7 Section 12-503. New plates or stickers shall also be issued
8 when the certification is renewed as provided in that
9 subsection.

10 (l) The Secretary of State shall issue distinctive
11 registration plates or digital registration plates for
12 low-speed vehicles.

13 (m) The Secretary of State shall issue distinctive
14 registration plates or digital registration plates for
15 autocycles. The dimensions of the plate issued to autocycles
16 shall be 4 by 7 inches.

17 (n) The Secretary of State shall issue distinctive
18 registration plates or digital registration plates for large
19 non-highway vehicles.

20 (o) The Secretary of State shall issue distinctive
21 registration plates or digital registration plates for
22 recreational off-highway vehicles.

23 (Source: P.A. 101-395, eff. 8-16-19.)

24 (625 ILCS 5/3-805.6 new)

25 Sec. 3-805.6. Large non-highway vehicle. Every owner of a

1 large non-highway vehicle shall make application to the
2 Secretary of State for registration, or renewal of
3 registration, at a fee of \$30 every 2 years. Of each fee
4 collected for a large non-highway vehicle, \$2 of each fee
5 shall be deposited into the State Police Vehicle Fund, \$1 of
6 each fee shall be deposited into the Park and Conservation
7 Fund for the Department of Natural Resources to use for
8 conservation efforts, and the remainder of each fee shall be
9 deposited into the Road Fund. Counties authorizing the use of
10 utility-terrain vehicles on its roadway may assess a fee.

11 (625 ILCS 5/3-805.7 new)

12 Sec. 3-805.7. Recreational off-highway vehicle. Every
13 owner of a recreational off-highway vehicle shall make
14 application to the Secretary of State for registration, or
15 renewal of registration, at a fee of \$30 every 2 years. Of each
16 fee collected for a recreational off-highway vehicle, \$2 of
17 each fee shall be deposited into the State Police Vehicle
18 Fund, \$1 of each fee shall be deposited into the Park and
19 Conservation Fund for the Department of Natural Resources to
20 use for conservation efforts, and the remainder of each fee
21 shall be deposited into the Road Fund. Counties authorizing
22 the use of utility-terrain vehicles on its roadway may assess
23 a fee.

24 (625 ILCS 5/3-821) (from Ch. 95 1/2, par. 3-821)

1 Sec. 3-821. Miscellaneous registration and title fees.

2 (a) Except as provided under subsection (h), the fee to be
3 paid to the Secretary of State for the following certificates,
4 registrations or evidences of proper registration, or for
5 corrected or duplicate documents shall be in accordance with
6 the following schedule:

7 Certificate of Title for a large
8 non-highway vehicle and recreational
9 off-highway vehicle \$250

10 Certificate of Title for a large
11 non-highway vehicle and recreational
12 off-highway vehicle used for production
13 agriculture, or accepted by a dealer in trade \$125

14 Certificate of Title, except for an all-terrain
15 vehicle, off-highway motorcycle, or motor home, mini
16 motor home or van camper \$165

17 Certificate of Title for a motor home, mini motor
18 home, or van camper \$250

19 Certificate of Title for an all-terrain vehicle
20 or off-highway motorcycle \$30

21 Certificate of Title for an all-terrain vehicle
22 or off-highway motorcycle used for production
23 agriculture, or accepted by a dealer in trade \$13

24 Certificate of Title for a low-speed vehicle \$30

25 Transfer of Registration or any evidence of
26 proper registration \$25

1	Duplicate Registration Card for plates or other	
2	evidence of proper registration	\$3
3	Duplicate Registration Sticker or Stickers, each	\$20
4	Duplicate Certificate of Title	\$50
5	Corrected Registration Card or Card for other	
6	evidence of proper registration	\$3
7	Corrected Certificate of Title	\$50
8	Salvage Certificate	\$20
9	Fleet Reciprocity Permit	\$15
10	Prorate Decal	\$1
11	Prorate Backing Plate	\$3
12	Special Corrected Certificate of Title	\$15
13	Expedited Title Service (to be charged in	
14	addition to other applicable fees)	\$30
15	Dealer Lien Release Certificate of Title	\$20

16 A special corrected certificate of title shall be issued
17 (i) to remove a co-owner's name due to the death of the
18 co-owner, to transfer title to a spouse if the decedent-spouse
19 was the sole owner on the title, or due to a divorce; (ii) to
20 change a co-owner's name due to a marriage; or (iii) due to a
21 name change under Article XXI of the Code of Civil Procedure.

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

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

26 For purposes of this Section, the fee for a corrected

1 title application that also results in the issuance of a
2 duplicate title shall be the same as the fee for a duplicate
3 title.

4 (a-5) The Secretary of State may revoke a certificate of
5 title and registration card and issue a corrected certificate
6 of title and registration card, at no fee to the vehicle owner
7 or lienholder, if there is proof that the vehicle
8 identification number is erroneously shown on the original
9 certificate of title.

10 (a-10) The Secretary of State may issue, in connection
11 with the sale of a motor vehicle, a corrected title to a motor
12 vehicle dealer upon application and submittal of a lien
13 release letter from the lienholder listed in the files of the
14 Secretary. In the case of a title issued by another state, the
15 dealer must submit proof from the state that issued the last
16 title. The corrected title, which shall be known as a dealer
17 lien release certificate of title, shall be issued in the name
18 of the vehicle owner without the named lienholder. If the
19 motor vehicle is currently titled in a state other than
20 Illinois, the applicant must submit either (i) a letter from
21 the current lienholder releasing the lien and stating that the
22 lienholder has possession of the title; or (ii) a letter from
23 the current lienholder releasing the lien and a copy of the
24 records of the department of motor vehicles for the state in
25 which the vehicle is titled, showing that the vehicle is
26 titled in the name of the applicant and that no liens are

1 recorded other than the lien for which a release has been
2 submitted. The fee for the dealer lien release certificate of
3 title is \$20.

4 (b) The Secretary may prescribe the maximum service charge
5 to be imposed upon an applicant for renewal of a registration
6 by any person authorized by law to receive and remit or
7 transmit to the Secretary such renewal application and fees
8 therewith.

9 (c) If payment is delivered to the Office of the Secretary
10 of State as payment of any fee or tax under this Code, and such
11 payment is not honored for any reason, the registrant or other
12 person tendering the payment remains liable for the payment of
13 such fee or tax. The Secretary of State may assess a service
14 charge of \$25 in addition to the fee or tax due and owing for
15 all dishonored payments.

16 If the total amount then due and owing exceeds the sum of
17 \$100 and has not been paid in full within 60 days from the date
18 the dishonored payment was first delivered to the Secretary of
19 State, the Secretary of State shall assess a penalty of 25% of
20 such amount remaining unpaid.

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

25 (d) The minimum fee and tax to be paid by any applicant for
26 apportionment of a fleet of vehicles under this Code shall be

1 \$15 if the application was filed on or before the date
2 specified by the Secretary together with fees and taxes due.
3 If an application and the fees or taxes due are filed after the
4 date specified by the Secretary, the Secretary may prescribe
5 the payment of interest at the rate of 1/2 of 1% per month or
6 fraction thereof after such due date and a minimum of \$8.

7 (e) Trucks, truck tractors, truck tractors with loads, and
8 motor buses, any one of which having a combined total weight in
9 excess of 12,000 lbs. shall file an application for a Fleet
10 Reciprocity Permit issued by the Secretary of State. This
11 permit shall be in the possession of any driver operating a
12 vehicle on Illinois highways. Any foreign licensed vehicle of
13 the second division operating at any time in Illinois without
14 a Fleet Reciprocity Permit or other proper Illinois
15 registration, shall subject the operator to the penalties
16 provided in Section 3-834 of this Code. For the purposes of
17 this Code, "Fleet Reciprocity Permit" means any second
18 division motor vehicle with a foreign license and used only in
19 interstate transportation of goods. The fee for such permit
20 shall be \$15 per fleet which shall include all vehicles of the
21 fleet being registered.

22 (f) For purposes of this Section, "all-terrain vehicle or
23 off-highway motorcycle used for production agriculture" means
24 any all-terrain vehicle or off-highway motorcycle used in the
25 raising of or the propagation of livestock, crops for sale for
26 human consumption, crops for livestock consumption, and

1 production seed stock grown for the propagation of feed grains
2 and the husbandry of animals or for the purpose of providing a
3 food product, including the husbandry of blood stock as a main
4 source of providing a food product. "All-terrain vehicle or
5 off-highway motorcycle used in production agriculture" also
6 means any all-terrain vehicle or off-highway motorcycle used
7 in animal husbandry, floriculture, aquaculture, horticulture,
8 and viticulture.

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

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

26 (h) The fee for a duplicate registration sticker or

1 stickers shall be the amount required under subsection (a) or
2 the vehicle's annual registration fee amount, whichever is
3 less.

4 (i) All of the proceeds of (1) the additional fees imposed
5 by Public Act 101-32, and (2) the \$5 additional fee imposed by
6 this amendatory Act of the 102nd General Assembly for a
7 certificate of title for a motor vehicle other than an
8 all-terrain vehicle, off-highway motorcycle, or motor home,
9 mini motor home, or van camper shall be deposited into the Road
10 Fund.

11 (j) Beginning July 1, 2023, the \$10 additional fee imposed
12 by this amendatory Act of the 103rd General Assembly for a
13 Certificate of Title shall be deposited into the Secretary of
14 State Special Services Fund.

15 (Source: P.A. 102-353, eff. 1-1-22; 103-8, eff. 7-1-23.)

16 (625 ILCS 5/11-1403.3) (from Ch. 95 1/2, par. 11-1403.3)

17 Sec. 11-1403.3. Intercom helmets. Any driver of a vehicle
18 defined in Section 1-136.1, 1-145.001, 1-147, ~~or~~ 1-148.2, or
19 1-168.8 of this Code may use a helmet equipped with an
20 electronic intercom system permitting 2-way vocal
21 communication with drivers of any such vehicles or passengers
22 on such vehicles.

23 (Source: P.A. 90-89, eff. 1-1-98.)

24 (625 ILCS 5/11-1426.1)

1 Sec. 11-1426.1. Operation of non-highway vehicles on
2 streets, roads, and highways.

3 (a) As used in this Section, "non-highway vehicle" means a
4 motor vehicle not specifically designed to be used on a public
5 highway, including:

6 (1) an all-terrain vehicle, as defined by Section
7 1-101.8 of this Code;

8 (2) a golf cart, as defined by Section 1-123.9;

9 (3) an off-highway motorcycle, as defined by Section
10 1-153.1; and

11 (4) (blank). ~~a recreational off-highway vehicle, as~~
12 ~~defined by Section 1-168.8.~~

13 (b) Except as otherwise provided in this Section, it is
14 unlawful for any person to drive or operate a non-highway
15 vehicle upon any street, highway, or roadway in this State. If
16 the operation of a non-highway vehicle is authorized under
17 subsection (d), the non-highway vehicle may be operated only
18 on streets where the posted speed limit is 35 miles per hour or
19 less. This subsection (b) does not prohibit a non-highway
20 vehicle from crossing a road or street at an intersection
21 where the road or street has a posted speed limit of more than
22 35 miles per hour.

23 (b-5) A person may not operate a non-highway vehicle upon
24 any street, highway, or roadway in this State unless he or she
25 has a valid driver's license issued in his or her name by the
26 Secretary of State or by a foreign jurisdiction.

1 (c) No person operating a non-highway vehicle shall make a
2 direct crossing upon or across any tollroad, interstate
3 highway, or controlled access highway in this State. No person
4 operating a non-highway vehicle shall make a direct crossing
5 upon or across any other highway under the jurisdiction of the
6 State except at an intersection of the highway with another
7 public street, road, or highway.

8 (c-5) (Blank).

9 (d) A municipality, township, county, or other unit of
10 local government may authorize, by ordinance or resolution,
11 the operation of non-highway vehicles on roadways under its
12 jurisdiction if the unit of local government determines that
13 the public safety will not be jeopardized. The Department may
14 authorize the operation of non-highway vehicles on the
15 roadways under its jurisdiction if the Department determines
16 that the public safety will not be jeopardized. The unit of
17 local government or the Department may restrict the types of
18 non-highway vehicles that are authorized to be used on its
19 streets.

20 Before permitting the operation of non-highway vehicles on
21 its roadways, a municipality, township, county, other unit of
22 local government, or the Department must consider the volume,
23 speed, and character of traffic on the roadway and determine
24 whether non-highway vehicles may safely travel on or cross the
25 roadway. Upon determining that non-highway vehicles may safely
26 operate on a roadway and the adoption of an ordinance or

1 resolution by a municipality, township, county, or other unit
2 of local government, or authorization by the Department,
3 appropriate signs shall be posted.

4 If a roadway is under the jurisdiction of more than one
5 unit of government, non-highway vehicles may not be operated
6 on the roadway unless each unit of government agrees and takes
7 action as provided in this subsection.

8 (e) No non-highway vehicle may be operated on a roadway
9 unless, at a minimum, it has the following: brakes, a steering
10 apparatus, tires, a rearview mirror, red reflectorized warning
11 devices in the front and rear, a slow moving emblem (as
12 required of other vehicles in Section 12-709 of this Code) on
13 the rear of the non-highway vehicle, a headlight that emits a
14 white light visible from a distance of 500 feet to the front, a
15 tail lamp that emits a red light visible from at least 100 feet
16 from the rear, brake lights, and turn signals. When operated
17 on a roadway, a non-highway vehicle shall have its headlight
18 and tail lamps lighted as required by Section 12-201 of this
19 Code.

20 (f) A person who drives or is in actual physical control of
21 a non-highway vehicle on a roadway while under the influence
22 is subject to Sections 11-500 through 11-502 of this Code.

23 (f-5) Any driver or passenger of a non-highway vehicle is
24 subject to Sections 11-502 through 11-502.15.

25 (g) Any person who operates a non-highway vehicle on a
26 street, highway, or roadway shall be subject to the mandatory

1 insurance requirements under Article VI of Chapter 7 of this
2 Code.

3 (h) It shall not be unlawful for any person to drive or
4 operate a non-highway vehicle, as defined in paragraphs (1)
5 and (4) of subsection (a) of this Section, on a county roadway
6 or township roadway for the purpose of conducting farming
7 operations to and from the home, farm, farm buildings, and any
8 adjacent or nearby farm land.

9 Non-highway vehicles, as used in this subsection (h),
10 shall not be subject to subsections (e) and (g) of this
11 Section. However, if the non-highway vehicle, as used in this
12 Section, is not covered under a motor vehicle insurance policy
13 pursuant to subsection (g) of this Section, the vehicle must
14 be covered under a farm, home, or non-highway vehicle
15 insurance policy issued with coverage amounts no less than the
16 minimum amounts set for bodily injury or death and for
17 destruction of property under Section 7-203 of this Code.
18 Non-highway vehicles operated on a county or township roadway
19 at any time between one-half hour before sunset and one-half
20 hour after sunrise must be equipped with head lamps and tail
21 lamps, and the head lamps and tail lamps must be lighted.

22 Non-highway vehicles, as used in this subsection (h),
23 shall not make a direct crossing upon or across any tollroad,
24 interstate highway, or controlled access highway in this
25 State.

26 Non-highway vehicles, as used in this subsection (h),

1 shall be allowed to cross a State highway, municipal street,
2 county highway, or road district highway if the operator of
3 the non-highway vehicle makes a direct crossing provided:

4 (1) the crossing is made at an angle of approximately
5 90 degrees to the direction of the street, road or highway
6 and at a place where no obstruction prevents a quick and
7 safe crossing;

8 (2) the non-highway vehicle is brought to a complete
9 stop before attempting a crossing;

10 (3) the operator of the non-highway vehicle yields the
11 right of way to all pedestrian and vehicular traffic which
12 constitutes a hazard; and

13 (4) that when crossing a divided highway, the crossing
14 is made only at an intersection of the highway with
15 another public street, road, or highway.

16 (i) No action taken by a unit of local government under
17 this Section designates the operation of a non-highway vehicle
18 as an intended or permitted use of property with respect to
19 Section 3-102 of the Local Governmental and Governmental
20 Employees Tort Immunity Act.

21 (Source: P.A. 97-144, eff. 7-14-11; 98-567, eff. 1-1-14.)

22 (625 ILCS 5/11-1426.3 new)

23 Sec. 11-1426.3. Operation of utility-type vehicles on
24 streets, roads, and highways.

25 (a) As used in this Section, "utility-type vehicle" means

1 a motor vehicle not specifically designed to be used on a
2 public highway, including:

3 (1) A large non-highway vehicle, as defined by Section
4 1-136.1.

5 (2) A recreational off-highway vehicle, as defined by
6 Section 1-168.8.

7 (b) Except as otherwise provided in this Section, it is
8 unlawful for any person to drive or operate a utility-type
9 vehicle upon any street, highway, or roadway in this State. If
10 the operation of a utility-type vehicle is authorized under
11 subsection (d), then the utility-type vehicle may be operated
12 only during daylight hours at a maximum speed of 45 miles per
13 hour on streets where the posted speed limit is 55 miles per
14 hour or less.

15 (c) A person may not operate a utility-type vehicle upon
16 any street, highway, or roadway in this State unless the
17 person has a valid driver's license issued in the person's
18 name by the Secretary of State or by a foreign jurisdiction and
19 the person is 18 years of age.

20 (d) No person operating a utility-type vehicle shall make
21 a direct crossing upon or across any tollroad, interstate
22 highway, or controlled access highway in this State. No person
23 operating a utility-type vehicle shall make a direct crossing
24 upon or across any other highway under the jurisdiction of the
25 State except at an intersection of the highway with another
26 public street, road, or highway.

1 (e) A municipality, township, county, or other unit of
2 local government may authorize, by ordinance or resolution,
3 the operation of utility-type vehicles on roadways under its
4 jurisdiction if the unit of local government determines that
5 the public safety will not be jeopardized. The Department may
6 authorize the operation of utility-type vehicles on the
7 roadways under its jurisdiction if the Department determines
8 that the public safety will not be jeopardized. The unit of
9 local government or the Department may restrict the types of
10 utility-type vehicles that are authorized to be used on its
11 streets.

12 Before permitting the operation of utility-type vehicles
13 on its roadways, a municipality, township, county, other unit
14 of local government, or the Department must consider the
15 volume, speed, and character of traffic on the roadway and
16 determine whether utility-type vehicles may safely travel on
17 or cross the roadway. Upon determining that utility-type
18 vehicles may safely operate on a roadway and the adoption of an
19 ordinance or resolution by a municipality, township, county,
20 or other unit of local government, or authorization by the
21 Department, appropriate signs shall be posted.

22 If a roadway is under the jurisdiction of more than one
23 unit of government, utility-type vehicles may not be operated
24 on the roadway unless each unit of government agrees and takes
25 action as provided in this subsection.

26 (f) No utility-type vehicle may be operated on a roadway

1 unless, at a minimum, it has the following: brakes, a steering
2 apparatus, tires, a rearview mirror, a windshield, a vehicle
3 identification number, a seat safety belt, a rearview mirror,
4 an exterior rearview mirror mounted on the driver's side of
5 the vehicle, red reflectorized warning devices in the front
6 and rear, a headlight that emits a white light visible from a
7 distance of 500 feet to the front, a tail lamp that emits a red
8 light visible from at least 100 feet from the rear, brake
9 lights, and turn signals. When operated on a highway, a
10 utility-type vehicle shall have its headlight and tail lamps
11 lighted at all times. A utility-type vehicle that is
12 manufactured not to exceed 40 miles per hour shall have a slow
13 moving emblem affixed to the rear of the utility-type vehicle.
14 A slow moving emblem shall not be affixed to any utility-type
15 vehicle that is manufactured to exceed 40 miles per hour.

16 (g) Any driver who drives or is in actual physical control
17 of a utility-type vehicle on a highway while under the
18 influence is subject to Sections 11-500 through 11-501.9.

19 (h) Any driver or passenger of an utility-type vehicle on
20 a highway is subject to Sections 11-502 through 11-502.15.

21 (i) Any driver or passenger of an utility-type vehicle on
22 a highway is subject to Section 12-603.1.

23 (j) Any person operating a utility-type vehicle shall ride
24 only upon the permanent and regular seat attached thereto, and
25 such operator shall not carry any other person nor shall any
26 other person ride on a utility-type vehicle unless the

1 utility-type vehicle is designed to carry more than one person
2 and be equipped with the number of available seat safety
3 belts.

4 (k) Any person who operates a utility-type vehicle on a
5 street, highway, or roadway shall be subject to the mandatory
6 insurance requirements under Article VI of Chapter 7.

7 (l) It shall not be unlawful for any person to drive or
8 operate a utility-type vehicle on a county roadway or township
9 roadway for the purpose of conducting farming operations to
10 and from the home, farm, farm buildings, and any adjacent or
11 nearby farm land.

12 Utility-type vehicles, as used in this subsection, shall
13 not be subject to subsection (k). However, if the utility-type
14 vehicle, as used in this Section, is not covered under a motor
15 vehicle insurance policy under subsection (k), the
16 utility-type vehicle must be covered under a farm, home, or
17 utility-type vehicle insurance policy issued with coverage
18 amounts no less than the minimum amounts set for bodily injury
19 or death and for destruction of property under Section 7-203.

20 Utility-type vehicles, as used in this subsection, shall
21 not make a direct crossing upon or across any tollroad,
22 interstate highway, or controlled access highway in this
23 State.

24 Utility-type vehicles, as used in this subsection, shall
25 be allowed to cross a State highway, municipal street, county
26 highway, or road district highway if the operator of the

1 utility-type vehicle makes a direct crossing if:

2 (1) the crossing is made at an angle of approximately
3 90 degrees to the direction of the street, road, or
4 highway and at a place where no obstruction prevents a
5 quick and safe crossing;

6 (2) the utility-type vehicle is brought to a complete
7 stop before attempting a crossing;

8 (3) the operator of the utility-type vehicle yields
9 the right of way to all pedestrian and vehicular traffic
10 which constitutes a hazard; and

11 (4) when crossing a divided highway, the crossing is
12 made only at an intersection of the highway with another
13 public street, road, or highway.

14 (m) No action taken by a unit of local government under
15 this Section designates the operation of a utility-type
16 vehicle as an intended or permitted use of property with
17 respect to Section 3-102 of the Local Governmental and
18 Governmental Employees Tort Immunity Act.

19 (n) Every owner of a utility-type vehicle which may be
20 operated upon a highway shall secure a certificate of title
21 and display valid registration.

22 (o) Subject to subsection (m), this Section shall not be
23 construed as to repeal any ordinances concerning utility-type
24 vehicles on streets, roads, and highways, and any conflicting
25 ordinance shall supersede this Section.

1 (625 ILCS 5/11-1427.5)

2 Sec. 11-1427.5. Recreational off-highway vehicles. All
3 provisions of this Code, except Section 11-1426.1, that apply
4 to an all-terrain vehicle shall apply the same to a
5 recreational off-highway vehicle.

6 (Source: P.A. 96-428, eff. 8-13-09.)

7 (625 ILCS 5/11-1427.6 new)

8 Sec. 11-1427.6. Large non-highway vehicles. All provisions
9 of this Code, except Section 11-1426.1, that apply to an
10 all-terrain vehicle shall apply the same to a large
11 non-highway vehicle. This Section shall not be construed as to
12 repeal any ordinances concerning large non-highway vehicles,
13 and any conflicting ordinance shall supersede this Section.

1 INDEX

2 Statutes amended in order of appearance

3 625 ILCS 5/1-136.1 new

4 625 ILCS 5/3-101 from Ch. 95 1/2, par. 3-101

5 625 ILCS 5/3-412 from Ch. 95 1/2, par. 3-412

6 625 ILCS 5/3-805.6 new

7 625 ILCS 5/3-805.7 new

8 625 ILCS 5/3-821 from Ch. 95 1/2, par. 3-821

9 625 ILCS 5/11-1403.3 from Ch. 95 1/2, par. 11-1403.3

10 625 ILCS 5/11-1426.1

11 625 ILCS 5/11-1426.3 new

12 625 ILCS 5/11-1427.5

13 625 ILCS 5/11-1427.6 new