



Rep. Tim Butler

**Filed: 5/24/2017**

10000SB1505ham002

LRB100 11143 AXK 26984 a

1 AMENDMENT TO SENATE BILL 1505

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1505 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The State Finance Act is amended by adding  
5 Section 5.878 as follows:

6 (30 ILCS 105/5.878 new)

7 Sec. 5.878. The Illinois Chamber of Commerce Foundation  
8 Fund.

9 Section 10. The Illinois Vehicle Code is amended by  
10 changing Sections 3-600 and 3-699.14 as follows:

11 (625 ILCS 5/3-600) (from Ch. 95 1/2, par. 3-600)

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

13 (a) The Secretary of State shall issue only special plates  
14 that have been authorized by the General Assembly. Except as

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

1 unless that special license plate is authorized under  
2 subsection (a-5) of this Section.

3 (a-5) If the General Assembly authorizes the issuance of a  
4 special plate that recognizes the applicant's military service  
5 or receipt of a military medal or award, the Secretary may  
6 immediately begin issuing that special plate.

7 (a-7) If the General Assembly authorizes the issuance of  
8 Universal special plates for the Illinois Chamber of Commerce  
9 Foundation for State Bicentennial decals under paragraph (3) of  
10 subsection (e) of Section 3-699.14 of this Code, the Secretary  
11 may immediately begin issuing the Universal special plates.

12 (b) The Secretary of State, upon issuing a new series of  
13 special license plates, shall notify all law enforcement  
14 officials of the design, color and other special features of  
15 the special license plate series.

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

18 (d) If a law authorizing a special license plate provides  
19 that the sponsoring organization is to designate a charitable  
20 entity as the recipient of the funds from the sale of that  
21 license plate, the designated charitable entity must be in  
22 compliance with the registration and reporting requirements of  
23 the Charitable Trust Act and the Solicitation for Charity Act.  
24 In addition, the charitable entity must annually provide the  
25 Secretary of State's office a letter of compliance issued by  
26 the Illinois Attorney General's office verifying the entity is

1 in compliance with the Acts.

2 In the case of a law in effect before the effective date of  
3 this amendatory Act of the 97th General Assembly, the name of  
4 the charitable entity which is to receive the funds shall be  
5 provided to the Secretary of State within one year after the  
6 effective date of this amendatory Act of the 97th General  
7 Assembly. In the case of a law that takes effect on or after  
8 the effective date of this amendatory Act of the 97th General  
9 Assembly, the name of the charitable entity which is to receive  
10 the funds shall be provided to the Secretary of State within  
11 one year after the law takes effect. If the organization fails  
12 to designate an appropriate charitable entity within the  
13 one-year period, or if the designated charitable entity fails  
14 to annually provide the Secretary of State a letter of  
15 compliance issued by the Illinois Attorney General's office,  
16 any funds collected from the sale of plates authorized for that  
17 organization and not previously disbursed shall be transferred  
18 to the General Revenue Fund, and the special plates shall be  
19 discontinued.

20 (e) If fewer than 1,000 sets of any special license plate  
21 authorized by law and issued by the Secretary of State are  
22 actively registered for 2 consecutive calendar years, the  
23 Secretary of State may discontinue the issuance of that special  
24 license plate or require that special license plate to be  
25 exchanged for Universal special plates with appropriate  
26 decals.

1 (f) Where special license plates have been discontinued  
2 pursuant to subsection (d) or (e) of this Section, or when the  
3 special license plates are required to be exchanged for  
4 Universal special plates under subsection (e) of this Section,  
5 all previously issued plates of that type shall be recalled.  
6 Owners of vehicles which were registered with recalled plates  
7 shall not be charged a reclassification or registration sticker  
8 replacement plate fee upon the issuance of new plates for those  
9 vehicles.

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

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

13 (625 ILCS 5/3-699.14)

14 Sec. 3-699.14. Universal special license plates.

15 (a) In addition to any other special license plate, the  
16 Secretary, upon receipt of all applicable fees and applications  
17 made in the form prescribed by the Secretary, may issue  
18 Universal special license plates to residents of Illinois on  
19 behalf of organizations that have been authorized by the  
20 General Assembly to issue decals for Universal special license  
21 plates. Appropriate documentation, as determined by the  
22 Secretary, shall accompany each application. Authorized  
23 organizations shall be designated by amendment to this Section.  
24 When applying for a Universal special license plate the  
25 applicant shall inform the Secretary of the name of the

1 authorized organization from which the applicant will obtain a  
2 decal to place on the plate. The Secretary shall make a record  
3 of that organization and that organization shall remain  
4 affiliated with that plate until the plate is surrendered,  
5 revoked, or otherwise cancelled. The authorized organization  
6 may charge a fee to offset the cost of producing and  
7 distributing the decal, but that fee shall be retained by the  
8 authorized organization and shall be separate and distinct from  
9 any registration fees charged by the Secretary. No decal,  
10 sticker, or other material may be affixed to a Universal  
11 special license plate other than a decal authorized by the  
12 General Assembly in this Section or a registration renewal  
13 sticker. The special plates issued under this Section shall be  
14 affixed only to passenger vehicles of the first division,  
15 including motorcycles and autocycles, or motor vehicles of the  
16 second division weighing not more than 8,000 pounds. Plates  
17 issued under this Section shall expire according to the  
18 multi-year procedure under Section 3-414.1 of this Code.

19 (b) The design, color, and format of the Universal special  
20 license plate shall be wholly within the discretion of the  
21 Secretary. Universal special license plates are not required to  
22 designate "Land of Lincoln", as prescribed in subsection (b) of  
23 Section 3-412 of this Code. The design shall allow for the  
24 application of a decal to the plate. Organizations authorized  
25 by the General Assembly to issue decals for Universal special  
26 license plates shall comply with rules adopted by the Secretary

1 governing the requirements for and approval of Universal  
2 special license plate decals. The Secretary may, in his or her  
3 discretion, allow Universal special license plates to be issued  
4 as vanity or personalized plates in accordance with Section  
5 3-405.1 of this Code. The Secretary of State must make a  
6 version of the special registration plates authorized under  
7 this Section in a form appropriate for motorcycles and  
8 autocycles.

9 (c) When authorizing a Universal special license plate, the  
10 General Assembly shall set forth whether an additional fee is  
11 to be charged for the plate and, if a fee is to be charged, the  
12 amount of the fee and how the fee is to be distributed. When  
13 necessary, the authorizing language shall create a special fund  
14 in the State treasury into which fees may be deposited for an  
15 authorized Universal special license plate. Additional fees  
16 may only be charged if the fee is to be paid over to a State  
17 agency or to a charitable entity that is in compliance with the  
18 registration and reporting requirements of the Charitable  
19 Trust Act and the Solicitation for Charity Act. Any charitable  
20 entity receiving fees for the sale of Universal special license  
21 plates shall annually provide the Secretary of State a letter  
22 of compliance issued by the Attorney General verifying that the  
23 entity is in compliance with the Charitable Trust Act and the  
24 Solicitation for Charity Act.

25 (d) Upon original issuance and for each registration  
26 renewal period, in addition to the appropriate registration

1 fee, if applicable, the Secretary shall collect any additional  
2 fees, if required, for issuance of Universal special license  
3 plates. The fees shall be collected on behalf of the  
4 organization designated by the applicant when applying for the  
5 plate. All fees collected shall be transferred to the State  
6 agency on whose behalf the fees were collected, or paid into  
7 the special fund designated in the law authorizing the  
8 organization to issue decals for Universal special license  
9 plates. All money in the designated fund shall be distributed  
10 by the Secretary subject to appropriation by the General  
11 Assembly.

12 (e) The following organizations may issue decals for  
13 Universal special license plates with the original and renewal  
14 fees and fee distribution as follows:

15 (1) The Illinois Department of Natural Resources.

16 (A) Original issuance: \$25; with \$10 to the  
17 Roadside Monarch Habitat Fund and \$15 to the Secretary  
18 of State Special Plate Fund.

19 (B) Renewal: \$25; with \$23 to the Roadside Monarch  
20 Habitat Fund and \$2 to the Secretary of State Special  
21 Plate Fund.

22 (2) ~~(1)~~ Illinois Veterans' Homes.

23 (A) Original issuance: \$26, which shall be  
24 deposited into the Illinois Veterans' Homes Fund.

25 (B) Renewal: \$26, which shall be deposited into the  
26 Illinois Veterans' Homes Fund.



1           (3) The Illinois Chamber of Commerce Foundation for  
2           State Bicentennial decals.

3           (A) Original issuance: \$25; with \$10 to the  
4           Illinois Chamber of Commerce Foundation Fund and \$15 to  
5           the Secretary of State Special Plate Fund.

6           (B) Renewal: \$25; with \$23 to the Illinois Chamber  
7           of Commerce Foundation Fund and \$2 to the Secretary of  
8           State Special Plate Fund.

9           (f) The following funds are created as special funds in the  
10          State treasury:

11           (1) The Roadside Monarch Habitat Fund. All moneys to be  
12          paid as grants to the Illinois Department of Natural  
13          Resources to fund roadside monarch and other pollinator  
14          habitat development, enhancement, and restoration projects  
15          in this State.

16           (2) The Illinois Chamber of Commerce Foundation Fund.  
17          All moneys to be paid as grants to the Illinois Chamber of  
18          Commerce to promote the celebration of the 200th  
19          anniversary of Illinois' statehood and to promote Illinois  
20          tourism.

21          (Source: P.A. 99-483, eff. 7-1-16; 99-723, eff. 8-5-16; 99-814,  
22          eff. 1-1-17; revised 9-12-16.)".