



Rep. Jay Hoffman

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1 AMENDMENT TO HOUSE BILL 2336

2 AMENDMENT NO. _____. Amend House Bill 2336 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. It is the intent of the General Assembly that
5 all references made to vehicle license plates and license plate
6 stickers be construed to include electronic vehicle license
7 plates and vehicle stickers as approved by the Secretary of
8 State. It is the policy of this State to encourage the issuance
9 of a combination of metal and electronic license plates and
10 vehicle stickers.

11 Section 5. The State Vehicle Identification Act is amended
12 by changing Sections 2 and 3 as follows:

13 (30 ILCS 610/2) (from Ch. 127, par. 133e2)

14 Sec. 2. All vehicles not exempt from identification by
15 Section 4 of this Act shall be identified by a special

1 registration plate or digital registration plate.

2 (Source: P.A. 83-449.)

3 (30 ILCS 610/3) (from Ch. 127, par. 133e3)

4 Sec. 3. Every agency, board, commission, branch or
5 department of this State or controlled by officers of this
6 State, possessing, operating or controlling vehicles shall
7 ensure ~~insure~~ that such vehicles are properly identified by
8 affixing the special registration plate or digital
9 registration plate ~~at the first registration period following~~
10 ~~the effective date of this amendatory Act of 1979~~. Such
11 agencies, boards, commissions, branches and departments shall
12 arrange for the replacement of missing registration plates or
13 digital registration plates when necessary in order that
14 vehicles at all times be clearly identified as belonging to the
15 State of Illinois.

16 (Source: P.A. 81-449.)

17 Section 10. The Counties Code is amended by changing
18 Section 5-12006 as follows:

19 (55 ILCS 5/5-12006) (from Ch. 34, par. 5-12006)

20 Sec. 5-12006. Vehicle removal.

21 (a) In any county with 500,000 or more inhabitants, but
22 fewer than 3,000,000, when a vehicle is abandoned or left
23 unattended on a highway other than a toll highway, interstate

1 highway, or expressway, outside of an urban district for 24
2 hours or more, its removal by a towing service may be
3 authorized by the administrative official charged with such
4 duty.

5 (b) When a vehicle removal from either public or private
6 property is authorized, the owner of the vehicle shall be
7 responsible for all towing costs.

8 Vehicles removed from public or private property and stored
9 by a commercial vehicle relocator or any other towing service
10 in compliance with the Illinois Vehicle Code shall be subject
11 to a possessory lien for services pursuant to "An Act
12 concerning liens for labor, services, skill or materials
13 furnished upon or storage furnished for chattels", filed July
14 24, 1941, as amended and the provision of Section 1 of that Act
15 relating to notice and implied consent shall be deemed
16 satisfied by compliance with Section 18a-302 and subsection (6)
17 of Section 18a-300 of The Illinois Vehicle Code. In no event
18 shall such lien be greater than the rate established in
19 accordance with subsection (3) of Section 18a-200 of The
20 Illinois Vehicle Code. In no event shall such lien be increased
21 or altered to reflect any charge for services or materials
22 rendered in addition to those authorized by this Division.
23 Every such lien shall be payable by use of any major credit
24 card, in addition to being payable in cash.

25 (c) When a vehicle is authorized to be towed away under
26 this Division, the administrative official authorizing the

1 towing shall keep and maintain a record of the vehicle towed,
2 listing the color, year of manufacture, manufacturer's trade
3 name, manufacturer's series name, body style, vehicle
4 identification number, license plate year and number and
5 registration sticker or digital registration sticker year and
6 number displayed on the vehicle. The record shall also include
7 the date and hour of tow, location towed from, location towed
8 to, reason for towing and the name of the officer authorizing
9 the tow.

10 The administrative official authorizing the towing shall
11 further follow the procedures for notification of record owner
12 or other legally entitled person, or if such person cannot be
13 identified, procedures for tracing vehicle ownership by the
14 Illinois State Police as set forth in The Illinois Vehicle Code
15 and procedures for disposing of unclaimed vehicles with or
16 without notice.

17 (Source: P.A. 86-962.)

18 Section 15. The Toll Highway Act is amended by changing
19 Section 27.2 as follows:

20 (605 ILCS 10/27.2)

21 Sec. 27.2. Obstruction of registration plate or digital
22 registration plate visibility to electronic image recording.

23 (a) A person may not operate on a toll highway any motor
24 vehicle that is equipped with tinted plastic or tinted glass

1 registration plate or digital registration plate covers or any
2 covers, coating, wrappings, materials, streaking, distorting,
3 holographic, reflective, or other devices that obstruct the
4 visibility or electronic image recording of the plate or
5 digital registration plate. This subsection (a) shall not apply
6 to automatic vehicle identification transponder devices, cards
7 or chips issued by a governmental body or authorized by a
8 governmental body for the purpose of electronic payment of
9 tolls or other authorized payments, the exemption of which
10 shall preempt any local legislation to the contrary.

11 (b) If a State or local law enforcement officer having
12 jurisdiction observes that a cover or other device or material
13 or substance is obstructing the visibility or electronic image
14 recording of the plate, the officer shall issue a Uniform
15 Traffic Citation and shall confiscate the cover or other device
16 that obstructs the visibility or electronic image recording of
17 the plate. If the State or local law enforcement officer having
18 jurisdiction observes that the plate itself has been physically
19 treated with a substance or material that is obstructing the
20 visibility or electronic image recording of the plate, the
21 officer shall issue a Uniform Traffic Citation and shall
22 confiscate the plate. The Secretary of State shall revoke the
23 registration of any plate that has been found by a court or
24 administrative tribunal to have been physically altered with
25 any chemical or reflective substance or coating that obstructs
26 the visibility or electronic image recording of the plate. A

1 fine of \$750 shall be imposed in any instance where a plate
2 cover obstructs the visibility or electronic image recording of
3 the plate. A fine of \$1,000 shall be imposed where a plate has
4 been physically altered with any chemical or reflective
5 substance or coating that obstructs the visibility or
6 electronic image recording of the plate.

7 (c) The Illinois Attorney General may file suit against any
8 individual or entity offering or marketing the sale, including
9 via the Internet, of any product advertised as having the
10 capacity to obstruct the visibility or electronic image
11 recording of a license plate or digital registration plate. In
12 addition to injunctive and monetary relief, punitive damages,
13 and attorneys fees, the suit shall also seek a full accounting
14 of the records of all sales to residents of or entities within
15 the State of Illinois.

16 (d) The provisions in this Section may be extended to other
17 public toll facilities in the State of Illinois through a duly
18 executed intergovernmental agreement between the Authority and
19 another public body.

20 (Source: P.A. 94-636, eff. 8-22-05.)

21 Section 20. The Illinois Vehicle Code is amended by
22 changing Sections 1-171, 1-190.1, 2-111, 3-400, 3-402, 3-404,
23 3-412, 3-413, 3-414, 3-417, 3-421, 3-501.1, 3-600, 3-607,
24 3-609, 3-639, 3-701, 3-702, 3-703, 3-704, 3-704.1, 3-706,
25 3-802, 3-806.3, 3-814.3, 3-814.4, 3-820, 3-824, 4-104, 4-105,

1 4-204, 5-202, 7-303, 7-402, 7-602, 8-113, 8-114, 9-109,
2 11-204.1, 11-208.6, 11-208.8, 11-208.9, 11-1201.1, 11-1301.1,
3 11-1301.2, 11-1303, 11-1304.5, 11-1305, 12-610, 13-101,
4 13C-55, and 20-401 and by adding Section 3-401.5 as follows:

5 (625 ILCS 5/1-171) (from Ch. 95 1/2, par. 1-171)
6 Sec. 1-171. Registration - Registration Sticker.
7 Registration. The registration certificate or certificates,
8 registration plates and registration stickers issued under the
9 laws of this State pertaining to the registration of vehicles.

10 Registration Sticker or Stickers. A device or devices to be
11 attached to a rear registration plate that will renew the
12 registration and registration plate or plates for a
13 pre-determined period not to exceed one registration year
14 except as provided in subsection (1) of Section 3-414 of this
15 Code. Should the Secretary of State determine it is advisable
16 to require a registration sticker to be attached to a front
17 registration plate, he may require such action and provide the
18 necessary additional sticker. Such determination shall be
19 publicly announced at least 30 days in advance of a new annual
20 registration year.

21 "Registration" and "registration sticker or stickers"
22 includes digital registration plates and digital registration
23 stickers issued by the Secretary of State under Section
24 3-401.5.

25 (Source: P.A. 80-1185.)

1 (625 ILCS 5/1-190.1)

2 Sec. 1-190.1. Special license plate. Registration plates
3 issued by the Secretary of State that by statute require, in
4 addition to the applicable registration fee, an additional fee
5 that is to be deposited into the Secretary of State Special
6 License Plate Fund. "Special license plate" includes digital
7 registration plates that by statute require, in addition to the
8 applicable registration fee, an additional fee that is to be
9 deposited into the Secretary of State Special License Plate
10 Fund.

11 (Source: P.A. 89-282, eff. 8-10-95.)

12 (625 ILCS 5/2-111) (from Ch. 95 1/2, par. 2-111)

13 Sec. 2-111. Seizure or confiscation of documents and
14 plates.

15 (a) The Secretary of State is authorized to take possession
16 of any certificate of title, registration card, permit,
17 license, registration plate or digital registration plate,
18 plates, disability license plate or parking decal or device, or
19 registration sticker or digital registration sticker issued by
20 him or her upon expiration, revocation, cancellation or
21 suspension thereof, or which is fictitious, or which has been
22 unlawfully or erroneously issued. Police officers who have
23 reasonable grounds to believe that any item or items listed in
24 this Section should be seized shall take possession of the

1 items and return them or cause them to be returned to the
2 Secretary of State.

3 (b) The Secretary of State is authorized to confiscate any
4 suspected fraudulent, fictitious, or altered documents
5 submitted by an applicant in support of an application for a
6 driver's license or permit.

7 (Source: P.A. 97-743, eff. 1-1-13.)

8 (625 ILCS 5/3-400) (from Ch. 95 1/2, par. 3-400)

9 Sec. 3-400. Definitions. Notwithstanding the definitions
10 set forth in Chapter 1 of this Act, for the purposes of this
11 Article, the following words shall have the meaning ascribed to
12 them as follows:

13 "Apportionable Fee" means any periodic recurring fee
14 required for licensing or registering vehicles, such as, but
15 not limited to, registration fees, license or weight fees.

16 "Apportionable Vehicle" means any vehicle, except
17 recreational vehicles, vehicles displaying restricted plates,
18 city pickup and delivery vehicles, buses used in transportation
19 of chartered parties, and government owned vehicles that are
20 used or intended for use in 2 or more member jurisdictions that
21 allocate or proportionally register vehicles, in a fleet which
22 is used for the transportation of persons for hire or the
23 transportation of property and which has a gross vehicle weight
24 in excess of 26,000 pounds; or has three or more axles
25 regardless of weight; or is used in combination when the weight

1 of such combination exceeds 26,000 pounds gross vehicle weight.
2 Vehicles, or combinations having a gross vehicle weight of
3 26,000 pounds or less and two-axle vehicles may be
4 proportionally registered at the option of such owner.

5 "Base Jurisdiction" means, for purposes of fleet
6 registration, the jurisdiction where the registrant has an
7 established place of business, where operational records of the
8 fleet are maintained and where mileage is accrued by the fleet.
9 In case a registrant operates more than one fleet, and
10 maintains records for each fleet in different places, the "base
11 jurisdiction" for a fleet shall be the jurisdiction where an
12 established place of business is maintained, where records of
13 the operation of that fleet are maintained and where mileage is
14 accrued by that fleet.

15 "Operational Records" means documents supporting miles
16 traveled in each jurisdiction and total miles traveled, such as
17 fuel reports, trip leases, and logs.

18 "Owner" means a person who holds legal title of a motor
19 vehicle, or in the event a motor vehicle is the subject of an
20 agreement for the conditional sale or lease thereof with the
21 right of purchase upon performance of the conditions stated in
22 the agreement and with an immediate right of possession vested
23 in the conditional vendee or lessee with right of purchase, or
24 in the event a mortgagor of such motor vehicle is entitled to
25 possession, or in the event a lessee of such motor vehicle is
26 entitled to possession or control, then such conditional vendee

1 or lessee with right of purchase or mortgagor or lessee is
2 considered to be the owner for the purpose of this Act.

3 "Registration plate or digital registration plate cover"
4 means any tinted, colored, painted, marked, clear, or
5 illuminated object that is designed to (i) cover any of the
6 characters of a motor vehicle's registration plate or digital
7 registration plate; or (ii) distort a recorded image of any of
8 the characters of a motor vehicle's registration plate or
9 digital registration plate recorded by an automated
10 enforcement system as defined in Section 11-208.6, 11-208.8, or
11 11-1201.1 of this Code or recorded by an automated traffic
12 control system as defined in Section 15 of the Automated
13 Traffic Control Systems in Highway Construction or Maintenance
14 Zones Act.

15 "Rental Owner" means an owner principally engaged, with
16 respect to one or more rental fleets, in renting to others or
17 offering for rental the vehicles of such fleets, without
18 drivers.

19 "Restricted Plates" shall include, but is not limited to,
20 dealer, manufacturer, transporter, farm, reposessor, and
21 permanently mounted type plates. Vehicles displaying any of
22 these type plates from a foreign jurisdiction that is a member
23 of the International Registration Plan shall be granted
24 reciprocity but shall be subject to the same limitations as
25 similar plated Illinois registered vehicles.

26 (Source: P.A. 98-463, eff. 8-16-13; 99-78, eff. 7-20-15.)

1 (625 ILCS 5/3-401.5 new)

2 Sec. 3-401.5. Commercial digital registration plates.

3 (a) The Secretary of State shall implement a pilot program
4 for the creation of commercial digital registration plates for
5 the purpose of (i) providing accurate and reliable information
6 to law enforcement regarding specific uses of commercial
7 vehicles; (ii) reducing abuse and increasing compliance with
8 the use and transfer of commercial license plates; (iii)
9 providing for dual-number commercial digital registration
10 plates and a dynamic plate numbering system with dynamic
11 expiration for commercial digital registration plates; (iv)
12 providing commercial digital registration plates for
13 commercial vehicle sharing, car-sharing platforms, and
14 non-owned commercial vehicle usage; (v) providing temporary
15 and dynamic license plate numbering for temporary operational
16 uses of commercial trucks, including U.S. Department of
17 Transportation numbers and placards; and (vi) generating
18 revenue for the State by and through in-state and out-of-state
19 licensing for utilization across all states. This program shall
20 only be available to no more than 1,000 motor vehicles that are
21 used commercially, used for hire, or owned by a commercial
22 business.

23 (b) As used in this Section:

24 "Commercial digital registration plate" means an
25 electronic display that is mounted on the back or side of a

1 vehicle in place of a license plate issued by the Secretary of
2 State pursuant to this Code or in place of numbers or placards
3 issued by the U.S. Department of Transportation.

4 "Commercial vehicle" means any vehicle operated for the
5 transportation of persons or property in the furtherance of any
6 commercial or industrial enterprise by a business or commercial
7 entity that owns at least 25 other such vehicles.

8 "Operational use" means the temporary use by a nonowner of
9 a commercial vehicle to transport a commercial vehicle from one
10 location to another location or during the rental period by a
11 nonowner of a commercial vehicle while renting a car from a
12 rental car company or business or a car-sharing company or
13 business. An operational use may be approved for hourly
14 increments.

15 "Dual-number digital license plate" means a digital
16 electronic license plate that displays both the license number
17 for the registered owner of a commercial vehicle and a
18 temporary license number for the nonowner user of a commercial
19 vehicle during an operational use.

20 "Dynamic license plate number" means a temporary digital
21 license number assigned to a nonowner user of a commercial
22 vehicle during a limited, defined operational use period.

23 "Dynamic expiration" means the time of expiration of a
24 dynamic license plate number.

25 (c) The registered owner of a vehicle interested in
26 participating in the program shall sign an informed consent

1 agreement designed by the Secretary of State. The form and fee
2 shall be submitted to the Secretary of State for processing.

3 (d) For the purposes of developing and evaluating the use
4 of a digital electronic license plate, the State may enter into
5 any of the following:

6 (1) A request for proposals.

7 (2) A memorandum of understanding.

8 (3) A letter of intent.

9 (4) Other instruments deemed appropriate by the
10 Secretary.

11 (e) The Secretary shall enter into a contract by December
12 31, 2019 with a private vendor for the purposes of researching,
13 reporting, developing, acquiring, and implementing the
14 utilization of a commercial digital registration plate for
15 operational uses of commercial vehicles. The contract shall
16 include a requirement that the private vendor pay for the costs
17 of all relevant activities incurred by the Secretary for
18 implementation of the program pursuant to this Section. The
19 contract shall permit the vendor to charge a fee for each
20 operational use of a commercial digital registration plate. The
21 vendor shall be permitted to retain 100% of the fee charged for
22 each operational use until such time that it recovers its
23 upfront costs of implementing the program, then 50% of the fee
24 charged for each such use thereafter. The remainder shall be
25 remitted to the Secretary for deposit into the Secretary of
26 State Special License Plate Fund. The contract shall also

1 include a confidentiality provision sufficient to provide
2 protection for the vendor's proprietary information and
3 methods.

4 All commercial digital registration plates used in this
5 State shall be capable of clearly displaying digital numbering
6 and must be capable of detection by equipment owned and
7 operated by the Illinois State Toll Highway Authority.

8 (f) Each operational use of a dynamic license plate number
9 shall require the vendor to utilize a variety of driver data,
10 including, but not limited to, cross-checking motor vehicle
11 records and the Global Terrorist Watch List database before
12 issuing and authorizing the dynamic license plate number and
13 operational use. In no event shall any dynamic license plate
14 number be issued until after an applicant selects and purchases
15 temporary operational use insurance as made available through
16 the vendor. Such insurance shall be effective for the duration
17 of the operational use and all properly licensed insurance
18 providers may participate in the program. Each operational use
19 shall be subject to dynamic expiration at the termination of
20 the operational use.

21 (g) On or before January 1, 2021, the Secretary shall
22 submit a report to the General Assembly concerning the
23 operation of the program, including, but not limited to, the
24 prospect of increased revenues to the State by expanding the
25 program, the nature and cost savings associated with the
26 program, the security and reliability of the digital electronic

1 license plates, options for the driver of the vehicle to
2 display and to change the messages displayed on the digital
3 electronic license plate, and any recommendations on the future
4 use of commercial digital registration plates that the
5 Secretary deems appropriate.

6 (h) This Section specifically grants authority to the
7 Secretary of State to issue commercial digital registration
8 plates. Nothing in this Section shall prohibit the Secretary of
9 State from creating or implementing any other digital
10 registration plate program for vehicles.

11 (625 ILCS 5/3-402) (from Ch. 95 1/2, par. 3-402)

12 Sec. 3-402. Vehicles subject to registration; exceptions.

13 A. Exemptions and Policy. Every motor vehicle, trailer,
14 semitrailer and pole trailer when driven or moved upon a
15 highway shall be subject to the registration and certificate of
16 title provisions of this Chapter except:

17 (1) Any such vehicle driven or moved upon a highway in
18 conformance with the provisions of this Chapter relating to
19 manufacturers, transporters, dealers, lienholders or
20 nonresidents or under a temporary registration permit
21 issued by the Secretary of State;

22 (2) Any implement of husbandry whether of a type
23 otherwise subject to registration hereunder or not which is
24 only incidentally operated or moved upon a highway, which
25 shall include a not-for-hire movement for the purpose of

1 delivering farm commodities to a place of first processing
2 or sale, or to a place of storage;

3 (3) Any special mobile equipment as herein defined;

4 (4) Any vehicle which is propelled exclusively by
5 electric power obtained from overhead trolley wires though
6 not operated upon rails;

7 (5) Any vehicle which is equipped and used exclusively
8 as a pumper, ladder truck, rescue vehicle, searchlight
9 truck, or other fire apparatus, but not a vehicle of a type
10 which would otherwise be subject to registration as a
11 vehicle of the first division;

12 (6) Any vehicle which is owned and operated by the
13 federal government and externally displays evidence of
14 federal ownership. It is the policy of the State of
15 Illinois to promote and encourage the fullest use of its
16 highways and to enhance the flow of commerce thus
17 contributing to the economic, agricultural, industrial and
18 social growth and development of this State, by authorizing
19 the Secretary of State to negotiate and enter into
20 reciprocal or proportional agreements or arrangements with
21 other States, or to issue declarations setting forth
22 reciprocal exemptions, benefits and privileges with
23 respect to vehicles operated interstate which are properly
24 registered in this and other States, assuring nevertheless
25 proper registration of vehicles in Illinois as may be
26 required by this Code;

1 (7) Any converter dolly or tow dolly which merely
2 serves as substitute wheels for another legally licensed
3 vehicle. A title may be issued on a voluntary basis to a
4 tow dolly upon receipt of the manufacturer's certificate of
5 origin or the bill of sale;

6 (8) Any house trailer found to be an abandoned mobile
7 home under the Abandoned Mobile Home Act;

8 (9) Any vehicle that is not properly registered or does
9 not have registration plates or digital registration
10 plates issued to the owner or operator affixed thereto, or
11 that does have registration plates or digital registration
12 plates issued to the owner or operator affixed thereto but
13 the plates are not appropriate for the weight of the
14 vehicle, provided that this exemption shall apply only
15 while the vehicle is being transported or operated by a
16 towing service and has a third tow plate affixed to it.

17 B. Reciprocity. Any motor vehicle, trailer, semitrailer or
18 pole trailer need not be registered under this Code provided
19 the same is operated interstate and in accordance with the
20 following provisions and any rules and regulations promulgated
21 pursuant thereto:

22 (1) A nonresident owner, except as otherwise provided
23 in this Section, owning any foreign registered vehicle of a
24 type otherwise subject to registration hereunder, may
25 operate or permit the operation of such vehicle within this
26 State in interstate commerce without registering such

1 vehicle in, or paying any fees to, this State subject to
2 the condition that such vehicle at all times when operated
3 in this State is operated pursuant to a reciprocity
4 agreement, arrangement or declaration by this State, and
5 further subject to the condition that such vehicle at all
6 times when operated in this State is duly registered in,
7 and displays upon it, a valid registration card and
8 registration plate or plates or digital registration plate
9 or plates issued for such vehicle in the place of residence
10 of such owner and is issued and maintains in such vehicle a
11 valid Illinois reciprocity permit as required by the
12 Secretary of State, and provided like privileges are
13 afforded to residents of this State by the State of
14 residence of such owner.

15 Every nonresident including any foreign corporation
16 carrying on business within this State and owning and
17 regularly operating in such business any motor vehicle,
18 trailer or semitrailer within this State in intrastate
19 commerce, shall be required to register each such vehicle
20 and pay the same fees therefor as is required with
21 reference to like vehicles owned by residents of this
22 State.

23 (2) Any motor vehicle, trailer, semitrailer and pole
24 trailer operated interstate need not be registered in this
25 State, provided:

26 (a) that the vehicle is properly registered in

1 another State pursuant to law or to a reciprocity
2 agreement, arrangement or declaration; or

3 (b) that such vehicle is part of a fleet of
4 vehicles owned or operated by the same person who
5 registers such fleet of vehicles pro rata among the
6 various States in which such fleet operates; or

7 (c) that such vehicle is part of a fleet of
8 vehicles, a portion of which are registered with the
9 Secretary of State of Illinois in accordance with an
10 agreement or arrangement concurred in by the Secretary
11 of State of Illinois based on one or more of the
12 following factors: ratio of miles in Illinois as
13 against total miles in all jurisdictions; situs or base
14 of a vehicle, or where it is principally garaged, or
15 from whence it is principally dispatched or where the
16 movements of such vehicle usually originate; situs of
17 the residence of the owner or operator thereof, or of
18 his principal office or offices, or of his places of
19 business; the routes traversed and whether regular or
20 irregular routes are traversed, and the jurisdictions
21 traversed and served; and such other factors as may be
22 deemed material by the Secretary and the motor vehicle
23 administrators of the other jurisdictions involved in
24 such apportionment. Such vehicles shall maintain
25 therein any reciprocity permit which may be required by
26 the Secretary of State pursuant to rules and

1 regulations which the Secretary of State may
2 promulgate in the administration of this Code, in the
3 public interest.

4 (3) (a) In order to effectuate the purposes of this
5 Code, the Secretary of State of Illinois is empowered
6 to negotiate and execute written reciprocal agreements
7 or arrangements with the duly authorized
8 representatives of other jurisdictions, including
9 States, districts, territories and possessions of the
10 United States, and foreign states, provinces, or
11 countries, granting to owners or operators of vehicles
12 duly registered or licensed in such other
13 jurisdictions and for which evidence of compliance is
14 supplied, benefits, privileges and exemption from the
15 payment, wholly or partially, of any taxes, fees or
16 other charges imposed with respect to the ownership or
17 operation of such vehicles by the laws of this State
18 except the tax imposed by the Motor Fuel Tax Law,
19 approved March 25, 1929, as amended, and the tax
20 imposed by the Use Tax Act, approved July 14, 1955, as
21 amended.

22 The Secretary of State may negotiate agreements or
23 arrangements as are in the best interests of this State
24 and the residents of this State pursuant to the
25 policies expressed in this Section taking into
26 consideration the reciprocal exemptions, benefits and

1 privileges available and accruing to residents of this
2 State and vehicles registered in this State.

3 (b) Such reciprocal agreements or arrangements
4 shall provide that vehicles duly registered or
5 licensed in this State when operated upon the highways
6 of such other jurisdictions, shall receive exemptions,
7 benefits and privileges of a similar kind or to a
8 similar degree as extended to vehicles from such
9 jurisdictions in this State.

10 (c) Such agreements or arrangements may also
11 authorize the apportionment of registration or
12 licensing of fleets of vehicles operated interstate,
13 based on any or all of the following factors: ratio of
14 miles in Illinois as against total miles in all
15 jurisdictions; situs or base of a vehicle, or where it
16 is principally garaged or from whence it is principally
17 dispatched or where the movements of such vehicle
18 usually originate; situs of the residence of the owner
19 or operator thereof, or of his principal office or
20 offices, or of his places of business; the routes
21 traversed and whether regular or irregular routes are
22 traversed, and the jurisdictions traversed and served;
23 and such other factors as may be deemed material by the
24 Secretary and the motor vehicle administrators of the
25 other jurisdictions involved in such apportionment,
26 and such vehicles shall likewise be entitled to

1 reciprocal exemptions, benefits and privileges.

2 (d) Such agreements or arrangements shall also
3 provide that vehicles being operated in intrastate
4 commerce in Illinois shall comply with the
5 registration and licensing laws of this State, except
6 that vehicles which are part of an apportioned fleet
7 may conduct an intrastate operation incidental to
8 their interstate operations. Any motor vehicle
9 properly registered and qualified under any reciprocal
10 agreement or arrangement under this Code and not having
11 a situs or base within Illinois may complete the
12 inbound movement of a trailer or semitrailer to an
13 Illinois destination that was brought into Illinois by
14 a motor vehicle also properly registered and qualified
15 under this Code and not having a situs or base within
16 Illinois, or may complete an outbound movement of a
17 trailer or semitrailer to an out-of-state destination
18 that was originated in Illinois by a motor vehicle also
19 properly registered and qualified under this Code and
20 not having a situs or base in Illinois, only if the
21 operator thereof did not break bulk of the cargo laden
22 in such inbound or outbound trailer or semitrailer.
23 Adding or unloading intrastate cargo on such inbound or
24 outbound trailer or semitrailer shall be deemed as
25 breaking bulk.

26 (e) Such agreements or arrangements may also

1 provide for the determination of the proper State in
2 which leased vehicles shall be registered based on the
3 factors set out in subsection (c) above and for
4 apportionment of registration of fleets of leased
5 vehicles by the lessee or by the lessor who leases such
6 vehicles to persons who are not fleet operators.

7 (f) Such agreements or arrangements may also
8 include reciprocal exemptions, benefits or privileges
9 accruing under The Illinois Driver Licensing Law or The
10 Driver License Compact.

11 (4) The Secretary of State is further authorized to
12 examine the laws and requirements of other jurisdictions,
13 and, in the absence of a written agreement or arrangement,
14 to issue a written declaration of the extent and nature of
15 the exemptions, benefits and privileges accorded to
16 vehicles of this State by such other jurisdictions, and the
17 extent and nature of reciprocal exemptions, benefits and
18 privileges thereby accorded by this State to the vehicles
19 of such other jurisdictions. A declaration by the Secretary
20 of State may include any, part or all reciprocal
21 exemptions, benefits and privileges or provisions as may be
22 included within an agreement or arrangement.

23 (5) All agreements, arrangements, declarations and
24 amendments thereto, shall be in writing and become
25 effective when signed by the Secretary of State, and copies
26 of all such documents shall be available to the public upon

1 request.

2 (6) The Secretary of State is further authorized to
3 require the display by foreign registered trucks,
4 truck-tractors and buses, entitled to reciprocal benefits,
5 exemptions or privileges hereunder, a reciprocity permit
6 for external display before any such reciprocal benefits,
7 exemptions or privileges are granted. The Secretary of
8 State shall provide suitable application forms for such
9 permit and shall promulgate and publish reasonable rules
10 and regulations for the administration and enforcement of
11 the provisions of this Code including a provision for
12 revocation of such permit as to any vehicle operated
13 wilfully in violation of the terms of any reciprocal
14 agreement, arrangement or declaration or in violation of
15 the Illinois Motor Carrier of Property Law, as amended.

16 (7) (a) Upon the suspension, revocation or denial of
17 one or more of all reciprocal benefits, privileges and
18 exemptions existing pursuant to the terms and
19 provisions of this Code or by virtue of a reciprocal
20 agreement or arrangement or declaration thereunder;
21 or, upon the suspension, revocation or denial of a
22 reciprocity permit; or, upon any action or inaction of
23 the Secretary in the administration and enforcement of
24 the provisions of this Code, any person, resident or
25 nonresident, so aggrieved, may serve upon the
26 Secretary, a petition in writing and under oath,

1 setting forth the grievance of the petitioner, the
2 grounds and basis for the relief sought, and all
3 necessary facts and particulars, and request an
4 administrative hearing thereon. Within 20 days, the
5 Secretary shall set a hearing date as early as
6 practical. The Secretary may, in his discretion,
7 supply forms for such a petition. The Secretary may
8 require the payment of a fee of not more than \$50 for
9 the filing of any petition, motion, or request for
10 hearing conducted pursuant to this Section. These fees
11 must be deposited into the Secretary of State DUI
12 Administration Fund, a special fund that is hereby
13 created in the State treasury, and, subject to
14 appropriation and as directed by the Secretary of
15 State, shall be used to fund the operation of the
16 hearings department of the Office of the Secretary of
17 State and for no other purpose. The Secretary shall
18 establish by rule the amount and the procedures, terms,
19 and conditions relating to these fees.

20 (b) The Secretary may likewise, in his discretion
21 and upon his own petition, order a hearing, when in his
22 best judgment, any person is not entitled to the
23 reciprocal benefits, privileges and exemptions
24 existing pursuant to the terms and provisions of this
25 Code or under a reciprocal agreement or arrangement or
26 declaration thereunder or that a vehicle owned or

1 operated by such person is improperly registered or
2 licensed, or that an Illinois resident has improperly
3 registered or licensed a vehicle in another
4 jurisdiction for the purposes of violating or avoiding
5 the registration laws of this State.

6 (c) The Secretary shall notify a petitioner or any
7 other person involved of such a hearing, by giving at
8 least 10 days notice, in writing, by U.S. Mail,
9 Registered or Certified, or by personal service, at the
10 last known address of such petitioner or person,
11 specifying the time and place of such hearing. Such
12 hearing shall be held before the Secretary, or any
13 person as he may designate, and unless the parties
14 mutually agree to some other county in Illinois, the
15 hearing shall be held in the County of Sangamon or the
16 County of Cook. Appropriate records of the hearing
17 shall be kept, and the Secretary shall issue or cause
18 to be issued, his decision on the case, within 30 days
19 after the close of such hearing or within 30 days after
20 receipt of the transcript thereof, and a copy shall
21 likewise be served or mailed to the petitioner or
22 person involved.

23 (d) The actions or inactions or determinations, or
24 findings and decisions upon an administrative hearing,
25 of the Secretary, shall be subject to judicial review
26 in the Circuit Court of the County of Sangamon or the

1 County of Cook, and the provisions of the
2 Administrative Review Law, and all amendments and
3 modifications thereof and rules adopted pursuant
4 thereto, apply to and govern all such reviewable
5 matters.

6 Any reciprocal agreements or arrangements entered
7 into by the Secretary of State or any declarations
8 issued by the Secretary of State pursuant to any law in
9 effect prior to the effective date of this Code are not
10 hereby abrogated, and such shall continue in force and
11 effect until amended pursuant to the provisions of this
12 Code or expire pursuant to the terms or provisions
13 thereof.

14 (Source: P.A. 92-418, eff. 8-17-01; 92-651, eff. 7-11-02.)

15 (625 ILCS 5/3-404) (from Ch. 95 1/2, par. 3-404)

16 Sec. 3-404. Vehicles of second division carrying persons or
17 property - Required documents. The Secretary of State shall
18 require an appropriate document, including but not limited to a
19 bill of lading, trip manifest or dispatch record, to be
20 carried, on all vehicles of the second division, carrying
21 persons or property setting forth therein:

22 (a) the point of origin and destination of the vehicle and
23 its cargo or the persons being carried;

24 (b) whether the movement is for-hire or not-for-hire; and

25 (c) whether the movement is intrastate or interstate as

1 defined by this Act.

2 The Secretary of State shall promulgate and publish
3 reasonable rules and regulations for the administration and
4 enforcement of this requirement. Vehicles bearing valid
5 current Illinois registration plate or plates or digital
6 registration plate or plates and registration stickers or
7 digital registration stickers where applicable shall be
8 exempted from such requirement by the Secretary of State
9 whether the movement is "intrastate" or "interstate" as defined
10 in this Act.

11 (Source: P.A. 80-230.)

12 (625 ILCS 5/3-412) (from Ch. 95 1/2, par. 3-412)

13 Sec. 3-412. Registration plates or digital registration
14 plates and registration stickers or digital registration
15 stickers to be furnished by the Secretary of State.

16 (a) The Secretary of State upon registering a vehicle
17 subject to annual registration for the first time shall issue
18 or shall cause to be issued to the owner one registration plate
19 or digital registration plate for a motorcycle, trailer,
20 semitrailer, moped, autocycle, or truck-tractor, 2
21 registration plates, or a digital registration plate and metal
22 plate as set forth in Section 3-401.5, for other motor vehicles
23 and, where applicable, current registration stickers or
24 digital registration stickers for motor vehicles of the first
25 division. The provisions of this Section may be made applicable

1 to such vehicles of the second division, as the Secretary of
2 State may, from time to time, in his discretion designate. On
3 subsequent annual registrations during the term of the
4 registration plate or digital registration plate as provided in
5 Section 3-414.1, the Secretary shall issue or cause to be
6 issued registration stickers or digital registration stickers
7 as evidence of current registration. However, the issuance of
8 annual registration stickers or digital registration stickers
9 to vehicles registered under the provisions of Sections 3-402.1
10 and 3-405.3 of this Code may not be required if the Secretary
11 deems the issuance unnecessary.

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

1 The Secretary may in his discretion prescribe that letters
2 be used as prefixes only on registration plates or digital
3 registration plates issued to vehicles of the first division
4 which are registered under this Code and only as suffixes on
5 registration plates or digital registration plates issued to
6 other vehicles. Every registration sticker or digital
7 registration sticker issued as evidence of current
8 registration shall designate the year number for which it is
9 issued and such other letters or numbers as the Secretary may
10 prescribe and shall be of a contrasting color with the
11 registration plates or digital registration plates and
12 registration stickers or digital registration stickers of the
13 previous year.

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

21 (d) The Secretary of State shall issue for every passenger
22 motor vehicle rented without a driver the same type of
23 registration plates or digital registration plates as the type
24 of plates issued for a private passenger vehicle.

25 (e) The Secretary of State shall issue for every passenger
26 car used as a taxicab or livery, distinctive registration

1 plates or digital registration plates.

2 (f) The Secretary of State shall issue for every motorcycle
3 distinctive registration plates or digital registration plates
4 distinguishing between motorcycles having 150 or more cubic
5 centimeters piston displacement, or having less than 150 cubic
6 centimeter piston displacement.

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

10 (h) (Blank).

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

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

1 vehicles for payment for services to public assistance
2 recipients.

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

15 (l) The Secretary of State shall issue distinctive
16 registration plates or digital registration plates for
17 low-speed vehicles.

18 (m) The Secretary of State shall issue distinctive
19 registration plates or digital registration plates for
20 autocycles. The dimensions of the plate issued to autocycles
21 shall be 4 by 7 inches.

22 (Source: P.A. 98-777, eff. 1-1-15.)

23 (625 ILCS 5/3-413) (from Ch. 95 1/2, par. 3-413)

24 Sec. 3-413. Display of registration plates or digital
25 registration plates, registration stickers or digital

1 registration stickers, and drive-away permits; registration
2 plate or digital registration plate covers.

3 (a) Registration plates or digital registration plates
4 issued for a motor vehicle other than a motorcycle, autocycle,
5 trailer, semitrailer, truck-tractor, apportioned bus, or
6 apportioned truck shall be attached thereto, one in the front
7 and one in the rear. The registration plate or digital
8 registration plate issued for a motorcycle, autocycle, trailer
9 or semitrailer required to be registered hereunder and any
10 apportionment plate issued to a bus under the provisions of
11 this Code shall be attached to the rear thereof. The
12 registration plate or digital registration plate issued for a
13 truck-tractor or an apportioned truck required to be registered
14 hereunder shall be attached to the front thereof.

15 (b) Except for vehicles with rear loaded motorized
16 forklifts, every registration plate or digital registration
17 plate shall at all times be securely fastened in a horizontal
18 position to the vehicle for which it is issued so as to prevent
19 the plate from swinging and at a height of not less than 5
20 inches from the ground, measuring from the bottom of such
21 plate, in a place and position to be clearly visible and shall
22 be maintained in a condition to be clearly legible, free from
23 any materials that would obstruct the visibility of the plate.
24 A registration plate or digital registration plate on a
25 motorcycle may be mounted vertically as long as it is otherwise
26 clearly visible. Registration stickers or digital registration

1 stickers issued as evidence of renewed annual registration
2 shall be attached to registration plates or displayed on
3 digital registration plates as required by the Secretary of
4 State, and be clearly visible at all times. For those vehicles
5 with rear loaded motorized forklifts, if the rear plate is
6 securely fastened in a horizontal position as prescribed, the
7 plate and registration sticker shall not be required to be
8 clearly visible at all times as a result of the rear mounted
9 motorized forklift obstructing the view.

10 (c) Every drive-away permit issued pursuant to this Code
11 shall be firmly attached to the motor vehicle in the manner
12 prescribed by the Secretary of State. If a drive-away permit is
13 affixed to a motor vehicle in any other manner the permit shall
14 be void and of no effect.

15 (d) The Illinois prorated decal issued to a foreign
16 registered vehicle part of a fleet prorated or apportioned with
17 Illinois, shall be displayed on a registration plate or digital
18 registration plate and displayed on the front of such vehicle
19 in the same manner as an Illinois registration plate or digital
20 registration plate.

21 (e) The registration plate or digital registration plate
22 issued for a camper body mounted on a truck displaying
23 registration plates or digital registration plates shall be
24 attached to the rear of the camper body.

25 (f) No person shall operate a vehicle, nor permit the
26 operation of a vehicle, upon which is displayed an Illinois

1 registration plate ~~or~~ plates or digital registration plate or
2 plates or registration stickers or digital registration
3 stickers, except as provided for in subsection (b) of Section
4 3-701 of this Code, after the termination of the registration
5 period for which issued or after the expiration date set
6 pursuant to Sections 3-414 and 3-414.1 of this Code.

7 (g) A person may not operate any motor vehicle that is
8 equipped with registration plate or digital registration plate
9 covers. A violation of this subsection (g) or a similar
10 provision of a local ordinance is an offense against laws and
11 ordinances regulating the movement of traffic.

12 (h) A person may not sell or offer for sale a registration
13 plate or digital registration plate cover. A violation of this
14 subsection (h) is a business offense.

15 (i) A person may not advertise for the purpose of promoting
16 the sale of registration plate or digital registration plate
17 covers. A violation of this subsection (i) is a business
18 offense.

19 (j) A person may not modify the original manufacturer's
20 mounting location of the rear registration plate or digital
21 registration plate on any vehicle so as to conceal the
22 registration or to knowingly cause it to be obstructed in an
23 effort to hinder a peace officer from obtaining the
24 registration for the enforcement of a violation of this Code,
25 Section 27.1 of the Toll Highway Act concerning toll evasion,
26 or any municipal ordinance. Modifications prohibited by this

1 subsection (j) include but are not limited to the use of an
2 electronic device. A violation of this subsection (j) is a
3 Class A misdemeanor.

4 (Source: P.A. 98-777, eff. 1-1-15; 98-1103, eff. 1-1-15; 99-68,
5 eff. 1-1-16; 99-78, eff. 7-20-15.)

6 (625 ILCS 5/3-414) (from Ch. 95 1/2, par. 3-414)

7 Sec. 3-414. Expiration of registration.

8 (a) Every vehicle registration under this Chapter and every
9 registration card and registration plate or digital
10 registration plate or registration sticker or digital
11 registration sticker issued hereunder to a vehicle shall be for
12 the periods specified in this Chapter and shall expire at
13 midnight on the day and date specified in this Section as
14 follows:

15 1. When registered on a calendar year basis commencing
16 January 1, expiration shall be on the 31st day of December
17 or at such other date as may be selected in the discretion
18 of the Secretary of State; however, through December 31,
19 2004, registrations of apportionable vehicles,
20 motorcycles, motor driven cycles and pedalcycles shall
21 commence on the first day of April and shall expire March
22 31st of the following calendar year;

23 1.1. Beginning January 1, 2005, registrations of
24 motorcycles and motor driven cycles shall commence on
25 January 1 and shall expire on December 31 or on another

1 date that may be selected by the Secretary; registrations
2 of apportionable vehicles and pedalcycles, however, shall
3 commence on the first day of April and shall expire March
4 31 of the following calendar year;

5 2. When registered on a 2 calendar year basis
6 commencing January 1 of an even-numbered year, expiration
7 shall be on the 31st day of December of the ensuing
8 odd-numbered year, or at such other later date as may be
9 selected in the discretion of the Secretary of State not
10 beyond March 1 next;

11 3. When registered on a fiscal year basis commencing
12 July 1, expiration shall be on the 30th day of June or at
13 such other later date as may be selected in the discretion
14 of the Secretary of State not beyond September 1 next;

15 4. When registered on a 2 fiscal year basis commencing
16 July 1 of an even-numbered year, expiration shall be on the
17 30th day of June of the ensuing even-numbered year, or at
18 such other later date as may be selected in the discretion
19 of the Secretary of State not beyond September 1 next;

20 5. When registered on a 4 fiscal year basis commencing
21 July 1 of an even-numbered year, expiration shall be on the
22 30th day of June of the second ensuing even-numbered year,
23 or at such other later date as may be selected in the
24 discretion of the Secretary of State not beyond September 1
25 next.

26 (a-5) The Secretary may, in his or her discretion, require

1 an owner of a motor vehicle of the first division or a motor
2 vehicle of the second division weighing not more than 8,000
3 pounds to select the owner's birthday as the date of
4 registration expiration under this Section. If the motor
5 vehicle has more than one registered owner, the owners may
6 select one registered owner's birthday as the date of
7 registration expiration. The Secretary may adopt any rules
8 necessary to implement this subsection.

9 (b) Vehicle registrations of vehicles of the first division
10 shall be for a calendar year, 2 calendar year, 3 calendar year,
11 or 5 calendar year basis as provided for in this Chapter.

12 Vehicle registrations of vehicles under Sections 3-808 and
13 3-809 shall be on an indefinite term basis or a 2 calendar year
14 basis as provided for in this Chapter.

15 Vehicle registrations for vehicles of the second division
16 shall be for a fiscal year, 2 fiscal year or calendar year
17 basis as provided for in this Chapter.

18 Motor vehicles registered under the provisions of Section
19 3-402.1 shall be issued multi-year registration plates or
20 digital registration plates with a new registration card issued
21 annually upon payment of the appropriate fees. Motor vehicles
22 registered under the provisions of Section 3-405.3 shall be
23 issued multi-year registration plates or digital registration
24 plates with a new multi-year registration card issued pursuant
25 to subsections (j), (k), and (l) of this Section upon payment
26 of the appropriate fees. Apportionable trailers and

1 apportionable semitrailers registered under the provisions of
2 Section 3-402.1 shall be issued multi-year registration plates
3 or digital registration plates and cards that will be subject
4 to revocation for failure to pay annual fees required by
5 Section 3-814.1. The Secretary shall determine when these
6 vehicles shall be issued new registration plates or digital
7 registration plates.

8 (c) Every vehicle registration specified in Section 3-810
9 and every registration card and registration plate or digital
10 registration plate or registration sticker or digital
11 registration sticker issued thereunder shall expire on the 31st
12 day of December of each year or at such other date as may be
13 selected in the discretion of the Secretary of State.

14 (d) Every vehicle registration for a vehicle of the second
15 division weighing over 8,000 pounds, except as provided in
16 subsection (g) of this Section, and every registration card and
17 registration plate or registration sticker, or digital
18 registration plate or digital registration sticker, where
19 applicable, issued hereunder to such vehicles shall be issued
20 for a fiscal year commencing on July 1st of each registration
21 year. However, the Secretary of State may, pursuant to an
22 agreement or arrangement or declaration providing for
23 apportionment of a fleet of vehicles with other jurisdictions,
24 provide for registration of such vehicles under apportionment
25 or for all of the vehicles registered in Illinois by an
26 applicant who registers some of his vehicles under

1 apportionment on a calendar year basis instead, and the fees or
2 taxes to be paid on a calendar year basis shall be identical to
3 those specified in this Code for a fiscal year registration.
4 Provision for installment payment may also be made.

5 (e) Semitrailer registrations under apportionment may be
6 on a calendar year under a reciprocal agreement or arrangement
7 and all other semitrailer registrations shall be on fiscal year
8 or 2 fiscal year or 4 fiscal year basis as provided for in this
9 Chapter.

10 (f) The Secretary of State may convert annual registration
11 plates or digital registration plates or 2-year registration
12 plates or digital registration plates, whether registered on a
13 calendar year or fiscal year basis, to multi-year plates. The
14 determination of which plate categories and when to convert to
15 multi-year plates is solely within the discretion of the
16 Secretary of State.

17 (g) After January 1, 1975, each registration, registration
18 card and registration plate or digital registration plate or
19 registration sticker or digital registration sticker, where
20 applicable, issued for a recreational vehicle or recreational
21 or camping trailer, except a house trailer, used exclusively by
22 the owner for recreational purposes, and not used commercially
23 nor as a truck or bus, nor for hire, shall be on a calendar year
24 basis; except that the Secretary of State shall provide for
25 registration and the issuance of registration cards and plates
26 or registration stickers, or digital registration plates or

1 stickers, where applicable, for one 6-month period in order to
2 accomplish an orderly transition from a fiscal year to a
3 calendar year basis. Fees and taxes due under this Code for a
4 registration year shall be appropriately reduced for such
5 6-month transitional registration period.

6 (h) The Secretary of State may, in order to accomplish an
7 orderly transition for vehicles registered under Section
8 3-402.1 of this Code from a calendar year registration to a
9 March 31st expiration, require applicants to pay fees and taxes
10 due under this Code on a 15 month registration basis. However,
11 if in the discretion of the Secretary of State this creates an
12 undue hardship on any applicant the Secretary may allow the
13 applicant to pay 3 month fees and taxes at the time of
14 registration and the additional 12 month fees and taxes to be
15 payable no later than March 31, 1992.

16 (i) The Secretary of State may stagger registrations, or
17 change the annual expiration date, as necessary for the
18 convenience of the public and the efficiency of his Office. In
19 order to appropriately and effectively accomplish any such
20 staggering, the Secretary of State is authorized to prorate all
21 required registration fees, rounded to the nearest dollar, but
22 in no event for a period longer than 18 months, at a monthly
23 rate for a 12-month registration fee.

24 (j) The Secretary of State may enter into an agreement with
25 a rental owner, as defined in Section 3-400 of this Code, who
26 registers a fleet of motor vehicles of the first division

1 pursuant to Section 3-405.3 of this Code to provide for the
2 registration of the rental owner's vehicles on a 2 or 3
3 calendar year basis and the issuance of multi-year registration
4 plates or digital registration plates with a new registration
5 card issued up to every 3 years.

6 (k) The Secretary of State may provide multi-year
7 registration cards for any registered fleet of motor vehicles
8 of the first or second division that are registered pursuant to
9 Section 3-405.3 of this Code. Each motor vehicle of the
10 registered fleet must carry a unique multi-year registration
11 card that displays the vehicle identification number of the
12 registered motor vehicle. The Secretary of State shall
13 promulgate rules in order to implement multi-year
14 registrations.

15 (l) Beginning with the 2018 registration year, the
16 Secretary of State may enter into an agreement with a rental
17 owner, as defined in Section 3-400 of this Code, who registers
18 a fleet of motor vehicles of the first division under Section
19 3-405.3 of this Code to provide for the registration of the
20 rental owner's vehicle on a 5 calendar year basis. Motor
21 vehicles registered on a 5 calendar year basis shall be issued
22 a distinct registration plate or digital registration plate
23 that expires on a 5-year cycle. The Secretary may prorate the
24 registration of these registration plates or digital
25 registration plates to the length of time remaining in the
26 5-year cycle. The Secretary may adopt any rules necessary to

1 implement this subsection.

2 (Source: P.A. 99-80, eff. 1-1-16; 99-644, eff. 1-1-17; 100-201,
3 eff. 8-18-17; 100-863, eff. 8-14-18; 100-956, eff. 1-1-19.)

4 (625 ILCS 5/3-417) (from Ch. 95 1/2, par. 3-417)

5 Sec. 3-417. Lost or damaged or stolen cards, plates and
6 registration stickers.

7 (a) In the event any registration card, plate or digital
8 plate, registration sticker or digital registration sticker,
9 or other Illinois evidence of proper registration is lost,
10 mutilated or becomes illegible, the owner or legal
11 representative or successor in interest of the owner of the
12 vehicle for which the same was issued as shown by the records
13 of the Secretary of State shall immediately make application
14 for and may obtain a duplicate under a new registration card,
15 plate or digital plate, registration sticker or digital
16 registration sticker, or other Illinois evidence of proper
17 registration.

18 (b) In the event any registration card, plate or digital
19 plate, registration sticker or digital registration sticker,
20 or other Illinois evidence of proper registration is stolen
21 from the owner, the owner or legal representative or successor
22 in interest of the owner of the vehicle shall promptly notify
23 the Secretary of State, and in order to comply with Section
24 3-413 of this Act the owner shall make application for and
25 obtain a duplicate registration card, plate or digital plate,

1 registration sticker or digital registration sticker, or other
2 Illinois evidence of proper registration.

3 (c) The Secretary of State may, if advisable, issue a
4 substitute or new registration number in lieu of issuing a
5 duplicate.

6 (d) An applicant for a duplicate shall furnish information
7 satisfactory to and prescribed by the Secretary of State, and
8 he or she shall forward with the application, the fees
9 prescribed by law.

10 (Source: P.A. 81-308.)

11 (625 ILCS 5/3-421) (from Ch. 95 1/2, par. 3-421)

12 Sec. 3-421. Right of reassignment.

13 (a) Every natural person shall have the right of
14 reassignment of the license number issued to him during the
15 current registration plate or digital registration plate term,
16 for the ensuing registration plate or digital registration
17 plate term, provided his or her application for reassignment is
18 received in the Office of the Secretary of State on or before
19 September 30 of the final year of the registration plate or
20 digital registration plate term as to a vehicle registered on a
21 calendar year, and on or before March 31 as to a vehicle
22 registered on a fiscal year. The right of reassignment shall
23 apply to every natural person under the staggered registration
24 system provided the application for reassignment is received in
25 the Office of the Secretary of State by the 1st day of the

1 month immediately preceding the applicant's month of
2 expiration.

3 In addition, every natural person shall have the right of
4 reassignment of the license number issued to him for a two-year
5 registration, for the ensuing two-year period. Where the
6 two-year period is for two calendar years, the application for
7 reassignment must be received by the Secretary of State on or
8 before September 30th of the year preceding commencement of the
9 two-year period. Where the two-year period is for two fiscal
10 years commencing on July 1, the application for reassignment
11 must be received by the Secretary of State on or before April
12 30th immediately preceding commencement of the two-year
13 period.

14 (b) Notwithstanding the above provision, the Secretary of
15 State shall, subject to the existing right of reassignment,
16 have the authority to designate new specific combinations of
17 numerical, alpha-numerical, and numerical-alpha licenses for
18 vehicles registered on a calendar year or on a fiscal year,
19 whether the license be issued for one or more years. The new
20 combinations so specified shall not be subject to the right of
21 reassignment, and no right of reassignment thereto may at any
22 future time be acquired.

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

24 (625 ILCS 5/3-501.1) (from Ch. 95 1/2, par. 3-501.1)

25 Sec. 3-501.1. Transfer or return of vanity or personalized

1 license plates. When any person who has been issued vanity or
2 personalized license plates or digital license plates sells,
3 trades, or otherwise releases the ownership of the vehicle upon
4 which the vanity or personalized license plates or digital
5 license plates have been displayed, he or she shall immediately
6 report the transfer of such plates or digital plates to an
7 acquired motor vehicle pursuant to Section 3-501 and pay the
8 transfer fee or shall, upon the request of the Secretary,
9 immediately return such plates to the Secretary of State. The
10 right to reassignment of the registration plate or digital
11 registration plate number shall apply as provided in Section
12 3-421 of this Code.

13 (Source: P.A. 88-78.)

14 (625 ILCS 5/3-600) (from Ch. 95 1/2, par. 3-600)

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

16 (a) The Secretary of State shall issue only special plates
17 that have been authorized by the General Assembly. Except as
18 provided in subsection (a-5), the Secretary of State shall not
19 issue a series of special plates, or Universal special plates
20 associated with an organization authorized to issue decals for
21 Universal special plates, unless applications, as prescribed
22 by the Secretary, have been received for 2,000 plates of that
23 series. Where a special plate is authorized by law to raise
24 funds for a specific civic group, charitable entity, or other
25 identified organization, or when the civic group, charitable

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

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

24 (b) The Secretary of State, upon issuing a new series of
25 special license plates, shall notify all law enforcement
26 officials of the design, color and other special features of

1 the special license plate series.

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

4 (d) If a law authorizing a special license plate provides
5 that the sponsoring organization is to designate a charitable
6 entity as the recipient of the funds from the sale of that
7 license plate, the designated charitable entity must be in
8 compliance with the registration and reporting requirements of
9 the Charitable Trust Act and the Solicitation for Charity Act.
10 In addition, the charitable entity must annually provide the
11 Secretary of State's office a letter of compliance issued by
12 the Illinois Attorney General's office verifying the entity is
13 in compliance with the Acts.

14 In the case of a law in effect before the effective date of
15 this amendatory Act of the 97th General Assembly, the name of
16 the charitable entity which is to receive the funds shall be
17 provided to the Secretary of State within one year after the
18 effective date of this amendatory Act of the 97th General
19 Assembly. In the case of a law that takes effect on or after
20 the effective date of this amendatory Act of the 97th General
21 Assembly, the name of the charitable entity which is to receive
22 the funds shall be provided to the Secretary of State within
23 one year after the law takes effect. If the organization fails
24 to designate an appropriate charitable entity within the
25 one-year period, or if the designated charitable entity fails
26 to annually provide the Secretary of State a letter of

1 compliance issued by the Illinois Attorney General's office,
2 any funds collected from the sale of plates authorized for that
3 organization and not previously disbursed shall be transferred
4 to the General Revenue Fund, and the special plates shall be
5 discontinued.

6 (e) If fewer than 1,000 sets of any special license plate
7 authorized by law and issued by the Secretary of State are
8 actively registered for 2 consecutive calendar years, the
9 Secretary of State may discontinue the issuance of that special
10 license plate or require that special license plate to be
11 exchanged for Universal special plates with appropriate
12 decals.

13 (f) Where special license plates have been discontinued
14 pursuant to subsection (d) or (e) of this Section, or when the
15 special license plates are required to be exchanged for
16 Universal special plates under subsection (e) of this Section,
17 all previously issued plates of that type shall be recalled.
18 Owners of vehicles which were registered with recalled plates
19 shall not be charged a reclassification or registration sticker
20 replacement plate fee upon the issuance of new plates for those
21 vehicles.

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

24 (h) The Secretary may use alternating numeric and
25 alphabetical characters when issuing a special registration
26 plate authorized under this Chapter.

1 (i) The Secretary of State may issue digital registration
2 plates and stickers in accordance with this Section and Section
3 3-401.5.

4 (Source: P.A. 99-483, eff. 7-1-16; 100-956, eff. 1-1-19.)

5 (625 ILCS 5/3-607) (from Ch. 95 1/2, par. 3-607)

6 Sec. 3-607. Amateur Radio Operators. Amateur radio
7 operators may obtain the issuance of registration plates or
8 digital registration plates for motor vehicles of the first
9 division, and second division motor vehicles under 8,000
10 pounds, corresponding to their call letters, provided they make
11 application therefor, which is subject to the staggered
12 registration system, prior to October 1st of the final year of
13 the current registration plate or digital registration plate
14 term and pay an additional fee of \$4.

15 (Source: P.A. 91-37, eff. 7-1-99.)

16 (625 ILCS 5/3-609) (from Ch. 95 1/2, par. 3-609)

17 Sec. 3-609. Plates for veterans with disabilities.

18 (a) Any veteran who holds proof of a service-connected
19 disability from the United States Department of Veterans
20 Affairs, and who has obtained certification from a licensed
21 physician, physician assistant, or advanced practice
22 registered nurse that the service-connected disability
23 qualifies the veteran for issuance of registration plates or
24 digital registration plates or decals to a person with

1 disabilities in accordance with Section 3-616, may, without the
2 payment of any registration fee, make application to the
3 Secretary of State for license plates for veterans with
4 disabilities displaying the international symbol of access,
5 for the registration of one motor vehicle of the first division
6 or one motor vehicle of the second division weighing not more
7 than 8,000 pounds.

8 (b) Any veteran who holds proof of a service-connected
9 disability from the United States Department of Veterans
10 Affairs, and whose degree of disability has been declared to be
11 50% or more, but whose disability does not qualify the veteran
12 for a plate or decal for persons with disabilities under
13 Section 3-616, may, without the payment of any registration
14 fee, make application to the Secretary for a special
15 registration plate or digital registration plate without the
16 international symbol of access for the registration of one
17 motor vehicle of the first division or one motor vehicle of the
18 second division weighing not more than 8,000 pounds.

19 (c) Renewal of such registration must be accompanied with
20 documentation for eligibility of registration without fee
21 unless the applicant has a permanent qualifying disability, and
22 such registration plates or digital registration plates may not
23 be issued to any person not eligible therefor. The Illinois
24 Department of Veterans' Affairs may assist in providing the
25 documentation of disability.

26 (d) The design and color of the plates shall be within the

1 discretion of the Secretary, except that the plates issued
2 under subsection (b) of this Section shall not contain the
3 international symbol of access. The Secretary may, in his or
4 her discretion, allow the plates to be issued as vanity or
5 personalized plates in accordance with Section 3-405.1 of this
6 Code. Registration shall be for a multi-year period and may be
7 issued staggered registration.

8 (e) Any person eligible to receive license plates under
9 this Section who has been approved for benefits under the
10 Senior Citizens and Persons with Disabilities Property Tax
11 Relief Act, or who has claimed and received a grant under that
12 Act, shall pay a fee of \$24 instead of the fee otherwise
13 provided in this Code for passenger cars displaying standard
14 multi-year registration plates or digital registration plates
15 issued under Section 3-414.1, for motor vehicles registered at
16 8,000 pounds or less under Section 3-815(a), or for
17 recreational vehicles registered at 8,000 pounds or less under
18 Section 3-815(b), for a second set of plates under this
19 Section.

20 (Source: P.A. 99-143, eff. 7-27-15; 100-513, eff. 1-1-18.)

21 (625 ILCS 5/3-639)

22 Sec. 3-639. Special registration plate or digital
23 registration plate for a president of a village or incorporated
24 town or mayor.

25 (a) The Secretary, upon receipt of all applicable fees and

1 applications made in the form prescribed by the Secretary, may
2 issue special registration plates or digital registration
3 plates to presidents of villages and incorporated towns and
4 mayors.

5 The special plates issued under this Section shall be
6 affixed only to passenger vehicles of the first division or
7 motor vehicles of the second division weighing not more than
8 8,000 pounds.

9 Plates issued under this Section shall expire according to
10 the multi-year procedure established by Section 3-414.1 of this
11 Code.

12 (b) The design and color of the special plates shall be
13 wholly within the discretion of the Secretary. Appropriate
14 documentation, as determined by the Secretary, shall accompany
15 each application.

16 (c) An applicant for the special plate shall be charged a
17 \$15 fee for original issuance in addition to the appropriate
18 registration fee. This additional fee shall be deposited into
19 the Secretary of State Special License Plate Fund, to be used
20 by the Secretary to help defray the administrative processing
21 costs.

22 For each registration renewal period, a \$2 fee, in addition
23 to the appropriate registration fee, shall be charged. This
24 additional fee shall be deposited into the Secretary of State
25 Special License Plate Fund.

26 (Source: P.A. 90-527, eff. 11-13-97; 90-655, eff. 7-30-98.)

1 (625 ILCS 5/3-701) (from Ch. 95 1/2, par. 3-701)

2 Sec. 3-701. Operation of vehicles without evidence of
3 registration - Operation under mileage plates when odometer
4 broken or disconnected.

5 (a) No person shall operate, nor shall an owner knowingly
6 permit to be operated, except as provided in subsection (b) of
7 this Section, a vehicle upon any highway unless there shall be
8 attached thereto and displayed thereon when and as required by
9 law, proper evidence of registration in Illinois, as follows:

10 (1) A vehicle required to be registered in Illinois. A
11 current and valid Illinois registration sticker or
12 stickers and plate or plates or digital registration
13 sticker or stickers and digital plate or plates, or an
14 Illinois temporary registration permit, or a drive-away or
15 in-transit permit, issued therefor by the Secretary of
16 State.

17 (2) A vehicle eligible for Reciprocity. A current and
18 valid reciprocal foreign registration plate or digital
19 registration plate or plates properly issued to such
20 vehicle or a temporary registration issued therefor, by the
21 reciprocal State, and, in addition, when required by the
22 Secretary, a current and valid Illinois Reciprocity Permit
23 or Prorate Decal issued therefor by the Secretary of State;
24 or except as otherwise expressly provided for in this
25 Chapter.

1 (3) A vehicle commuting for repairs in Illinois. A
2 dealer plate issued by a foreign state shall exempt a
3 vehicle from the requirements of this Section if the
4 vehicle is being operated for the purpose of transport to a
5 repair facility in Illinois to have repairs performed on
6 the vehicle displaying foreign dealer plates. The driver of
7 the motor vehicle bearing dealer plates shall provide a
8 work order or contract with the repair facility to a law
9 enforcement officer upon request.

10 (b) A person may operate or permit operation of a vehicle
11 upon any highway a vehicle that has been properly registered
12 but does not display a current and valid Illinois registration
13 sticker or digital registration sticker if he or she has proof,
14 in the form of a printed receipt from the Secretary, that he or
15 she registered the vehicle before the previous registration's
16 expiration but has not received a new registration sticker or
17 digital registration sticker from the Secretary. This printed
18 proof of registration is valid for 30 days from the expiration
19 of the previous registration sticker's or digital registration
20 sticker's date.

21 (c) No person shall operate, nor shall any owner knowingly
22 permit to be operated, any vehicle of the second division for
23 which the owner has made an election to pay the mileage tax in
24 lieu of the annual flat weight tax, at any time when the
25 odometer of such vehicle is broken or disconnected, or is
26 inoperable or not operating.

1 (Source: P.A. 98-971, eff. 1-1-15; 98-1103, eff. 1-1-15; 99-78,
2 eff. 7-20-15.)

3 (625 ILCS 5/3-702) (from Ch. 95 1/2, par. 3-702)
4 Sec. 3-702. Operation of vehicle when registration
5 cancelled, suspended or revoked.

6 (a) No person shall operate, nor shall an owner knowingly
7 permit to be operated, upon any highway:

8 (1) A vehicle the registration of which has been
9 cancelled, suspended or revoked; or

10 (2) A vehicle properly registered in another
11 Reciprocal State, the foreign registration of which, or the
12 Illinois Reciprocity Permit or Decal of which, has been
13 cancelled, suspended or revoked.

14 (b) No person shall use, nor shall any owner use or
15 knowingly permit the use of any Illinois registration plate or
16 plates or digital registration plate or plates or registration
17 sticker or digital registration sticker or any Illinois
18 Reciprocity Permit or Prorate Decal which has been cancelled,
19 suspended or revoked.

20 (c) Any violation of this Section is a Class A misdemeanor
21 unless:

22 1. the registration of the motor vehicle has been
23 suspended for noninsurance, then the provisions of Section
24 3-708 of this Code apply in lieu of this Section.

25 2. the registration of the motor vehicle has been

1 suspended for failure to purchase a vehicle tax sticker
2 pursuant to Section 3-704.1 of this Code, then the
3 violation shall be considered a business offense and the
4 person shall be required to pay a fine in excess of \$500,
5 but not more than \$1,000.

6 (Source: P.A. 86-149; 87-1225.)

7 (625 ILCS 5/3-703) (from Ch. 95 1/2, par. 3-703)

8 Sec. 3-703. Improper use of evidences of registration or
9 certificate of title. No person shall lend to another any
10 certificate of title, registration card, registration plate or
11 digital registration plate, registration sticker or digital
12 registration sticker, special plate or permit or other
13 evidences of proper registration issued to him if the person
14 desiring to borrow the same would not be entitled to the use
15 thereof, nor shall any person knowingly permit the use of any
16 of the same by one not entitled thereto, nor shall any person
17 display upon a vehicle any registration card, registration
18 sticker or digital registration sticker, registration plate or
19 digital registration plate or other evidences of proper
20 registration not issued for such vehicle or not otherwise
21 lawfully used thereon under this Code. No person shall
22 duplicate, alter or attempt to reproduce in any manner a
23 registration plate or digital registration plate or
24 registration sticker or digital registration sticker issued
25 under this Code. No person shall make fraudulent use of

1 evidences of registration or certificates of title issued
2 erroneously by the Secretary of State. No person shall
3 manufacture, advertise, distribute or sell any certificate of
4 title, registration card, registration plate or digital
5 registration plate, registration sticker or digital
6 registration sticker, special plate or permit or other
7 evidences of proper registration which purports to have been
8 issued under this Code. The Secretary of State may request the
9 Attorney General to seek a restraining order in the circuit
10 court against any person who violates this Section by
11 advertising such fraudulent items. Any violation of this
12 Section is a Class C misdemeanor.

13 (Source: P.A. 86-551.)

14 (625 ILCS 5/3-704) (from Ch. 95 1/2, par. 3-704)

15 Sec. 3-704. Authority of Secretary of State to suspend or
16 revoke a registration or certificate of title; authority to
17 suspend or revoke the registration of a vehicle.

18 (a) The Secretary of State may suspend or revoke the
19 registration of a vehicle or a certificate of title,
20 registration card, registration sticker or digital
21 registration sticker, registration plate or digital
22 registration plate, disability parking decal or device, or any
23 nonresident or other permit in any of the following events:

24 1. When the Secretary of State is satisfied that such
25 registration or that such certificate, card, plate or

1 digital plate, registration sticker or digital
2 registration sticker, or permit was fraudulently or
3 erroneously issued;

4 2. When a registered vehicle has been dismantled or
5 wrecked or is not properly equipped;

6 3. When the Secretary of State determines that any
7 required fees have not been paid to the Secretary of State,
8 to the Illinois Commerce Commission, or to the Illinois
9 Department of Revenue under the Motor Fuel Tax Law, and the
10 same are not paid upon reasonable notice and demand;

11 4. When a registration card, registration plate or
12 digital registration plate, registration sticker or
13 digital registration sticker, or permit is knowingly
14 displayed upon a vehicle other than the one for which
15 issued;

16 5. When the Secretary of State determines that the
17 owner has committed any offense under this Chapter
18 involving the registration or the certificate, card, plate
19 or digital plate, registration sticker or digital
20 registration sticker, or permit to be suspended or revoked;

21 6. When the Secretary of State determines that a
22 vehicle registered not-for-hire is used or operated
23 for-hire unlawfully, or used or operated for purposes other
24 than those authorized;

25 7. When the Secretary of State determines that an owner
26 of a for-hire motor vehicle has failed to give proof of

1 financial responsibility as required by this Act;

2 8. When the Secretary determines that the vehicle is
3 not subject to or eligible for a registration;

4 9. When the Secretary determines that the owner of a
5 vehicle registered under the mileage weight tax option
6 fails to maintain the records specified by law, or fails to
7 file the reports required by law, or that such vehicle is
8 not equipped with an operable and operating speedometer or
9 odometer;

10 10. When the Secretary of State is so authorized under
11 any other provision of law;

12 11. When the Secretary of State determines that the
13 holder of a disability parking decal or device has
14 committed any offense under Chapter 11 of this Code
15 involving the use of a disability parking decal or device.

16 (a-5) The Secretary of State may revoke a certificate of
17 title and registration card and issue a corrected certificate
18 of title and registration card, at no fee to the vehicle owner
19 or lienholder, if there is proof that the vehicle
20 identification number is erroneously shown on the original
21 certificate of title.

22 (b) The Secretary of State may suspend or revoke the
23 registration of a vehicle as follows:

24 1. When the Secretary of State determines that the
25 owner of a vehicle has not paid a civil penalty or a
26 settlement agreement arising from the violation of rules

1 adopted under the Illinois Motor Carrier Safety Law or the
2 Illinois Hazardous Materials Transportation Act or that a
3 vehicle, regardless of ownership, was the subject of
4 violations of these rules that resulted in a civil penalty
5 or settlement agreement which remains unpaid.

6 2. When the Secretary of State determines that a
7 vehicle registered for a gross weight of more than 16,000
8 pounds within an affected area is not in compliance with
9 the provisions of Section 13-109.1 of the Illinois Vehicle
10 Code.

11 3. When the Secretary of State is notified by the
12 United States Department of Transportation that a vehicle
13 is in violation of the Federal Motor Carrier Safety
14 Regulations, as they are now or hereafter amended, and is
15 prohibited from operating.

16 (c) The Secretary of State may suspend the registration of
17 a vehicle when a court finds that the vehicle was used in a
18 violation of Section 24-3A of the Criminal Code of 1961 or the
19 Criminal Code of 2012 relating to gunrunning. A suspension of
20 registration under this subsection (c) may be for a period of
21 up to 90 days.

22 (Source: P.A. 97-540, eff. 1-1-12; 97-1150, eff. 1-25-13.)

23 (625 ILCS 5/3-704.1)

24 Sec. 3-704.1. Municipal vehicle tax liability; suspension
25 of registration.

1 (a) As used in this Section:

2 (1) "Municipality" means a city, village or
3 incorporated town with a population over 1,000,000.

4 (2) "Vehicle tax" means a motor vehicle tax and any
5 related late fees or charges imposed by a municipality
6 under Section 8-11-4 of the Illinois Municipal Code or
7 under the municipality's home rule powers.

8 (3) "Vehicle owner" means the registered owner or
9 owners of a vehicle who are residents of the municipality.

10 (b) A municipality that imposes a vehicle tax may, by
11 ordinance adopted under this Section, establish a system
12 whereby the municipality notifies the Secretary of State of
13 vehicle tax liability and the Secretary of State suspends the
14 registration of vehicles for which the tax has not been paid.
15 An ordinance establishing a system must provide for the
16 following:

17 (1) A first notice for failure to pay a vehicle tax
18 shall be sent by first class mail to the vehicle owner at
19 the owner's address recorded with the Secretary of State
20 whenever the municipality has reasonable cause to believe
21 that the vehicle owner has failed to pay a vehicle tax as
22 required by ordinance. The notice shall include at least
23 the following:

24 (A) The name and address of the vehicle owner.

25 (B) The registration plate or digital registration
26 plate number of the vehicle.

1 (C) The period for which the vehicle tax is due.

2 (D) The amount of vehicle tax that is due.

3 (E) A statement that the vehicle owner's
4 registration for the vehicle will be subject to
5 suspension proceedings unless the vehicle owner pays
6 the vehicle tax or successfully contests the owner's
7 alleged liability within 30 days of the date of the
8 notice.

9 (F) An explanation of the vehicle owner's
10 opportunity to be heard under subsection (c).

11 (2) If a vehicle owner fails to pay the vehicle tax or
12 to contest successfully the owner's alleged liability
13 within the period specified in the first notice, a second
14 notice of impending registration suspension shall be sent
15 by first class mail to the vehicle owner at the owner's
16 address recorded with the Secretary of State. The notice
17 shall contain the same information as the first notice, but
18 shall also state that the failure to pay the amount owing,
19 or to contest successfully the alleged liability within 45
20 days of the date of the second notice, will result in the
21 municipality's notification of the Secretary of State that
22 the vehicle owner is eligible for initiation of suspension
23 proceedings under this Section.

24 (c) An ordinance adopted under this Section must also give
25 the vehicle owner an opportunity to be heard upon the filing of
26 a timely petition with the municipality. A vehicle owner may

1 contest the alleged tax liability either through an
2 adjudication by mail or at an administrative hearing, at the
3 option of the vehicle owner. The grounds upon which the
4 liability may be contested may be limited to the following:

5 (1) The alleged vehicle owner does not own the vehicle.

6 (2) The vehicle is not subject to the vehicle tax by
7 law.

8 (3) The vehicle tax for the period in question has been
9 paid.

10 At an administrative hearing, the formal or technical rules
11 of evidence shall not apply. The hearing shall be recorded. The
12 person conducting the hearing shall have the power to
13 administer oaths and to secure by subpoena the attendance and
14 testimony of witnesses and the production of relevant
15 documents.

16 (d) If a vehicle owner who has been sent a first notice of
17 failure to pay a vehicle tax and a second notice of impending
18 registration suspension fails to pay the vehicle tax or to
19 contest successfully the vehicle owner's liability within the
20 periods specified in the notices, the appropriate official
21 shall cause a certified report to be sent to the Secretary of
22 State under subsection (e).

23 (e) A report of a municipality notifying the Secretary of
24 State of a vehicle owner's failure to pay a vehicle tax or
25 related fines or penalties under this Section shall be
26 certified by the appropriate official and shall contain the

1 following:

2 (1) The name, last known address, and registration
3 plate or digital registration plate number of the vehicle
4 of the person who failed to pay the vehicle tax.

5 (2) The name of the municipality making the report.

6 (3) A statement that the municipality sent notices as
7 required by subsection (b); the date on which the notices
8 were sent; the address to which the notices were sent; and
9 the date of the hearing, if any.

10 (f) Following receipt of the certified report under this
11 Section, the Secretary of State shall notify the vehicle owner
12 that the vehicle's registration will be suspended at the end of
13 a reasonable specified period of time unless the Secretary of
14 State is presented with a notice from the municipality
15 certifying that the person has paid the necessary vehicle tax,
16 or that inclusion of that person's name or registration number
17 on the certified report was in error. The Secretary's notice
18 shall state in substance the information contained in the
19 certified report from the municipality to the Secretary, and
20 shall be effective as specified by subsection (c) of Section
21 6-211 of this Code. The notice shall also inform the person of
22 the person's right to a hearing under subsection (g).

23 (g) An administrative hearing with the Office of the
24 Secretary of State to contest an impending suspension or a
25 suspension made under this Section may be had upon filing a
26 written request with the Secretary of State. The filing fee for

1 this hearing shall be \$20 to be paid at the time the request is
2 made.

3 (1) The scope of any administrative hearing with the
4 Secretary of State to contest an impending suspension under
5 this Section shall be limited to the following issues:

6 (A) Whether the report of the appropriate official
7 of the municipality was certified and contained the
8 information required by this Section.

9 (B) Whether the municipality making the certified
10 report to the Secretary of State established
11 procedures by ordinance for persons to challenge the
12 accuracy of the certified report.

13 (C) Whether the Secretary of State notified the
14 vehicle owner that the vehicle's registration would be
15 suspended at the end of the specified time period
16 unless the Secretary of State was presented with a
17 notice from the municipality certifying that the
18 person has purchased the necessary vehicle tax sticker
19 or that inclusion of that person's name or registration
20 number on the certified report was in error.

21 A municipality that files a certified report with the
22 Secretary of State under this Section shall reimburse the
23 Secretary for all reasonable costs incurred by the Secretary as
24 a result of the filing of the report, including but not limited
25 to the costs of providing the notice required under subsection
26 (f) and the costs incurred by the Secretary in any hearing

1 conducted with respect to the report under this subsection and
2 any appeal from that hearing.

3 (h) After the expiration of the time specified under
4 subsection (g), the Secretary of State shall, unless the
5 suspension is successfully contested, suspend the registration
6 of the vehicle until the Secretary receives notice under
7 subsection (i).

8 (i) Any municipality making a certified report to the
9 Secretary of State under this subsection shall notify the
10 Secretary of State, in a form prescribed by the Secretary,
11 whenever a person named in the certified report has
12 subsequently paid a vehicle tax or whenever the municipality
13 determines that the original report was in error. A certified
14 copy of the notification shall also be given upon request and
15 at no additional charge to the person named in the report. Upon
16 receipt of the notification or presentation of a certified copy
17 of the notification by the municipality, the Secretary of State
18 shall terminate the suspension.

19 (j) To facilitate enforcement of municipal vehicle tax
20 liability, a municipality may provide by ordinance for a
21 program of vehicle immobilization as provided by Section
22 11-1430.1 of this Code.

23 (Source: P.A. 100-201, eff. 8-18-17.)

24 (625 ILCS 5/3-706) (from Ch. 95 1/2, par. 3-706)

25 Sec. 3-706. Owner to return evidences of registration upon

1 cancellation, revocation or suspension. Whenever the
2 Secretary of State cancels or revokes the registration of a
3 vehicle or a certificate of title, registration card,
4 registration sticker or stickers or digital registration
5 sticker or stickers, registration plate or plates or digital
6 registration plate or plates, or a nonresident or other permit
7 or the license of any dealer or wrecker, the owner or person in
8 possession of the same shall immediately return the evidences
9 of registration, title or license so cancelled or revoked to
10 the Secretary.

11 Whenever the Secretary suspends the registration of a
12 vehicle or the license of any dealer or wrecker, the owner or
13 person in possession of the same, upon request by the
14 Secretary, shall immediately return all evidence of the
15 registration or the license so suspended to the Secretary.

16 (Source: P.A. 85-1201.)

17 (625 ILCS 5/3-802) (from Ch. 95 1/2, par. 3-802)

18 Sec. 3-802. Reclassifications and upgrades.

19 (a) Definitions. For the purposes of this Section, the
20 following words shall have the meanings ascribed to them as
21 follows:

22 "Reclassification" means changing the registration of
23 a vehicle from one plate category to another.

24 "Upgrade" means increasing the registered weight of a
25 vehicle within the same plate category.

1 (b) When reclassing the registration of a vehicle from one
2 plate category to another, the owner shall receive credit for
3 the unused portion of the present plate and be charged the
4 current portion fees for the new plate. In addition, the
5 appropriate replacement plate and replacement sticker fees
6 shall be assessed.

7 (b-5) Beginning with the 2019 registration year, any
8 individual who has a registration issued under either Section
9 3-405 or 3-405.1 that qualifies for a special license plate
10 under Section 3-609, 3-609.1, 3-620, 3-621, 3-622, 3-623,
11 3-624, 3-625, 3-626, 3-628, 3-638, 3-642, 3-645, 3-647, 3-650,
12 3-651, 3-664, 3-666, 3-667, 3-668, 3-669, 3-676, 3-677, 3-680,
13 3-681, 3-683, 3-686, 3-688, 3-693, 3-698, or 3-699.12 may
14 reclass his or her registration upon acquiring a special
15 license plate listed in this subsection (b-5) without a
16 replacement plate or digital plate fee or registration sticker
17 or digital registration sticker cost.

18 (b-10) Beginning with the 2019 registration year, any
19 individual who has a special license plate issued under Section
20 3-609, 3-609.1, 3-620, 3-621, 3-622, 3-623, 3-624, 3-625,
21 3-626, 3-628, 3-638, 3-642, 3-645, 3-647, 3-650, 3-651, 3-664,
22 3-666, 3-667, 3-668, 3-669, 3-676, 3-677, 3-680, 3-681, 3-683,
23 3-686, 3-688, 3-693, 3-698, or 3-699.12 may reclass his or her
24 special license plate upon acquiring a new registration under
25 Section 3-405 or 3-405.1 without a replacement plate or digital
26 plate fee or registration sticker or digital registration

1 sticker cost.

2 (c) When upgrading the weight of a registration within the
3 same plate category, the owner shall pay the difference in
4 current period fees between the two plates. In addition, the
5 appropriate replacement plate and replacement sticker fees
6 shall be assessed. In the event new plates are not required,
7 the corrected registration card fee shall be assessed.

8 (d) In the event the owner of the vehicle desires to change
9 the registered weight and change the plate category, the owner
10 shall receive credit for the unused portion of the registration
11 fee of the current plate and pay the current portion of the
12 registration fee for the new plate, and in addition, pay the
13 appropriate replacement plate and replacement sticker fees.

14 (e) Reclassing from one plate category to another plate
15 category can be done only once within any registration period.

16 (f) No refunds shall be made in any of the circumstances
17 found in subsection (b), subsection (c), or subsection (d);
18 however, when reclassing from a flat weight plate to an
19 apportioned plate, a refund may be issued if the credit amounts
20 to an overpayment.

21 (g) In the event the registration of a vehicle registered
22 under the mileage tax option is revoked, the owner shall be
23 required to pay the annual registration fee in the new plate
24 category and shall not receive any credit for the mileage plate
25 fees.

26 (h) Certain special interest plates may be displayed on

1 first division vehicles, second division vehicles weighing
2 8,000 pounds or less, and recreational vehicles. Those plates
3 can be transferred within those vehicle groups.

4 (i) Plates displayed on second division vehicles weighing
5 8,000 pounds or less and passenger vehicle plates may be
6 reclassified from one division to the other.

7 (j) Other than in subsection (i), reclassing from one
8 division to the other division is prohibited. In addition, a
9 reclass from a motor vehicle to a trailer or a trailer to a
10 motor vehicle is prohibited.

11 (Source: P.A. 99-809, eff. 1-1-17; 100-246, eff. 1-1-18;
12 100-450, eff. 1-1-18; 100-863, eff. 8-14-18.)

13 (625 ILCS 5/3-806.3) (from Ch. 95 1/2, par. 3-806.3)

14 Sec. 3-806.3. Senior citizens. Commencing with the 2009
15 registration year, the registration fee paid by any vehicle
16 owner who has been approved for benefits under the Senior
17 Citizens and Persons with Disabilities Property Tax Relief Act
18 or who is the spouse of such a person shall be \$24 instead of
19 the fee otherwise provided in this Code for passenger cars
20 displaying standard multi-year registration plates or digital
21 registration plates issued under Section 3-414.1, motor
22 vehicles displaying special registration plates or digital
23 registration plates issued under Section 3-609, 3-616, 3-621,
24 3-622, 3-623, 3-624, 3-625, 3-626, 3-628, 3-638, 3-642, 3-645,
25 3-647, 3-650, 3-651, or 3-663, motor vehicles registered at

1 8,000 pounds or less under Section 3-815(a), and recreational
2 vehicles registered at 8,000 pounds or less under Section
3 3-815(b). Widows and widowers of claimants shall also be
4 entitled to this reduced registration fee for the registration
5 year in which the claimant was eligible.

6 Commencing with the 2009 registration year, the
7 registration fee paid by any vehicle owner who has claimed and
8 received a grant under the Senior Citizens and Persons with
9 Disabilities Property Tax Relief Act or who is the spouse of
10 such a person shall be \$24 instead of the fee otherwise
11 provided in this Code for passenger cars displaying standard
12 multi-year registration plates or digital registration plates
13 issued under Section 3-414.1, motor vehicles displaying
14 special registration plates or digital registration plates
15 issued under Section 3-607, 3-609, 3-616, 3-621, 3-622, 3-623,
16 3-624, 3-625, 3-626, 3-628, 3-638, 3-642, 3-645, 3-647, 3-650,
17 3-651, 3-663, or 3-664, motor vehicles registered at 8,000
18 pounds or less under Section 3-815(a), and recreational
19 vehicles registered at 8,000 pounds or less under Section
20 3-815(b). Widows and widowers of claimants shall also be
21 entitled to this reduced registration fee for the registration
22 year in which the claimant was eligible.

23 Commencing with the 2017 registration year, the reduced fee
24 under this Section shall apply to any special registration
25 plate or digital registration plate authorized in Article VI of
26 Chapter 3 of this Code for which the applicant would otherwise

1 be eligible.

2 Surcharges for vehicle registrations under Section 3-806
3 of this Code shall not be collected from any vehicle owner who
4 has been approved for benefits under the Senior Citizens and
5 Disabled Persons Property Tax Relief Act or a person who is the
6 spouse of such a person.

7 No more than one reduced registration fee under this
8 Section shall be allowed during any 12-month period based on
9 the primary eligibility of any individual, whether such reduced
10 registration fee is allowed to the individual or to the spouse,
11 widow or widower of such individual. This Section does not
12 apply to the fee paid in addition to the registration fee for
13 motor vehicles displaying vanity, personalized, or special
14 license plates.

15 (Source: P.A. 99-71, eff. 1-1-16; 99-143, eff. 7-27-15; 99-642,
16 eff. 7-28-16; 99-707, eff. 7-29-16.)

17 (625 ILCS 5/3-814.3)

18 Sec. 3-814.3. Registration of fleets of semitrailers or
19 apportionable semitrailers. The Secretary of State may provide
20 for the registration of large fleets of semitrailers or
21 apportionable semitrailers by accepting the appropriate fees
22 and issuing the registration plate or digital registration
23 plate prior to the plate being assigned to a specific vehicle.
24 The registration indexes will be updated on a date
25 predetermined by the Secretary of State. In determining this

1 date, the Secretary of State shall take into consideration the
2 number of vehicles in each fleet.

3 (Source: P.A. 89-710, eff. 2-14-97.)

4 (625 ILCS 5/3-814.4)

5 Sec. 3-814.4. Registration of fleet vehicles. The
6 Secretary may issue fleet vehicle registration plates or
7 digital registration plates to owners of vehicle fleets
8 registered in accordance with Section 3-405.3 of this Code in
9 bulk before plates are assigned to specific vehicles. A
10 registration plate or digital registration plate may not be
11 displayed on a vehicle, however, until the plate has been
12 activated on the Secretary's registration file and the proper
13 fee has been forwarded to the Secretary.

14 (Source: P.A. 95-331, eff. 8-21-07.)

15 (625 ILCS 5/3-820) (from Ch. 95 1/2, par. 3-820)

16 Sec. 3-820. Duplicate Number Plates. Upon filing in the
17 Office of the Secretary of State an affidavit to the effect
18 that an original number plate for a vehicle is lost, stolen or
19 destroyed, a duplicate number plate shall be furnished upon
20 payment of a fee of \$6 for each duplicate plate and a fee of \$9
21 for a pair of duplicate plates.

22 Upon filing in the Office of the Secretary of State an
23 affidavit to the effect that an original registration sticker
24 or digital registration sticker for a vehicle is lost, stolen

1 or destroyed, a new registration sticker or digital
2 registration sticker shall be furnished upon payment of a fee
3 of \$5 for registration stickers or digital registration
4 stickers issued on or before February 28, 2005 and \$20 for
5 registration stickers or digital registration stickers issued
6 on or after March 1, 2005.

7 The Secretary of State may, in his discretion, assign a new
8 number plate or plates in lieu of a duplicate of the plate or
9 plates so lost, stolen or destroyed, but such assignment of a
10 new plate or plates shall not affect the right of the owner to
11 secure a reassignment of his original registration number in
12 the manner provided in this Act. The fee for one new number
13 plate shall be \$6, and for a pair of new number plates, \$9.

14 For the administration of this Section, the Secretary shall
15 consider the loss of a registration plate or digital
16 registration plate or plates with properly affixed
17 registration stickers or digital registration stickers as
18 requiring the payment of:

19 (i) \$11 for each duplicate issued on or before February
20 28, 2005 and \$26 for each duplicate issued on or after
21 March 1, 2005; or

22 (ii) \$14 for a pair of duplicate plates issued on or
23 before February 28, 2005 and \$29 for a pair of duplicate
24 plates issued on or after March 1, 2005.

25 (Source: P.A. 93-840, eff. 7-30-04; 93-1067, eff. 1-15-05.)

1 (625 ILCS 5/3-824) (from Ch. 95 1/2, par. 3-824)

2 Sec. 3-824. When fees returnable.

3 (a) Whenever any application to the Secretary of State is
4 accompanied by any fee as required by law and such application
5 is refused or rejected, said fee shall be returned to said
6 applicant.

7 (b) Whenever the Secretary of State collects any fee not
8 required to be paid under the provisions of this Act, the same
9 shall be refunded to the person paying the same upon
10 application therefor made within 6 months after the date of
11 such payment, except as follows: (1) whenever a refund is
12 determined to be due and owing as a result of an audit, by this
13 State or any other state or province, in accordance with
14 Section 2-124 of this Code, of a prorated or apportioned license
15 fee payment pursuant to any reciprocal compact or agreement
16 between this State and any other state or province, and the
17 Secretary for any reason fails to promptly make such refund,
18 the licensee shall have one year from the date of the
19 notification of the audit result to file, with the Secretary,
20 an application for refund found to be due and owing as a result
21 of such audit; and (2) whenever a person eligible for a reduced
22 registration fee pursuant to Section 3-806.3 of this Code has
23 paid in excess of the reduced registration fee owed, the refund
24 applicant shall have 2 years from the date of overpayment to
25 apply with the Secretary for a refund of that part of payment
26 made in excess of the established reduced registration fee.

1 (c) Whenever a person dies after making application for
2 registration, application for a refund of the registration fees
3 and taxes may be made if the vehicle is then sold or disposed
4 of so that the registration plates or digital registration
5 plates, registration sticker or digital registration sticker
6 and card are never used. The Secretary of State shall refund
7 the registration fees and taxes upon receipt within 6 months
8 after the application for registration of an application for
9 refund accompanied with the unused registration plates or
10 digital registration plates or registration sticker or digital
11 registration sticker and card and proof of both the death of
12 the applicant and the sale or disposition of the vehicle.

13 (d) Any application for refund received after the times
14 specified in this Section shall be denied and the applicant in
15 order to receive a refund must apply to the Court of Claims.

16 (d-5) Refunds may be granted for any title-related
17 transaction if a title application has not been processed by
18 the Secretary of State. If any application for a certificate of
19 title under Section 3-104 or salvage title under Section 3-118
20 is verified by the National Motor Vehicle Title Information
21 System (NMVTIS), and receives a warning or error from the
22 NMVTIS reporting that the vehicle requires either a salvage
23 certificate or a junk certificate in lieu of the original
24 applied certificate of title or salvage title, then the
25 applicant shall have 6 months to apply for a refund of cost, or
26 the difference of the certificate of title or salvage

1 certificate.

2 (e) The Secretary of State is authorized to maintain a two
3 signature revolving checking account with a suitable
4 commercial bank for the purpose of depositing and
5 withdrawal-for-return those monies received and determined
6 upon receipt to be in excess of the amount or amounts required
7 by law.

8 (f) Refunds on audits performed by Illinois or another
9 member of the International Registration Plan shall be made in
10 accordance with the procedures as set forth in the agreement.

11 (Source: P.A. 99-414, eff. 8-20-15.)

12 (625 ILCS 5/4-104) (from Ch. 95 1/2, par. 4-104)

13 Sec. 4-104. Offenses relating to possession of titles and
14 registration.

15 (a) It is a violation of this Chapter for:

16 1. A person to possess without authority any
17 manufacturers statement of origin, certificate of title,
18 salvage certificate, junking certificate, display
19 certificate of title, registration card, license plate or
20 digital license plate, registration sticker or digital
21 registration sticker, or temporary registration permit,
22 whether blank or otherwise;

23 2. A person to possess any manufacturers certificate of
24 origin, salvage certificate, junking certificate,
25 certificate of title, display certificate without complete

1 assignment;

2 3. A person to possess any manufacturers statement of
3 origin, salvage certificate, junking certificate, display
4 certificate or certificate of title, temporary
5 registration permit, registration card, license plate or
6 digital license plate, or registration sticker or digital
7 registration sticker knowing it to have been stolen,
8 converted, altered, forged or counterfeited;

9 4. A person to display or affix to a vehicle any
10 certificate of title, manufacturers statement of origin,
11 salvage certificate, junking certificate, display
12 certificate, temporary registration permit, registration
13 card, license plate or digital license plate, or
14 registration sticker or digital registration sticker not
15 authorized by law for use on such vehicle;

16 5. A person to permit another, not entitled thereto, to
17 use or have possession of any manufacturers statement of
18 origin, salvage certificate, junking certificate, display
19 certificate or certificate of title, registration card,
20 license plate or digital license plate, temporary
21 registration permit, or registration sticker or digital
22 registration sticker;

23 6. A person to fail to mail or deliver to the proper
24 person within a reasonable period of time after receipt
25 from the Secretary of State, any certificate of title,
26 salvage certificate, junking certificate, display

1 certificate, registration card, temporary registration
2 permit, license plate or digital license plate, or
3 registration sticker or digital registration sticker. If a
4 person mails or delivers reasonable notice to the proper
5 person after receipt from the Secretary of State, a
6 presumption of delivery within a reasonable period of time
7 shall exist; provided, however, the delivery is made,
8 either by mail or otherwise, within 20 days from the date
9 of receipt from the Secretary of State.

10 (b) Sentence:

11 1. A person convicted of a violation of subsection 1 or
12 2 of paragraph (a) of this Section is guilty of a Class 4
13 felony.

14 2. A person convicted of a violation of subsection 3 of
15 paragraph (a) of this Section is guilty of a Class 2
16 felony.

17 3. A person convicted of a violation of either
18 subsection 4 or 5 of paragraph (a) of this Section is
19 guilty of a Class A misdemeanor and upon a second or
20 subsequent conviction of such a violation is guilty of a
21 Class 4 felony.

22 4. A person convicted of a violation of subsection 6 of
23 paragraph (a) of this Section is guilty of a petty offense.

24 (Source: P.A. 87-854; 87-1225; 88-45.)

25 (625 ILCS 5/4-105) (from Ch. 95 1/2, par. 4-105)

1 Sec. 4-105. Offenses relating to disposition of titles and
2 registration.

3 (a) It is a violation of this Chapter for:

4 1. a person to alter, forge, or counterfeit any
5 manufacturers statement of origin, certificate of title,
6 salvage certificate, junking certificate, display
7 certificate, registration sticker or digital registration
8 sticker, registration card, or temporary registration
9 permit;

10 2. a person to alter, forge, or counterfeit an
11 assignment of any manufacturers statement of origin,
12 certificate of title, salvage certificate or junking
13 certificate;

14 3. a person to alter, forge, or counterfeit a release
15 of a security interest on any manufacturers statement of
16 origin, certificate of title, salvage certificate or
17 junking certificate;

18 4. a person to alter, forge, or counterfeit an
19 application for any certificate of title, salvage
20 certificate, junking certificate, display certificate,
21 registration sticker or digital registration sticker,
22 registration card, temporary registration permit or
23 license plate;

24 5. a person to use a false or fictitious name or
25 address or altered, forged, counterfeited or stolen
26 manufacturer's identification number, or make a material

1 false statement, or fail to disclose a security interest,
2 or conceal any other material fact on any application for
3 any manufacturers statement of origin, certificate of
4 title, junking certificate, salvage certificate,
5 registration card, license plate or digital license plate,
6 temporary registration permit, or registration sticker or
7 digital registration sticker, or commit a fraud in
8 connection with any application under this Act;

9 6. an unauthorized person to have in his possession a
10 blank Illinois certificate of title paper;

11 7. a person to surrender or cause to be surrendered any
12 certificate of title, salvage or junking certificate in
13 exchange for a certificate of title or other title document
14 from any other state or foreign jurisdiction for the
15 purpose of changing or deleting an "S.V." or "REBUILT"
16 notation, odometer reading, or any other information
17 contained on such Illinois certificate.

18 (b) Sentence:

19 A person convicted of a violation of this Section shall be
20 guilty of a Class 2 felony.

21 (Source: P.A. 84-986.)

22 (625 ILCS 5/4-204) (from Ch. 95 1/2, par. 4-204)

23 Sec. 4-204. Police tows; reports, release of vehicles,
24 payment. When a vehicle is authorized to be towed away as
25 provided in Section 4-202 or 4-203:

1 (a) The authorization, any hold order, and any release
2 shall be in writing, or confirmed in writing, with a copy given
3 to the towing service.

4 (b) The police headquarters or office of the law officer
5 authorizing the towing shall keep and maintain a record of the
6 vehicle towed, listing the color, year of manufacture,
7 manufacturer's trade name, manufacturer's series name, body
8 style, Vehicle Identification Number, license plate or digital
9 license plate year and number and registration sticker or
10 digital registration sticker year and number displayed on the
11 vehicle. The record shall also include the date and hour of
12 tow, location towed from, location towed to, reason for towing
13 and the name of the officer authorizing the tow.

14 (c) The owner, operator, or other legally entitled person
15 shall be responsible to the towing service for payment of
16 applicable removal, towing, storage, and processing charges
17 and collection costs associated with a vehicle towed or held
18 under order or authorization of a law enforcement agency. If a
19 vehicle towed or held under order or authorization of a law
20 enforcement agency is seized by the ordering or authorizing
21 agency or any other law enforcement or governmental agency and
22 sold, any unpaid removal, towing, storage, and processing
23 charges and collection costs shall be paid to the towing
24 service from the proceeds of the sale. If applicable law
25 provides that the proceeds are to be paid into the treasury of
26 the appropriate civil jurisdiction, then any unpaid removal,

1 towing, storage, and processing charges and collection costs
2 shall be paid to the towing service from the treasury of the
3 civil jurisdiction. That payment shall not, however, exceed the
4 amount of proceeds from the sale, with the balance to be paid
5 by the owner, operator, or other legally entitled person.

6 (d) Upon delivery of a written release order to the towing
7 service, a vehicle subject to a hold order shall be released to
8 the owner, operator, or other legally entitled person upon
9 proof of ownership or other entitlement and upon payment of
10 applicable removal, towing, storage, and processing charges
11 and collection costs.

12 (Source: P.A. 89-433, eff. 12-15-95.)

13 (625 ILCS 5/5-202) (from Ch. 95 1/2, par. 5-202)

14 Sec. 5-202. Tow or Wrecker operators must register tow or
15 wrecker vehicles.

16 (a) No person in this State shall engage in the business of
17 operating a tow truck or wrecker or operate a tow or wrecker
18 vehicle until such person shall register any vehicle to be used
19 for such purpose and apply for and receive from the Secretary
20 of State a generally distinctive set of 3 "tow truck" plates
21 for any towing or wrecker vehicle operated by him.

22 (b) An application for registration for a generally
23 distinctive set of 3 "tow truck" plates under this Article
24 shall be filed with the Secretary of State, duly verified by
25 oath and in such form as the Secretary of State may by rule or

1 regulation prescribe and shall contain the name and business
2 address of such person, the vehicle identification number of
3 the vehicle for which such application is made, proof of
4 insurance as set forth in paragraph (d) of Section 12-606 of
5 this Code, and such other information concerning the business
6 of the applicant as the Secretary of State may by rule or
7 regulation prescribe.

8 (c) The application for registration and a generally
9 distinctive set of 3 "tow truck" plates shall be accompanied by
10 the prescribed fee. Upon payment of such fee, such registration
11 and application shall be filed and recorded in the office of
12 the Secretary of State. Thereupon the Secretary of State shall
13 assign and issue to such person a generally distinctive number
14 for each vehicle and without further expense to him shall
15 deliver to such person at his place of business address one set
16 of 3 "tow truck" plates. Such "tow truck" plates shall be used
17 by such person only on the vehicle for which application was
18 made and the vehicle being towed, and are not transferable.

19 (d) All "tow truck" plates granted under this Section shall
20 expire by operation of law on December 31 of the calendar year
21 for which they are granted unless sooner revoked under the
22 provisions of Section 5-501 of this Chapter.

23 (e) One "tow truck" plate shall be attached to the front
24 and rear of each registered vehicle, and one "tow truck" plate
25 shall be attached to the rear of the vehicle being towed unless
26 the towed vehicle displays a valid registration plate or

1 digital registration plate visible from the rear while being
2 towed, so that the numbers and letter on the plate are clearly
3 visible to any person following the vehicle being towed.
4 However, illumination of the rear plate required by subsection
5 (c) of Section 12-201 of this Code shall not apply to the third
6 plate displayed on the towed vehicle. In addition, the vehicle
7 registration plates or digital registration plates assigned to
8 the vehicle being towed shall be displayed as provided in
9 Section 3-413 of this Code.

10 (Source: P.A. 86-444; 86-565; 86-1028.)

11 (625 ILCS 5/7-303) (from Ch. 95 1/2, par. 7-303)

12 Sec. 7-303. Suspension of driver's licenses, registration
13 certificates, license plates or digital license plates, and
14 registration stickers or digital registration stickers for
15 failure to satisfy judgment.

16 (a) The Secretary of State shall, except as provided in
17 paragraph (d), suspend the driver's license issued to any
18 person upon receiving an authenticated report as hereinafter
19 provided for in Section 7-307 that the person has failed for a
20 period of 30 days to satisfy any final judgment in amounts as
21 hereinafter stated, and shall also suspend the registration
22 certificate, license plates or digital license plates, and
23 registration sticker or digital registration sticker of the
24 judgment debtor's motor vehicle involved in the crash as
25 indicated in the authenticated report.

1 (b) The term "judgment" shall mean: A final judgment of any
2 court of competent jurisdiction of any State, against a person
3 as defendant for damages on account of bodily injury to or
4 death of any person or damages to property resulting from the
5 operation, on and after July 12, 1938, of any motor vehicle.

6 (c) The term "State" shall mean: Any State, Territory, or
7 possession of the United States, the District of Columbia, or
8 any province of the Dominion of Canada.

9 (d) The Secretary of State shall not suspend the driver's
10 license, registration certificates, registration stickers or
11 digital registration stickers, or license plates or digital
12 license plates of the judgment debtor, nor shall such judgment
13 debtor be subject to the suspension provisions of Sections
14 7-308 and 7-309 if all the following conditions are met:

15 1. At the time of the motor vehicle accident which gave
16 rise to the unsatisfied judgment the judgment debtor was
17 covered by a motor vehicle liability policy or bond meeting
18 the requirements of this Chapter;

19 2. The insurance company which issued the policy or
20 bond has failed and has suspended operations by order of a
21 court;

22 3. The judgment debtor had no knowledge of the
23 insurance company's failure prior to the motor vehicle
24 accident;

25 4. Within 30 days after learning of the insurance
26 company's failure the judgment debtor secured another

1 liability policy or bond meeting the requirements of this
2 Article relating to future occurrences or accidents;

3 5. The insurance company which issued the motor vehicle
4 liability policy or bond that covered the judgment debtor
5 at the time of the motor vehicle accident is unable to
6 satisfy the judgment in the amounts specified in Section
7 7-311;

8 6. The judgment debtor presents to the Secretary of
9 State such certified documents or other proofs as the
10 Secretary of State may require that all of the conditions
11 set forth in this Section have been met.

12 (Source: P.A. 98-178, eff. 1-1-14.)

13 (625 ILCS 5/7-402) (from Ch. 95 1/2, par. 7-402)

14 Sec. 7-402. Surrender of license to drive and registration.
15 Except as otherwise provided in this Code or Article V of the
16 Supreme Court Rules, any person whose license to drive has been
17 suspended shall immediately return to the Secretary of State
18 any driver's license, instruction permit, restricted driving
19 permit or other evidence of driving privileges held by such
20 person. Any driving authorization document issued under
21 Section 6-206.1 or 11-501.1 of this Code shall be returned to
22 the issuing court for proper processing. Any person whose
23 vehicle registration has been suspended shall, upon the request
24 of the Secretary, immediately return to the Secretary any
25 license plates or other evidences of registration held by such

1 person.

2 The Secretary is authorized to take possession of any
3 license to drive, registration certificate, registration
4 sticker or digital registration sticker, or license plates or
5 digital license plates upon the suspension thereof under the
6 provisions of this Code or to direct any law enforcement
7 officer to take possession thereof and to return the same to
8 the Secretary.

9 Any person willfully failing to comply with this Section is
10 guilty of a Class A misdemeanor and shall be punished as
11 provided in Section 9-110 of this Code.

12 (Source: P.A. 91-357, eff. 7-29-99.)

13 (625 ILCS 5/7-602) (from Ch. 95 1/2, par. 7-602)

14 Sec. 7-602. Insurance card. Every operator of a motor
15 vehicle subject to Section 7-601 of this Code shall carry
16 within the vehicle evidence of insurance. The evidence shall be
17 legible and sufficient to demonstrate that the motor vehicle
18 currently is covered by a liability insurance policy as
19 required under Section 7-601 of this Code and may include, but
20 is not limited to, the following:

21 (a) an insurance card provided by the insurer under
22 this Section;

23 (b) the combination of proof of purchase of the motor
24 vehicle within the previous 60 days and a current insurance
25 card issued for the motor vehicle replaced by such

1 purchase;

2 (c) the current declarations page of a liability
3 insurance policy;

4 (d) a liability insurance binder, certificate of
5 liability insurance or receipt for payment to an insurer or
6 its authorized representative for a liability insurance
7 premium, provided such document contains all information
8 the Secretary of State by rule and regulation may require;

9 (e) a current rental agreement;

10 (f) registration plates or digital registration
11 plates, registration sticker or digital registration
12 sticker, or other evidence of registration issued by the
13 Secretary only upon submission of proof of liability
14 insurance pursuant to this Code;

15 (g) a certificate, decal, or other document or device
16 issued by a governmental agency for a motor vehicle
17 indicating the vehicle is insured for liability pursuant to
18 law;

19 (h) the display of electronic images on a cellular
20 phone or other type of portable electronic device. The use
21 of a cellular phone or other type of portable electronic
22 device to display proof of insurance does not constitute
23 consent for a law enforcement officer, court, or other
24 officer of the court to access other contents of the
25 electronic device. Any law enforcement officer, court, or
26 officer of the court presented with the device shall be

1 immune from any liability resulting from damage to the
2 mobile electronic device.

3 An insurance card shall be provided for each motor vehicle
4 insured by the insurer issuing the liability insurance policy
5 and may be issued in either paper or electronic format.
6 Acceptable electronic formats shall permit display on a
7 cellular phone or other portable electronic device and satisfy
8 all other requirements of law and rule, including this Section,
9 regarding form and content.

10 The form, contents and manner of issuance of the insurance
11 card shall be prescribed by rules and regulations of the
12 Secretary of State. The Secretary shall adopt rules requiring
13 that reasonable measures be taken to prevent the fraudulent
14 production of insurance cards. The insurance card shall display
15 an effective date and an expiration date covering a period of
16 time not to exceed 12 months. The insurance card shall contain
17 the following disclaimer: "Examine policy exclusions
18 carefully. This form does not constitute any part of your
19 insurance policy." If the insurance policy represented by the
20 insurance card does not cover any driver operating the motor
21 vehicle with the owner's permission, or the owner when
22 operating a motor vehicle other than the vehicle for which the
23 policy is issued, the insurance card shall contain a warning of
24 such limitations in the coverage provided by the policy.

25 No insurer shall issue a card, similar in appearance, form
26 and content to the insurance card required under this Section,

1 in connection with an insurance policy that does not provide
2 the liability insurance coverage required under Section 7-601
3 of this Code.

4 The evidence of insurance shall be displayed upon request
5 made by any law enforcement officer wearing a uniform or
6 displaying a badge or other sign of authority. Any person who
7 fails or refuses to comply with such request is in violation of
8 Section 3-707 of this Code. Any person who displays evidence of
9 insurance, knowing there is no valid liability insurance in
10 effect on the motor vehicle as required under Section 7-601 of
11 this Code or knowing the evidence of insurance is illegally
12 altered, counterfeit or otherwise invalid, is in violation of
13 Section 3-710 of this Code.

14 "Display" means the manual surrender of the evidence of
15 insurance into the hands of the law enforcement officer, court,
16 or officer of the court making the request for the officer's,
17 court's, or officer of the court's inspection thereof.

18 (Source: P.A. 98-521, eff. 8-23-13.)

19 (625 ILCS 5/8-113) (from Ch. 95 1/2, par. 8-113)

20 Sec. 8-113. Secretary of State to suspend registration
21 certificates, registration plates or digital registration
22 plates, and registration sticker or digital registration
23 sticker when bond or policy cancelled or withdrawn. In the
24 event that a bond or policy of insurance is cancelled or
25 withdrawn with respect to a vehicle or vehicles, subject to the

1 provisions of Section 8-101 or 8-101.1, for which the bond or
2 policy of insurance was issued, then the Secretary of State
3 immediately shall suspend the registration certificates,
4 registration plates or digital registration plates, and
5 registration sticker or stickers or digital registration
6 sticker or stickers of the owner, with respect to such motor
7 vehicle or vehicles, and said registration certificates,
8 registration plates or digital registration plates, and
9 registration sticker or stickers or digital registration
10 sticker or stickers shall remain suspended and no registration
11 shall be permitted or renewed unless and until the owner of the
12 motor vehicle shall have filed proof of financial
13 responsibility as provided by Section 8-101 or 8-101.1.

14 (Source: P.A. 82-433.)

15 (625 ILCS 5/8-114) (from Ch. 95 1/2, par. 8-114)

16 Sec. 8-114. Issuance of license upon proof of financial
17 responsibility. The Secretary of State shall issue to each
18 person who has in effect proof of financial responsibility as
19 required by Section 8-101 or 8-101.1, a certificate for each
20 motor vehicle operated by such person and included within the
21 proof of financial responsibility. Each certificate shall
22 specify the Illinois registration plate or digital
23 registration plate and registration sticker or digital
24 registration sticker number of the vehicle, a statement that
25 proof of financial responsibility has been filed, and the

1 period for which the certificate was issued.

2 (Source: P.A. 82-433.)

3 (625 ILCS 5/9-109) (from Ch. 95 1/2, par. 9-109)

4 Sec. 9-109. Secretary of State to cancel certificate and to
5 suspend license plates and registration stickers when bond or
6 policy cancelled or withdrawn.

7 (a) If any insurance policy or bond filed hereunder shall
8 for any reason become inoperative, the Secretary of State shall
9 forthwith cancel the certificate of compliance of the owner and
10 it shall be unlawful for the owner to rent out the motor
11 vehicle, covered by said certificate, until a policy or bond
12 meeting the requirements of this Act is filed with the
13 Secretary of State and a certificate has been issued by him as
14 provided by Section 9-108.

15 (b) The Secretary of State shall also suspend the
16 registration certificate, license plates or digital license
17 plates, and registration sticker or stickers or digital
18 registration sticker or stickers of the owner, with respect to
19 the motor vehicle for which the insurance policy or bond had
20 been issued, and said registration certificates, license
21 plates or digital license plates, and registration sticker or
22 stickers or digital registration sticker or stickers shall
23 remain suspended and no registration shall be permitted or
24 renewed unless and until the owner of said motor vehicle shall
25 have complied with the provisions of this Act.

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

2 (625 ILCS 5/11-204.1) (from Ch. 95 1/2, par. 11-204.1)

3 Sec. 11-204.1. Aggravated fleeing or attempting to elude a
4 peace officer.

5 (a) The offense of aggravated fleeing or attempting to
6 elude a peace officer is committed by any driver or operator of
7 a motor vehicle who flees or attempts to elude a peace officer,
8 after being given a visual or audible signal by a peace officer
9 in the manner prescribed in subsection (a) of Section 11-204 of
10 this Code, and such flight or attempt to elude:

11 (1) is at a rate of speed at least 21 miles per hour
12 over the legal speed limit;

13 (2) causes bodily injury to any individual;

14 (3) causes damage in excess of \$300 to property;

15 (4) involves disobedience of 2 or more official traffic
16 control devices; or

17 (5) involves the concealing or altering of the
18 vehicle's registration plate or digital registration
19 plate.

20 (b) Any person convicted of a first violation of this
21 Section shall be guilty of a Class 4 felony. Upon notice of
22 such a conviction the Secretary of State shall forthwith revoke
23 the driver's license of the person so convicted, as provided in
24 Section 6-205 of this Code. Any person convicted of a second or
25 subsequent violation of this Section shall be guilty of a Class

1 3 felony, and upon notice of such a conviction the Secretary of
2 State shall forthwith revoke the driver's license of the person
3 convicted, as provided in Section 6-205 of the Code.

4 (c) The motor vehicle used in a violation of this Section
5 is subject to seizure and forfeiture as provided in Sections
6 36-1 and 36-2 of the Criminal Code of 2012.

7 (Source: P.A. 96-328, eff. 8-11-09; 97-743, eff. 1-1-13;
8 97-1150, eff. 1-25-13.)

9 (625 ILCS 5/11-208.6)

10 Sec. 11-208.6. Automated traffic law enforcement system.

11 (a) As used in this Section, "automated traffic law
12 enforcement system" means a device with one or more motor
13 vehicle sensors working in conjunction with a red light signal
14 to produce recorded images of motor vehicles entering an
15 intersection against a red signal indication in violation of
16 Section 11-306 of this Code or a similar provision of a local
17 ordinance.

18 An automated traffic law enforcement system is a system, in
19 a municipality or county operated by a governmental agency,
20 that produces a recorded image of a motor vehicle's violation
21 of a provision of this Code or a local ordinance and is
22 designed to obtain a clear recorded image of the vehicle and
23 the vehicle's license plate. The recorded image must also
24 display the time, date, and location of the violation.

25 (b) As used in this Section, "recorded images" means images

1 recorded by an automated traffic law enforcement system on:

2 (1) 2 or more photographs;

3 (2) 2 or more microphotographs;

4 (3) 2 or more electronic images; or

5 (4) a video recording showing the motor vehicle and, on
6 at least one image or portion of the recording, clearly
7 identifying the registration plate or digital registration
8 plate number of the motor vehicle.

9 (b-5) A municipality or county that produces a recorded
10 image of a motor vehicle's violation of a provision of this
11 Code or a local ordinance must make the recorded images of a
12 violation accessible to the alleged violator by providing the
13 alleged violator with a website address, accessible through the
14 Internet.

15 (c) Except as provided under Section 11-208.8 of this Code,
16 a county or municipality, including a home rule county or
17 municipality, may not use an automated traffic law enforcement
18 system to provide recorded images of a motor vehicle for the
19 purpose of recording its speed. Except as provided under
20 Section 11-208.8 of this Code, the regulation of the use of
21 automated traffic law enforcement systems to record vehicle
22 speeds is an exclusive power and function of the State. This
23 subsection (c) is a denial and limitation of home rule powers
24 and functions under subsection (h) of Section 6 of Article VII
25 of the Illinois Constitution.

26 (c-5) A county or municipality, including a home rule

1 county or municipality, may not use an automated traffic law
2 enforcement system to issue violations in instances where the
3 motor vehicle comes to a complete stop and does not enter the
4 intersection, as defined by Section 1-132 of this Code, during
5 the cycle of the red signal indication unless one or more
6 pedestrians or bicyclists are present, even if the motor
7 vehicle stops at a point past a stop line or crosswalk where a
8 driver is required to stop, as specified in subsection (c) of
9 Section 11-306 of this Code or a similar provision of a local
10 ordinance.

11 (c-6) A county, or a municipality with less than 2,000,000
12 inhabitants, including a home rule county or municipality, may
13 not use an automated traffic law enforcement system to issue
14 violations in instances where a motorcyclist enters an
15 intersection against a red signal indication when the red
16 signal fails to change to a green signal within a reasonable
17 period of time not less than 120 seconds because of a signal
18 malfunction or because the signal has failed to detect the
19 arrival of the motorcycle due to the motorcycle's size or
20 weight.

21 (d) For each violation of a provision of this Code or a
22 local ordinance recorded by an automatic traffic law
23 enforcement system, the county or municipality having
24 jurisdiction shall issue a written notice of the violation to
25 the registered owner of the vehicle as the alleged violator.
26 The notice shall be delivered to the registered owner of the

1 vehicle, by mail, within 30 days after the Secretary of State
2 notifies the municipality or county of the identity of the
3 owner of the vehicle, but in no event later than 90 days after
4 the violation.

5 The notice shall include:

6 (1) the name and address of the registered owner of the
7 vehicle;

8 (2) the registration number of the motor vehicle
9 involved in the violation;

10 (3) the violation charged;

11 (4) the location where the violation occurred;

12 (5) the date and time of the violation;

13 (6) a copy of the recorded images;

14 (7) the amount of the civil penalty imposed and the
15 requirements of any traffic education program imposed and
16 the date by which the civil penalty should be paid and the
17 traffic education program should be completed;

18 (8) a statement that recorded images are evidence of a
19 violation of a red light signal;

20 (9) a warning that failure to pay the civil penalty, to
21 complete a required traffic education program, or to
22 contest liability in a timely manner is an admission of
23 liability and may result in a suspension of the driving
24 privileges of the registered owner of the vehicle;

25 (10) a statement that the person may elect to proceed
26 by:

1 (A) paying the fine, completing a required traffic
2 education program, or both; or

3 (B) challenging the charge in court, by mail, or by
4 administrative hearing; and

5 (11) a website address, accessible through the
6 Internet, where the person may view the recorded images of
7 the violation.

8 (e) If a person charged with a traffic violation, as a
9 result of an automated traffic law enforcement system, does not
10 pay the fine or complete a required traffic education program,
11 or both, or successfully contest the civil penalty resulting
12 from that violation, the Secretary of State shall suspend the
13 driving privileges of the registered owner of the vehicle under
14 Section 6-306.5 of this Code for failing to complete a required
15 traffic education program or to pay any fine or penalty due and
16 owing, or both, as a result of a combination of 5 violations of
17 the automated traffic law enforcement system or the automated
18 speed enforcement system under Section 11-208.8 of this Code.

19 (f) Based on inspection of recorded images produced by an
20 automated traffic law enforcement system, a notice alleging
21 that the violation occurred shall be evidence of the facts
22 contained in the notice and admissible in any proceeding
23 alleging a violation under this Section.

24 (g) Recorded images made by an automatic traffic law
25 enforcement system are confidential and shall be made available
26 only to the alleged violator and governmental and law

1 enforcement agencies for purposes of adjudicating a violation
2 of this Section, for statistical purposes, or for other
3 governmental purposes. Any recorded image evidencing a
4 violation of this Section, however, may be admissible in any
5 proceeding resulting from the issuance of the citation.

6 (h) The court or hearing officer may consider in defense of
7 a violation:

8 (1) that the motor vehicle or registration plates or
9 digital registration plates of the motor vehicle were
10 stolen before the violation occurred and not under the
11 control of or in the possession of the owner at the time of
12 the violation;

13 (2) that the driver of the vehicle passed through the
14 intersection when the light was red either (i) in order to
15 yield the right-of-way to an emergency vehicle or (ii) as
16 part of a funeral procession; and

17 (3) any other evidence or issues provided by municipal
18 or county ordinance.

19 (i) To demonstrate that the motor vehicle or the
20 registration plates or digital registration plates were stolen
21 before the violation occurred and were not under the control or
22 possession of the owner at the time of the violation, the owner
23 must submit proof that a report concerning the stolen motor
24 vehicle or registration plates was filed with a law enforcement
25 agency in a timely manner.

26 (j) Unless the driver of the motor vehicle received a

1 Uniform Traffic Citation from a police officer at the time of
2 the violation, the motor vehicle owner is subject to a civil
3 penalty not exceeding \$100 or the completion of a traffic
4 education program, or both, plus an additional penalty of not
5 more than \$100 for failure to pay the original penalty or to
6 complete a required traffic education program, or both, in a
7 timely manner, if the motor vehicle is recorded by an automated
8 traffic law enforcement system. A violation for which a civil
9 penalty is imposed under this Section is not a violation of a
10 traffic regulation governing the movement of vehicles and may
11 not be recorded on the driving record of the owner of the
12 vehicle.

13 (j-3) A registered owner who is a holder of a valid
14 commercial driver's license is not required to complete a
15 traffic education program.

16 (j-5) For purposes of the required traffic education
17 program only, a registered owner may submit an affidavit to the
18 court or hearing officer swearing that at the time of the
19 alleged violation, the vehicle was in the custody and control
20 of another person. The affidavit must identify the person in
21 custody and control of the vehicle, including the person's name
22 and current address. The person in custody and control of the
23 vehicle at the time of the violation is required to complete
24 the required traffic education program. If the person in
25 custody and control of the vehicle at the time of the violation
26 completes the required traffic education program, the

1 registered owner of the vehicle is not required to complete a
2 traffic education program.

3 (k) An intersection equipped with an automated traffic law
4 enforcement system must be posted with a sign visible to
5 approaching traffic indicating that the intersection is being
6 monitored by an automated traffic law enforcement system.

7 (k-3) A municipality or county that has one or more
8 intersections equipped with an automated traffic law
9 enforcement system must provide notice to drivers by posting
10 the locations of automated traffic law systems on the
11 municipality or county website.

12 (k-5) An intersection equipped with an automated traffic
13 law enforcement system must have a yellow change interval that
14 conforms with the Illinois Manual on Uniform Traffic Control
15 Devices (IMUTCD) published by the Illinois Department of
16 Transportation.

17 (k-7) A municipality or county operating an automated
18 traffic law enforcement system shall conduct a statistical
19 analysis to assess the safety impact of each automated traffic
20 law enforcement system at an intersection following
21 installation of the system. The statistical analysis shall be
22 based upon the best available crash, traffic, and other data,
23 and shall cover a period of time before and after installation
24 of the system sufficient to provide a statistically valid
25 comparison of safety impact. The statistical analysis shall be
26 consistent with professional judgment and acceptable industry

1 practice. The statistical analysis also shall be consistent
2 with the data required for valid comparisons of before and
3 after conditions and shall be conducted within a reasonable
4 period following the installation of the automated traffic law
5 enforcement system. The statistical analysis required by this
6 subsection (k-7) shall be made available to the public and
7 shall be published on the website of the municipality or
8 county. If the statistical analysis for the 36 month period
9 following installation of the system indicates that there has
10 been an increase in the rate of accidents at the approach to
11 the intersection monitored by the system, the municipality or
12 county shall undertake additional studies to determine the
13 cause and severity of the accidents, and may take any action
14 that it determines is necessary or appropriate to reduce the
15 number or severity of the accidents at that intersection.

16 (l) The compensation paid for an automated traffic law
17 enforcement system must be based on the value of the equipment
18 or the services provided and may not be based on the number of
19 traffic citations issued or the revenue generated by the
20 system.

21 (m) This Section applies only to the counties of Cook,
22 DuPage, Kane, Lake, Madison, McHenry, St. Clair, and Will and
23 to municipalities located within those counties.

24 (n) The fee for participating in a traffic education
25 program under this Section shall not exceed \$25.

26 A low-income individual required to complete a traffic

1 education program under this Section who provides proof of
2 eligibility for the federal earned income tax credit under
3 Section 32 of the Internal Revenue Code or the Illinois earned
4 income tax credit under Section 212 of the Illinois Income Tax
5 Act shall not be required to pay any fee for participating in a
6 required traffic education program.

7 (o) A municipality or county shall make a certified report
8 to the Secretary of State pursuant to Section 6-306.5 of this
9 Code whenever a registered owner of a vehicle has failed to pay
10 any fine or penalty due and owing as a result of a combination
11 of 5 offenses for automated traffic law or speed enforcement
12 system violations.

13 (p) No person who is the lessor of a motor vehicle pursuant
14 to a written lease agreement shall be liable for an automated
15 speed or traffic law enforcement system violation involving
16 such motor vehicle during the period of the lease; provided
17 that upon the request of the appropriate authority received
18 within 120 days after the violation occurred, the lessor
19 provides within 60 days after such receipt the name and address
20 of the lessee. The drivers license number of a lessee may be
21 subsequently individually requested by the appropriate
22 authority if needed for enforcement of this Section.

23 Upon the provision of information by the lessor pursuant to
24 this subsection, the county or municipality may issue the
25 violation to the lessee of the vehicle in the same manner as it
26 would issue a violation to a registered owner of a vehicle

1 pursuant to this Section, and the lessee may be held liable for
2 the violation.

3 (Source: P.A. 97-29, eff. 1-1-12; 97-627, eff. 1-1-12; 97-672,
4 eff. 7-1-12; 97-762, eff. 7-6-12; 98-463, eff. 8-16-13.)

5 (625 ILCS 5/11-208.8)

6 Sec. 11-208.8. Automated speed enforcement systems in
7 safety zones.

8 (a) As used in this Section:

9 "Automated speed enforcement system" means a photographic
10 device, radar device, laser device, or other electrical or
11 mechanical device or devices installed or utilized in a safety
12 zone and designed to record the speed of a vehicle and obtain a
13 clear photograph or other recorded image of the vehicle and the
14 vehicle's registration plate or digital registration plate
15 while the driver is violating Article VI of Chapter 11 of this
16 Code or a similar provision of a local ordinance.

17 An automated speed enforcement system is a system, located
18 in a safety zone which is under the jurisdiction of a
19 municipality, that produces a recorded image of a motor
20 vehicle's violation of a provision of this Code or a local
21 ordinance and is designed to obtain a clear recorded image of
22 the vehicle and the vehicle's license plate. The recorded image
23 must also display the time, date, and location of the
24 violation.

25 "Owner" means the person or entity to whom the vehicle is

1 registered.

2 "Recorded image" means images recorded by an automated
3 speed enforcement system on:

4 (1) 2 or more photographs;

5 (2) 2 or more microphotographs;

6 (3) 2 or more electronic images; or

7 (4) a video recording showing the motor vehicle and, on
8 at least one image or portion of the recording, clearly
9 identifying the registration plate or digital registration
10 plate number of the motor vehicle.

11 "Safety zone" means an area that is within one-eighth of a
12 mile from the nearest property line of any public or private
13 elementary or secondary school, or from the nearest property
14 line of any facility, area, or land owned by a school district
15 that is used for educational purposes approved by the Illinois
16 State Board of Education, not including school district
17 headquarters or administrative buildings. A safety zone also
18 includes an area that is within one-eighth of a mile from the
19 nearest property line of any facility, area, or land owned by a
20 park district used for recreational purposes. However, if any
21 portion of a roadway is within either one-eighth mile radius,
22 the safety zone also shall include the roadway extended to the
23 furthest portion of the next furthest intersection. The term
24 "safety zone" does not include any portion of the roadway known
25 as Lake Shore Drive or any controlled access highway with 8 or
26 more lanes of traffic.

1 (a-5) The automated speed enforcement system shall be
2 operational and violations shall be recorded only at the
3 following times:

4 (i) if the safety zone is based upon the property line
5 of any facility, area, or land owned by a school district,
6 only on school days and no earlier than 6 a.m. and no later
7 than 8:30 p.m. if the school day is during the period of
8 Monday through Thursday, or 9 p.m. if the school day is a
9 Friday; and

10 (ii) if the safety zone is based upon the property line
11 of any facility, area, or land owned by a park district, no
12 earlier than one hour prior to the time that the facility,
13 area, or land is open to the public or other patrons, and
14 no later than one hour after the facility, area, or land is
15 closed to the public or other patrons.

16 (b) A municipality that produces a recorded image of a
17 motor vehicle's violation of a provision of this Code or a
18 local ordinance must make the recorded images of a violation
19 accessible to the alleged violator by providing the alleged
20 violator with a website address, accessible through the
21 Internet.

22 (c) Notwithstanding any penalties for any other violations
23 of this Code, the owner of a motor vehicle used in a traffic
24 violation recorded by an automated speed enforcement system
25 shall be subject to the following penalties:

26 (1) if the recorded speed is no less than 6 miles per

1 hour and no more than 10 miles per hour over the legal
2 speed limit, a civil penalty not exceeding \$50, plus an
3 additional penalty of not more than \$50 for failure to pay
4 the original penalty in a timely manner; or

5 (2) if the recorded speed is more than 10 miles per
6 hour over the legal speed limit, a civil penalty not
7 exceeding \$100, plus an additional penalty of not more than
8 \$100 for failure to pay the original penalty in a timely
9 manner.

10 A penalty may not be imposed under this Section if the
11 driver of the motor vehicle received a Uniform Traffic Citation
12 from a police officer for a speeding violation occurring within
13 one-eighth of a mile and 15 minutes of the violation that was
14 recorded by the system. A violation for which a civil penalty
15 is imposed under this Section is not a violation of a traffic
16 regulation governing the movement of vehicles and may not be
17 recorded on the driving record of the owner of the vehicle. A
18 law enforcement officer is not required to be present or to
19 witness the violation. No penalty may be imposed under this
20 Section if the recorded speed of a vehicle is 5 miles per hour
21 or less over the legal speed limit. The municipality may send,
22 in the same manner that notices are sent under this Section, a
23 speed violation warning notice where the violation involves a
24 speed of 5 miles per hour or less above the legal speed limit.

25 (d) The net proceeds that a municipality receives from
26 civil penalties imposed under an automated speed enforcement

1 system, after deducting all non-personnel and personnel costs
2 associated with the operation and maintenance of such system,
3 shall be expended or obligated by the municipality for the
4 following purposes:

5 (i) public safety initiatives to ensure safe passage
6 around schools, and to provide police protection and
7 surveillance around schools and parks, including but not
8 limited to: (1) personnel costs; and (2) non-personnel
9 costs such as construction and maintenance of public safety
10 infrastructure and equipment;

11 (ii) initiatives to improve pedestrian and traffic
12 safety;

13 (iii) construction and maintenance of infrastructure
14 within the municipality, including but not limited to roads
15 and bridges; and

16 (iv) after school programs.

17 (e) For each violation of a provision of this Code or a
18 local ordinance recorded by an automated speed enforcement
19 system, the municipality having jurisdiction shall issue a
20 written notice of the violation to the registered owner of the
21 vehicle as the alleged violator. The notice shall be delivered
22 to the registered owner of the vehicle, by mail, within 30 days
23 after the Secretary of State notifies the municipality of the
24 identity of the owner of the vehicle, but in no event later
25 than 90 days after the violation.

26 (f) The notice required under subsection (e) of this

1 Section shall include:

2 (1) the name and address of the registered owner of the
3 vehicle;

4 (2) the registration number of the motor vehicle
5 involved in the violation;

6 (3) the violation charged;

7 (4) the date, time, and location where the violation
8 occurred;

9 (5) a copy of the recorded image or images;

10 (6) the amount of the civil penalty imposed and the
11 date by which the civil penalty should be paid;

12 (7) a statement that recorded images are evidence of a
13 violation of a speed restriction;

14 (8) a warning that failure to pay the civil penalty or
15 to contest liability in a timely manner is an admission of
16 liability and may result in a suspension of the driving
17 privileges of the registered owner of the vehicle;

18 (9) a statement that the person may elect to proceed
19 by:

20 (A) paying the fine; or

21 (B) challenging the charge in court, by mail, or by
22 administrative hearing; and

23 (10) a website address, accessible through the
24 Internet, where the person may view the recorded images of
25 the violation.

26 (g) If a person charged with a traffic violation, as a

1 result of an automated speed enforcement system, does not pay
2 the fine or successfully contest the civil penalty resulting
3 from that violation, the Secretary of State shall suspend the
4 driving privileges of the registered owner of the vehicle under
5 Section 6-306.5 of this Code for failing to pay any fine or
6 penalty due and owing, or both, as a result of a combination of
7 5 violations of the automated speed enforcement system or the
8 automated traffic law under Section 11-208.6 of this Code.

9 (h) Based on inspection of recorded images produced by an
10 automated speed enforcement system, a notice alleging that the
11 violation occurred shall be evidence of the facts contained in
12 the notice and admissible in any proceeding alleging a
13 violation under this Section.

14 (i) Recorded images made by an automated speed enforcement
15 system are confidential and shall be made available only to the
16 alleged violator and governmental and law enforcement agencies
17 for purposes of adjudicating a violation of this Section, for
18 statistical purposes, or for other governmental purposes. Any
19 recorded image evidencing a violation of this Section, however,
20 may be admissible in any proceeding resulting from the issuance
21 of the citation.

22 (j) The court or hearing officer may consider in defense of
23 a violation:

24 (1) that the motor vehicle or registration plates or
25 digital registration plates of the motor vehicle were
26 stolen before the violation occurred and not under the

1 control or in the possession of the owner at the time of
2 the violation;

3 (2) that the driver of the motor vehicle received a
4 Uniform Traffic Citation from a police officer for a
5 speeding violation occurring within one-eighth of a mile
6 and 15 minutes of the violation that was recorded by the
7 system; and

8 (3) any other evidence or issues provided by municipal
9 ordinance.

10 (k) To demonstrate that the motor vehicle or the
11 registration plates or digital registration plates were stolen
12 before the violation occurred and were not under the control or
13 possession of the owner at the time of the violation, the owner
14 must submit proof that a report concerning the stolen motor
15 vehicle or registration plates was filed with a law enforcement
16 agency in a timely manner.

17 (l) A roadway equipped with an automated speed enforcement
18 system shall be posted with a sign conforming to the national
19 Manual on Uniform Traffic Control Devices that is visible to
20 approaching traffic stating that vehicle speeds are being
21 photo-enforced and indicating the speed limit. The
22 municipality shall install such additional signage as it
23 determines is necessary to give reasonable notice to drivers as
24 to where automated speed enforcement systems are installed.

25 (m) A roadway where a new automated speed enforcement
26 system is installed shall be posted with signs providing 30

1 days notice of the use of a new automated speed enforcement
2 system prior to the issuance of any citations through the
3 automated speed enforcement system.

4 (n) The compensation paid for an automated speed
5 enforcement system must be based on the value of the equipment
6 or the services provided and may not be based on the number of
7 traffic citations issued or the revenue generated by the
8 system.

9 (o) A municipality shall make a certified report to the
10 Secretary of State pursuant to Section 6-306.5 of this Code
11 whenever a registered owner of a vehicle has failed to pay any
12 fine or penalty due and owing as a result of a combination of 5
13 offenses for automated speed or traffic law enforcement system
14 violations.

15 (p) No person who is the lessor of a motor vehicle pursuant
16 to a written lease agreement shall be liable for an automated
17 speed or traffic law enforcement system violation involving
18 such motor vehicle during the period of the lease; provided
19 that upon the request of the appropriate authority received
20 within 120 days after the violation occurred, the lessor
21 provides within 60 days after such receipt the name and address
22 of the lessee. The drivers license number of a lessee may be
23 subsequently individually requested by the appropriate
24 authority if needed for enforcement of this Section.

25 Upon the provision of information by the lessor pursuant to
26 this subsection, the municipality may issue the violation to

1 the lessee of the vehicle in the same manner as it would issue
2 a violation to a registered owner of a vehicle pursuant to this
3 Section, and the lessee may be held liable for the violation.

4 (q) A municipality using an automated speed enforcement
5 system must provide notice to drivers by publishing the
6 locations of all safety zones where system equipment is
7 installed on the website of the municipality.

8 (r) A municipality operating an automated speed
9 enforcement system shall conduct a statistical analysis to
10 assess the safety impact of the system. The statistical
11 analysis shall be based upon the best available crash, traffic,
12 and other data, and shall cover a period of time before and
13 after installation of the system sufficient to provide a
14 statistically valid comparison of safety impact. The
15 statistical analysis shall be consistent with professional
16 judgment and acceptable industry practice. The statistical
17 analysis also shall be consistent with the data required for
18 valid comparisons of before and after conditions and shall be
19 conducted within a reasonable period following the
20 installation of the automated traffic law enforcement system.
21 The statistical analysis required by this subsection shall be
22 made available to the public and shall be published on the
23 website of the municipality.

24 (s) This Section applies only to municipalities with a
25 population of 1,000,000 or more inhabitants.

26 (Source: P.A. 97-672, eff. 7-1-12; 97-674, eff. 7-1-12; 98-463,

1 eff. 8-16-13.)

2 (625 ILCS 5/11-208.9)

3 Sec. 11-208.9. Automated traffic law enforcement system;
4 approaching, overtaking, and passing a school bus.

5 (a) As used in this Section, "automated traffic law
6 enforcement system" means a device with one or more motor
7 vehicle sensors working in conjunction with the visual signals
8 on a school bus, as specified in Sections 12-803 and 12-805 of
9 this Code, to produce recorded images of motor vehicles that
10 fail to stop before meeting or overtaking, from either
11 direction, any school bus stopped at any location for the
12 purpose of receiving or discharging pupils in violation of
13 Section 11-1414 of this Code or a similar provision of a local
14 ordinance.

15 An automated traffic law enforcement system is a system, in
16 a municipality or county operated by a governmental agency,
17 that produces a recorded image of a motor vehicle's violation
18 of a provision of this Code or a local ordinance and is
19 designed to obtain a clear recorded image of the vehicle and
20 the vehicle's license plate. The recorded image must also
21 display the time, date, and location of the violation.

22 (b) As used in this Section, "recorded images" means images
23 recorded by an automated traffic law enforcement system on:

24 (1) 2 or more photographs;

25 (2) 2 or more microphotographs;

1 (3) 2 or more electronic images; or

2 (4) a video recording showing the motor vehicle and, on
3 at least one image or portion of the recording, clearly
4 identifying the registration plate or digital registration
5 plate number of the motor vehicle.

6 (c) A municipality or county that produces a recorded image
7 of a motor vehicle's violation of a provision of this Code or a
8 local ordinance must make the recorded images of a violation
9 accessible to the alleged violator by providing the alleged
10 violator with a website address, accessible through the
11 Internet.

12 (d) For each violation of a provision of this Code or a
13 local ordinance recorded by an automated traffic law
14 enforcement system, the county or municipality having
15 jurisdiction shall issue a written notice of the violation to
16 the registered owner of the vehicle as the alleged violator.
17 The notice shall be delivered to the registered owner of the
18 vehicle, by mail, within 30 days after the Secretary of State
19 notifies the municipality or county of the identity of the
20 owner of the vehicle, but in no event later than 90 days after
21 the violation.

22 (e) The notice required under subsection (d) shall include:

23 (1) the name and address of the registered owner of the
24 vehicle;

25 (2) the registration number of the motor vehicle
26 involved in the violation;

- 1 (3) the violation charged;
- 2 (4) the location where the violation occurred;
- 3 (5) the date and time of the violation;
- 4 (6) a copy of the recorded images;
- 5 (7) the amount of the civil penalty imposed and the
6 date by which the civil penalty should be paid;
- 7 (8) a statement that recorded images are evidence of a
8 violation of overtaking or passing a school bus stopped for
9 the purpose of receiving or discharging pupils;
- 10 (9) a warning that failure to pay the civil penalty or
11 to contest liability in a timely manner is an admission of
12 liability and may result in a suspension of the driving
13 privileges of the registered owner of the vehicle;
- 14 (10) a statement that the person may elect to proceed
15 by:
- 16 (A) paying the fine; or
- 17 (B) challenging the charge in court, by mail, or by
18 administrative hearing; and
- 19 (11) a website address, accessible through the
20 Internet, where the person may view the recorded images of
21 the violation.
- 22 (f) If a person charged with a traffic violation, as a
23 result of an automated traffic law enforcement system under
24 this Section, does not pay the fine or successfully contest the
25 civil penalty resulting from that violation, the Secretary of
26 State shall suspend the driving privileges of the registered

1 owner of the vehicle under Section 6-306.5 of this Code for
2 failing to pay any fine or penalty due and owing as a result of
3 a combination of 5 violations of the automated traffic law
4 enforcement system or the automated speed enforcement system
5 under Section 11-208.8 of this Code.

6 (g) Based on inspection of recorded images produced by an
7 automated traffic law enforcement system, a notice alleging
8 that the violation occurred shall be evidence of the facts
9 contained in the notice and admissible in any proceeding
10 alleging a violation under this Section.

11 (h) Recorded images made by an automated traffic law
12 enforcement system are confidential and shall be made available
13 only to the alleged violator and governmental and law
14 enforcement agencies for purposes of adjudicating a violation
15 of this Section, for statistical purposes, or for other
16 governmental purposes. Any recorded image evidencing a
17 violation of this Section, however, may be admissible in any
18 proceeding resulting from the issuance of the citation.

19 (i) The court or hearing officer may consider in defense of
20 a violation:

21 (1) that the motor vehicle or registration plates or
22 digital registration plates of the motor vehicle were
23 stolen before the violation occurred and not under the
24 control of or in the possession of the owner at the time of
25 the violation;

26 (2) that the driver of the motor vehicle received a

1 Uniform Traffic Citation from a police officer for a
2 violation of Section 11-1414 of this Code within one-eighth
3 of a mile and 15 minutes of the violation that was recorded
4 by the system;

5 (3) that the visual signals required by Sections 12-803
6 and 12-805 of this Code were damaged, not activated, not
7 present in violation of Sections 12-803 and 12-805, or
8 inoperable; and

9 (4) any other evidence or issues provided by municipal
10 or county ordinance.

11 (j) To demonstrate that the motor vehicle or the
12 registration plates or digital registration plates were stolen
13 before the violation occurred and were not under the control or
14 possession of the owner at the time of the violation, the owner
15 must submit proof that a report concerning the stolen motor
16 vehicle or registration plates was filed with a law enforcement
17 agency in a timely manner.

18 (k) Unless the driver of the motor vehicle received a
19 Uniform Traffic Citation from a police officer at the time of
20 the violation, the motor vehicle owner is subject to a civil
21 penalty not exceeding \$150 for a first time violation or \$500
22 for a second or subsequent violation, plus an additional
23 penalty of not more than \$100 for failure to pay the original
24 penalty in a timely manner, if the motor vehicle is recorded by
25 an automated traffic law enforcement system. A violation for
26 which a civil penalty is imposed under this Section is not a

1 violation of a traffic regulation governing the movement of
2 vehicles and may not be recorded on the driving record of the
3 owner of the vehicle, but may be recorded by the municipality
4 or county for the purpose of determining if a person is subject
5 to the higher fine for a second or subsequent offense.

6 (l) A school bus equipped with an automated traffic law
7 enforcement system must be posted with a sign indicating that
8 the school bus is being monitored by an automated traffic law
9 enforcement system.

10 (m) A municipality or county that has one or more school
11 buses equipped with an automated traffic law enforcement system
12 must provide notice to drivers by posting a list of school
13 districts using school buses equipped with an automated traffic
14 law enforcement system on the municipality or county website.
15 School districts that have one or more school buses equipped
16 with an automated traffic law enforcement system must provide
17 notice to drivers by posting that information on their
18 websites.

19 (n) A municipality or county operating an automated traffic
20 law enforcement system shall conduct a statistical analysis to
21 assess the safety impact in each school district using school
22 buses equipped with an automated traffic law enforcement system
23 following installation of the system. The statistical analysis
24 shall be based upon the best available crash, traffic, and
25 other data, and shall cover a period of time before and after
26 installation of the system sufficient to provide a

1 statistically valid comparison of safety impact. The
2 statistical analysis shall be consistent with professional
3 judgment and acceptable industry practice. The statistical
4 analysis also shall be consistent with the data required for
5 valid comparisons of before and after conditions and shall be
6 conducted within a reasonable period following the
7 installation of the automated traffic law enforcement system.
8 The statistical analysis required by this subsection shall be
9 made available to the public and shall be published on the
10 website of the municipality or county. If the statistical
11 analysis for the 36-month period following installation of the
12 system indicates that there has been an increase in the rate of
13 accidents at the approach to school buses monitored by the
14 system, the municipality or county shall undertake additional
15 studies to determine the cause and severity of the accidents,
16 and may take any action that it determines is necessary or
17 appropriate to reduce the number or severity of the accidents
18 involving school buses equipped with an automated traffic law
19 enforcement system.

20 (o) The compensation paid for an automated traffic law
21 enforcement system must be based on the value of the equipment
22 or the services provided and may not be based on the number of
23 traffic citations issued or the revenue generated by the
24 system.

25 (p) No person who is the lessor of a motor vehicle pursuant
26 to a written lease agreement shall be liable for an automated

1 speed or traffic law enforcement system violation involving
2 such motor vehicle during the period of the lease; provided
3 that upon the request of the appropriate authority received
4 within 120 days after the violation occurred, the lessor
5 provides within 60 days after such receipt the name and address
6 of the lessee. The drivers license number of a lessee may be
7 subsequently individually requested by the appropriate
8 authority if needed for enforcement of this Section.

9 Upon the provision of information by the lessor pursuant to
10 this subsection, the county or municipality may issue the
11 violation to the lessee of the vehicle in the same manner as it
12 would issue a violation to a registered owner of a vehicle
13 pursuant to this Section, and the lessee may be held liable for
14 the violation.

15 (q) A municipality or county shall make a certified report
16 to the Secretary of State pursuant to Section 6-306.5 of this
17 Code whenever a registered owner of a vehicle has failed to pay
18 any fine or penalty due and owing as a result of a combination
19 of 5 offenses for automated traffic law or speed enforcement
20 system violations.

21 (r) After a municipality or county enacts an ordinance
22 providing for automated traffic law enforcement systems under
23 this Section, each school district within that municipality or
24 county's jurisdiction may implement an automated traffic law
25 enforcement system under this Section. The elected school board
26 for that district must approve the implementation of an

1 automated traffic law enforcement system. The school district
2 shall be responsible for entering into a contract, approved by
3 the elected school board of that district, with vendors for the
4 installation, maintenance, and operation of the automated
5 traffic law enforcement system. The school district must enter
6 into an intergovernmental agreement, approved by the elected
7 school board of that district, with the municipality or county
8 with jurisdiction over that school district for the
9 administration of the automated traffic law enforcement
10 system. The proceeds from a school district's automated traffic
11 law enforcement system's fines shall be divided equally between
12 the school district and the municipality or county
13 administering the automated traffic law enforcement system.

14 (Source: P.A. 98-556, eff. 1-1-14.)

15 (625 ILCS 5/11-1201.1)

16 Sec. 11-1201.1. Automated Railroad Crossing Enforcement
17 System.

18 (a) For the purposes of this Section, an automated railroad
19 grade crossing enforcement system is a system in a municipality
20 or county operated by a governmental agency that produces a
21 recorded image of a motor vehicle's violation of a provision of
22 this Code or local ordinance and is designed to obtain a clear
23 recorded image of the vehicle and vehicle's license plate. The
24 recorded image must also display the time, date, and location
25 of the violation.

1 As used in this Section, "recorded images" means images
2 recorded by an automated railroad grade crossing enforcement
3 system on:

4 (1) 2 or more photographs;

5 (2) 2 or more microphotographs;

6 (3) 2 or more electronic images; or

7 (4) a video recording showing the motor vehicle and, on
8 at least one image or portion of the recording, clearly
9 identifying the registration plate or digital registration
10 plate number of the motor vehicle.

11 (b) The Illinois Commerce Commission may, in cooperation
12 with a local law enforcement agency, establish in any county or
13 municipality an automated railroad grade crossing enforcement
14 system at any railroad grade crossing equipped with a crossing
15 gate designated by local authorities. Local authorities
16 desiring the establishment of an automated railroad crossing
17 enforcement system must initiate the process by enacting a
18 local ordinance requesting the creation of such a system. After
19 the ordinance has been enacted, and before any additional steps
20 toward the establishment of the system are undertaken, the
21 local authorities and the Commission must agree to a plan for
22 obtaining, from any combination of federal, State, and local
23 funding sources, the moneys required for the purchase and
24 installation of any necessary equipment.

25 (b-1) (Blank.)

26 (c) For each violation of Section 11-1201 of this Code or a

1 local ordinance recorded by an automated railroad grade
2 crossing enforcement system, the county or municipality having
3 jurisdiction shall issue a written notice of the violation to
4 the registered owner of the vehicle as the alleged violator.
5 The notice shall be delivered to the registered owner of the
6 vehicle, by mail, no later than 90 days after the violation.

7 The notice shall include:

8 (1) the name and address of the registered owner of the
9 vehicle;

10 (2) the registration number of the motor vehicle
11 involved in the violation;

12 (3) the violation charged;

13 (4) the location where the violation occurred;

14 (5) the date and time of the violation;

15 (6) a copy of the recorded images;

16 (7) the amount of the civil penalty imposed and the
17 date by which the civil penalty should be paid;

18 (8) a statement that recorded images are evidence of a
19 violation of a railroad grade crossing;

20 (9) a warning that failure to pay the civil penalty or
21 to contest liability in a timely manner is an admission of
22 liability and may result in a suspension of the driving
23 privileges of the registered owner of the vehicle; and

24 (10) a statement that the person may elect to proceed
25 by:

26 (A) paying the fine; or

1 (B) challenging the charge in court, by mail, or by
2 administrative hearing.

3 (d) If a person charged with a traffic violation, as a
4 result of an automated railroad grade crossing enforcement
5 system, does not pay or successfully contest the civil penalty
6 resulting from that violation, the Secretary of State shall
7 suspend the driving privileges of the registered owner of the
8 vehicle under Section 6-306.5 of this Code for failing to pay
9 any fine or penalty due and owing as a result of 5 violations
10 of the automated railroad grade crossing enforcement system.

11 (d-1) (Blank.)

12 (d-2) (Blank.)

13 (e) Based on inspection of recorded images produced by an
14 automated railroad grade crossing enforcement system, a notice
15 alleging that the violation occurred shall be evidence of the
16 facts contained in the notice and admissible in any proceeding
17 alleging a violation under this Section.

18 (e-1) Recorded images made by an automated railroad grade
19 crossing enforcement system are confidential and shall be made
20 available only to the alleged violator and governmental and law
21 enforcement agencies for purposes of adjudicating a violation
22 of this Section, for statistical purposes, or for other
23 governmental purposes. Any recorded image evidencing a
24 violation of this Section, however, may be admissible in any
25 proceeding resulting from the issuance of the citation.

26 (e-2) The court or hearing officer may consider the

1 following in the defense of a violation:

2 (1) that the motor vehicle or registration plates or
3 digital registration plates of the motor vehicle were
4 stolen before the violation occurred and not under the
5 control of or in the possession of the owner at the time of
6 the violation;

7 (2) that the driver of the motor vehicle received a
8 Uniform Traffic Citation from a police officer at the time
9 of the violation for the same offense;

10 (3) any other evidence or issues provided by municipal
11 or county ordinance.

12 (e-3) To demonstrate that the motor vehicle or the
13 registration plates or digital registration plates were stolen
14 before the violation occurred and were not under the control or
15 possession of the owner at the time of the violation, the owner
16 must submit proof that a report concerning the stolen motor
17 vehicle or registration plates was filed with a law enforcement
18 agency in a timely manner.

19 (f) Rail crossings equipped with an automatic railroad
20 grade crossing enforcement system shall be posted with a sign
21 visible to approaching traffic stating that the railroad grade
22 crossing is being monitored, that citations will be issued, and
23 the amount of the fine for violation.

24 (g) The compensation paid for an automated railroad grade
25 crossing enforcement system must be based on the value of the
26 equipment or the services provided and may not be based on the

1 number of citations issued or the revenue generated by the
2 system.

3 (h) (Blank.)

4 (i) If any part or parts of this Section are held by a
5 court of competent jurisdiction to be unconstitutional, the
6 unconstitutionality shall not affect the validity of the
7 remaining parts of this Section. The General Assembly hereby
8 declares that it would have passed the remaining parts of this
9 Section if it had known that the other part or parts of this
10 Section would be declared unconstitutional.

11 (j) Penalty. A civil fine of \$250 shall be imposed for a
12 first violation of this Section, and a civil fine of \$500 shall
13 be imposed for a second or subsequent violation of this
14 Section.

15 (Source: P.A. 96-478, eff. 1-1-10.)

16 (625 ILCS 5/11-1301.1) (from Ch. 95 1/2, par. 11-1301.1)

17 Sec. 11-1301.1. Persons with disabilities - Parking
18 privileges - Exemptions.

19 (a) A motor vehicle bearing registration plates or digital
20 registration plates issued to a person with disabilities, as
21 defined by Section 1-159.1, pursuant to Section 3-616 or to a
22 veteran with a disability pursuant to subsection (a) of Section
23 3-609 or a special decal or device issued pursuant to Section
24 3-616 or pursuant to Section 11-1301.2 of this Code or a motor
25 vehicle registered in another jurisdiction, state, district,

1 territory or foreign country upon which is displayed a
2 registration plate or digital registration plate, special
3 decal or device issued by the other jurisdiction designating
4 the vehicle is operated by or for a person with disabilities
5 shall be exempt from the payment of parking meter fees until
6 January 1, 2014, and exempt from any statute or ordinance
7 imposing time limitations on parking, except limitations of
8 one-half hour or less, on any street or highway zone, a parking
9 area subject to regulation under subsection (a) of Section
10 11-209 of this Code, or any parking lot or parking place which
11 are owned, leased or owned and leased by a municipality or a
12 municipal parking utility; and shall be recognized by state and
13 local authorities as a valid license plate or parking device
14 and shall receive the same parking privileges as residents of
15 this State; but, such vehicle shall be subject to the laws
16 which prohibit parking in "no stopping" and "no standing" zones
17 in front of or near fire hydrants, driveways, public building
18 entrances and exits, bus stops and loading areas, and is
19 prohibited from parking where the motor vehicle constitutes a
20 traffic hazard, whereby such motor vehicle shall be moved at
21 the instruction and request of a law enforcement officer to a
22 location designated by the officer.

23 (b) Any motor vehicle bearing registration plates or
24 digital registration plates or a special decal or device
25 specified in this Section or in Section 3-616 of this Code or
26 such parking device as specifically authorized in Section

1 11-1301.2 as evidence that the vehicle is operated by or for a
2 person with disabilities or bearing registration plates or
3 digital registration plates issued to a veteran with a
4 disability under subsection (a) of Section 3-609 may park, in
5 addition to any other lawful place, in any parking place
6 specifically reserved for such vehicles by the posting of an
7 official sign as provided under Section 11-301. Parking
8 privileges granted by this Section are strictly limited to the
9 person to whom the special registration plates or digital
10 registration plates, special decal or device were issued and to
11 qualified operators acting under his or her express direction
12 while the person with disabilities is present. A person to whom
13 privileges were granted shall, at the request of a police
14 officer or any other person invested by law with authority to
15 direct, control, or regulate traffic, present an
16 identification card with a picture as verification that the
17 person is the person to whom the special registration plates or
18 digital registration plates, special decal or device was
19 issued.

20 (c) Such parking privileges granted by this Section are
21 also extended to motor vehicles of not-for-profit
22 organizations used for the transportation of persons with
23 disabilities when such motor vehicles display the decal or
24 device issued pursuant to Section 11-1301.2 of this Code.

25 (d) No person shall use any area for the parking of any
26 motor vehicle pursuant to Section 11-1303 of this Code or where

1 an official sign controlling such area expressly prohibits
2 parking at any time or during certain hours.

3 (e) Beginning January 1, 2014, a vehicle displaying a decal
4 or device issued under subsection (c-5) of Section 11-1301.2 of
5 this Code shall be exempt from the payment of fees generated by
6 parking in a metered space or in a publicly owned parking area.
7 (Source: P.A. 98-463, eff. 8-16-13; 98-577, eff. 1-1-14;
8 99-143, eff. 7-27-15.)

9 (625 ILCS 5/11-1301.2) (from Ch. 95 1/2, par. 11-1301.2)

10 Sec. 11-1301.2. Special decals for parking; persons with
11 disabilities.

12 (a) The Secretary of State shall provide for, by
13 administrative rules, the design, size, color, and placement of
14 a person with disabilities motorist decal or device and shall
15 provide for, by administrative rules, the content and form of
16 an application for a person with disabilities motorist decal or
17 device, which shall be used by local authorities in the
18 issuance thereof to a person with temporary disabilities,
19 provided that the decal or device is valid for no more than 90
20 days, subject to renewal for like periods based upon continued
21 disability, and further provided that the decal or device
22 clearly sets forth the date that the decal or device expires.
23 The application shall include the requirement of an Illinois
24 Identification Card number or a State of Illinois driver's
25 license number or, if the applicant does not have an

1 identification card or driver's license number, then the
2 applicant may use a valid identification number issued by a
3 branch of the U.S. military or a federally issued Medicare or
4 Medicaid identification number. This decal or device may be
5 used by the authorized holder to designate and identify a
6 vehicle not owned or displaying a registration plate or digital
7 registration plate as provided in Sections 3-609 and 3-616 of
8 this Act to designate when the vehicle is being used to
9 transport said person or persons with disabilities, and thus is
10 entitled to enjoy all the privileges that would be afforded a
11 person with disabilities licensed vehicle. Person with
12 disabilities decals or devices issued and displayed pursuant to
13 this Section shall be recognized and honored by all local
14 authorities regardless of which local authority issued such
15 decal or device.

16 The decal or device shall be issued only upon a showing by
17 adequate documentation that the person for whose benefit the
18 decal or device is to be used has a disability as defined in
19 Section 1-159.1 of this Code and the disability is temporary.

20 (b) The local governing authorities shall be responsible
21 for the provision of such decal or device, its issuance and
22 designated placement within the vehicle. The cost of such decal
23 or device shall be at the discretion of such local governing
24 authority.

25 (c) The Secretary of State may, pursuant to Section
26 3-616(c), issue a person with disabilities parking decal or

1 device to a person with disabilities as defined by Section
2 1-159.1. Any person with disabilities parking decal or device
3 issued by the Secretary of State shall be registered to that
4 person with disabilities in the form to be prescribed by the
5 Secretary of State. The person with disabilities parking decal
6 or device shall not display that person's address. One
7 additional decal or device may be issued to an applicant upon
8 his or her written request and with the approval of the
9 Secretary of State. The written request must include a
10 justification of the need for the additional decal or device.

11 (c-5) Beginning January 1, 2014, the Secretary shall
12 provide by administrative rule for the issuance of a separate
13 and distinct parking decal or device for persons with
14 disabilities as defined by Section 1-159.1 of this Code and who
15 meet the qualifications under this subsection. The authorized
16 holder of a decal or device issued under this subsection (c-5)
17 shall be exempt from the payment of fees generated by parking
18 in a metered space, a parking area subject to paragraph (10) of
19 subsection (a) of Section 11-209 of this Code, or a publicly
20 owned parking area.

21 The Secretary shall issue a meter-exempt decal or device to
22 a person with disabilities who: (i) has been issued
23 registration plates or digital registration plates under
24 subsection (a) of Section 3-609 or Section 3-616 of this Code
25 or a special decal or device under this Section, (ii) holds a
26 valid Illinois driver's license, and (iii) is unable to do one

1 or more of the following:

2 (1) manage, manipulate, or insert coins, or obtain
3 tickets or tokens in parking meters or ticket machines in
4 parking lots, due to the lack of fine motor control of both
5 hands;

6 (2) reach above his or her head to a height of 42
7 inches from the ground, due to a lack of finger, hand, or
8 upper extremity strength or mobility;

9 (3) approach a parking meter due to his or her use of a
10 wheelchair or other device for mobility; or

11 (4) walk more than 20 feet due to an orthopedic,
12 neurological, cardiovascular, or lung condition in which
13 the degree of debilitation is so severe that it almost
14 completely impedes the ability to walk.

15 The application for a meter-exempt parking decal or device
16 shall contain a statement certified by a licensed physician,
17 physician assistant, or advanced practice registered nurse
18 attesting to the permanent nature of the applicant's condition
19 and verifying that the applicant meets the physical
20 qualifications specified in this subsection (c-5).

21 Notwithstanding the requirements of this subsection (c-5),
22 the Secretary shall issue a meter-exempt decal or device to a
23 person who has been issued registration plates or digital
24 registration plates under Section 3-616 of this Code or a
25 special decal or device under this Section, if the applicant is
26 the parent or guardian of a person with disabilities who is

1 under 18 years of age and incapable of driving.

2 (d) Replacement decals or devices may be issued for lost,
3 stolen, or destroyed decals upon application and payment of a
4 \$10 fee. The replacement fee may be waived for individuals that
5 have claimed and received a grant under the Senior Citizens and
6 Persons with Disabilities Property Tax Relief Act.

7 (e) A person classified as a veteran under subsection (e)
8 of Section 6-106 of this Code that has been issued a decal or
9 device under this Section shall not be required to submit
10 evidence of disability in order to renew that decal or device
11 if, at the time of initial application, he or she submitted
12 evidence from his or her physician or the Department of
13 Veterans' Affairs that the disability is of a permanent nature.
14 However, the Secretary shall take reasonable steps to ensure
15 the veteran still resides in this State at the time of the
16 renewal. These steps may include requiring the veteran to
17 provide additional documentation or to appear at a Secretary of
18 State facility. To identify veterans who are eligible for this
19 exemption, the Secretary shall compare the list of the persons
20 who have been issued a decal or device to the list of persons
21 who have been issued a vehicle registration plate or digital
22 registration plate for veterans with disabilities under
23 Section 3-609 of this Code, or who are identified as a veteran
24 on their driver's license under Section 6-110 of this Code or
25 on their identification card under Section 4 of the Illinois
26 Identification Card Act.

1 (Source: P.A. 99-143, eff. 7-27-15; 100-513, eff. 1-1-18;
2 100-702, eff. 1-1-19.)

3 (625 ILCS 5/11-1303) (from Ch. 95 1/2, par. 11-1303)

4 Sec. 11-1303. Stopping, standing or parking prohibited in
5 specified places.

6 (a) Except when necessary to avoid conflict with other
7 traffic, or in compliance with law or the directions of a
8 police officer or official traffic-control device, no person
9 shall:

10 1. Stop, stand or park a vehicle:

11 a. On the roadway side of any vehicle stopped or
12 parked at the edge or curb of a street;

13 b. On a sidewalk;

14 c. Within an intersection;

15 d. On a crosswalk;

16 e. Between a safety zone and the adjacent curb or
17 within 30 feet of points on the curb immediately
18 opposite the ends of a safety zone, unless a different
19 length is indicated by signs or markings;

20 f. Alongside or opposite any street excavation or
21 obstruction when stopping, standing or parking would
22 obstruct traffic;

23 g. Upon any bridge or other elevated structure upon
24 a highway or within a highway tunnel;

25 h. On any railroad tracks. A violation of any part

1 of this subparagraph h. shall result in a mandatory
2 fine of \$500 or 50 hours of community service.

3 i. At any place where official signs prohibit
4 stopping;

5 j. On any controlled-access highway;

6 k. In the area between roadways of a divided
7 highway, including crossovers;

8 l. In a public parking area if the vehicle does not
9 display a current annual registration sticker or
10 digital registration sticker or current temporary
11 permit pending registration.

12 2. Stand or park a vehicle, whether occupied or not,
13 except momentarily to pick up or discharge passengers:

14 a. In front of a public or private driveway;

15 b. Within 15 feet of a fire hydrant;

16 c. Within 20 feet of a crosswalk at an
17 intersection;

18 d. Within 30 feet upon the approach to any flashing
19 signal, stop sign, yield sign, or traffic control
20 signal located at the side of a roadway;

21 e. Within 20 feet of the driveway entrance to any
22 fire station and on the side of a street opposite the
23 entrance to any fire station within 75 feet of such
24 entrance (when properly sign-posted);

25 f. At any place where official signs prohibit
26 standing.

1 3. Park a vehicle, whether occupied or not, except
2 temporarily for the purpose of and while actually engaged
3 in loading or unloading property or passengers:

4 a. Within 50 feet of the nearest rail of a railroad
5 crossing;

6 b. At any place where official signs prohibit
7 parking.

8 (b) No person shall move a vehicle not lawfully under his
9 control into any such prohibited area or away from a curb such
10 distance as is unlawful.

11 (Source: P.A. 89-245, eff. 1-1-96; 89-658, eff. 1-1-97.)

12 (625 ILCS 5/11-1304.5)

13 Sec. 11-1304.5. Parking of vehicle with expired
14 registration. No person may stop, park, or leave standing upon
15 a public street, highway, or roadway a vehicle upon which is
16 displayed an Illinois registration plate or plates or digital
17 registration plate or plates or registration sticker or digital
18 registration sticker after the termination of the registration
19 period, except as provided for in subsection (b) of Section
20 3-701 of this Code, for which the registration plate or plates
21 or digital registration plate or plates or registration sticker
22 or digital registration sticker was issued or after the
23 expiration date set under Section 3-414 or 3-414.1 of this
24 Code.

25 (Source: P.A. 99-166, eff. 7-28-15.)

1 (625 ILCS 5/11-1305) (from Ch. 95 1/2, par. 11-1305)

2 Sec. 11-1305. Lessors of visitor vehicles - Duty upon
3 receiving notice of violation of this Article or local parking
4 regulation. Every person in whose name a vehicle is registered
5 pursuant to law and who leases such vehicle to others, after
6 receiving written notice of a violation of this Article or a
7 parking regulation of a local authority involving such vehicle,
8 shall upon request provide such police officers as have
9 authority of the offense, and the court having jurisdiction
10 thereof, with a written statement of the name and address of
11 the lessee at the time of such offense and the identifying
12 number upon the registration plates or digital registration
13 plates and registration sticker or stickers or digital
14 registration sticker or stickers of such vehicle.

15 (Source: P.A. 80-230; 80-911; 80-1185.)

16 (625 ILCS 5/12-610) (from Ch. 95 1/2, par. 12-610)

17 Sec. 12-610. Headset receivers.

18 (a) Except as provided under Section 11-1403.3, no driver
19 of a motor vehicle on the highways of this State shall wear
20 headset receivers while driving.

21 (b) This Section does not prohibit the use of a headset
22 type receiving equipment used exclusively for safety or traffic
23 engineering studies, by law enforcement personnel on duty, or
24 emergency medical services and fire service personnel.

1 (c) This Section does not prohibit the use of any single
2 sided headset type receiving and transmitting equipment
3 designed to be used in or on one ear which is used exclusively
4 for providing two-way radio vocal communications by an
5 individual in possession of a current and valid novice class or
6 higher amateur radio license issued by the Federal
7 Communications Commission and an amateur radio operator
8 special registration plate or digital registration plate
9 issued under Section 3-607 of this Code.

10 (d) This Section does not prohibit the use of a
11 single-sided headset or earpiece with a cellular or other
12 mobile telephone.

13 (Source: P.A. 92-152, eff. 7-25-01.)

14 (625 ILCS 5/13-101) (from Ch. 95 1/2, par. 13-101)

15 Sec. 13-101. Submission to safety test; certificate of
16 safety. To promote the safety of the general public, every
17 owner of a second division vehicle, medical transport vehicle,
18 tow truck, first division vehicle including a taxi which is
19 used for a purpose that requires a school bus driver permit,
20 motor vehicle used for driver education training, or contract
21 carrier transporting employees in the course of their
22 employment on a highway of this State in a vehicle designed to
23 carry 15 or fewer passengers shall, before operating the
24 vehicle upon the highways of Illinois, submit it to a "safety
25 test" and secure a certificate of safety furnished by the

1 Department as set forth in Section 13-109. Each second division
2 motor vehicle that pulls or draws a trailer, semitrailer or
3 pole trailer, with a gross weight of 10,001 lbs or more or is
4 registered for a gross weight of 10,001 lbs or more, motor bus,
5 religious organization bus, school bus, senior citizen
6 transportation vehicle, and limousine shall be subject to
7 inspection by the Department and the Department is authorized
8 to establish rules and regulations for the implementation of
9 such inspections.

10 The owners of each salvage vehicle shall submit it to a
11 "safety test" and secure a certificate of safety furnished by
12 the Department prior to its salvage vehicle inspection pursuant
13 to Section 3-308 of this Code. In implementing and enforcing
14 the provisions of this Section, the Department and other
15 authorized State agencies shall do so in a manner that is not
16 inconsistent with any applicable federal law or regulation so
17 that no federal funding or support is jeopardized by the
18 enactment or application of these provisions.

19 However, none of the provisions of Chapter 13 requiring
20 safety tests or a certificate of safety shall apply to:

21 (a) farm tractors, machinery and implements, wagons,
22 wagon-trailers or like farm vehicles used primarily in
23 agricultural pursuits;

24 (b) vehicles other than school buses, tow trucks and
25 medical transport vehicles owned or operated by a municipal
26 corporation or political subdivision having a population

1 of 1,000,000 or more inhabitants and which are subject to
2 safety tests imposed by local ordinance or resolution;

3 (c) a semitrailer or trailer having a gross weight of
4 5,000 pounds or less including vehicle weight and maximum
5 load;

6 (d) recreational vehicles;

7 (e) vehicles registered as and displaying Illinois
8 antique vehicle plates and vehicles registered as
9 expanded-use antique vehicles and displaying expanded-use
10 antique vehicle plates;

11 (f) house trailers equipped and used for living
12 quarters;

13 (g) vehicles registered as and displaying Illinois
14 permanently mounted equipment plates or similar vehicles
15 eligible therefor but registered as governmental vehicles
16 provided that if said vehicle is reclassified from a
17 permanently mounted equipment plate so as to lose the
18 exemption of not requiring a certificate of safety, such
19 vehicle must be safety tested within 30 days of the
20 reclassification;

21 (h) vehicles owned or operated by a manufacturer,
22 dealer or transporter displaying a special plate or plates
23 as described in Chapter 3 of this Code while such vehicle
24 is being delivered from the manufacturing or assembly plant
25 directly to the purchasing dealership or distributor, or
26 being temporarily road driven for quality control testing,

1 or from one dealer or distributor to another, or are being
2 moved by the most direct route from one location to another
3 for the purpose of installing special bodies or equipment,
4 or driven for purposes of demonstration by a prospective
5 buyer with the dealer or his agent present in the cab of
6 the vehicle during the demonstration;

7 (i) pole trailers and auxiliary axles;

8 (j) special mobile equipment;

9 (k) vehicles properly registered in another State
10 pursuant to law and displaying a valid registration plate
11 or digital registration plate, except vehicles of contract
12 carriers transporting employees in the course of their
13 employment on a highway of this State in a vehicle designed
14 to carry 15 or fewer passengers are only exempted to the
15 extent that the safety testing requirements applicable to
16 such vehicles in the state of registration are no less
17 stringent than the safety testing requirements applicable
18 to contract carriers that are lawfully registered in
19 Illinois;

20 (l) water-well boring apparatuses or rigs;

21 (m) any vehicle which is owned and operated by the
22 federal government and externally displays evidence of
23 such ownership; and

24 (n) second division vehicles registered for a gross
25 weight of 10,000 pounds or less, except when such second
26 division motor vehicles pull or draw a trailer,

1 semi-trailer or pole trailer having a gross weight of or
2 registered for a gross weight of more than 10,000 pounds;
3 motor buses; religious organization buses; school buses;
4 senior citizen transportation vehicles; medical transport
5 vehicles; tow trucks; and any property carrying vehicles
6 being operated in commerce that are registered for a gross
7 weight of more than 8,000 lbs but less than 10,001 lbs.

8 The safety test shall include the testing and inspection of
9 brakes, lights, horns, reflectors, rear vision mirrors,
10 mufflers, safety chains, windshields and windshield wipers,
11 warning flags and flares, frame, axle, cab and body, or cab or
12 body, wheels, steering apparatus, and other safety devices and
13 appliances required by this Code and such other safety tests as
14 the Department may by rule or regulation require, for second
15 division vehicles, school buses, medical transport vehicles,
16 tow trucks, first division vehicles including taxis which are
17 used for a purpose that requires a school bus driver permit,
18 motor vehicles used for driver education training, vehicles
19 designed to carry 15 or fewer passengers operated by a contract
20 carrier transporting employees in the course of their
21 employment on a highway of this State, trailers, and
22 semitrailers subject to inspection.

23 For tow trucks, the safety test and inspection shall also
24 include the inspection of winch mountings, body panels, body
25 mounts, wheel lift swivel points, and sling straps, and other
26 tests and inspections the Department by rule requires for tow

1 trucks.

2 For driver education vehicles used by public high schools,
3 the vehicle must also be equipped with dual control brakes, a
4 mirror on each side of the vehicle so located as to reflect to
5 the driver a view of the highway for a distance of at least 200
6 feet to the rear, and a sign visible from the front and the
7 rear identifying the vehicle as a driver education car.

8 For trucks, truck tractors, trailers, semi-trailers,
9 buses, and first division vehicles including taxis which are
10 used for a purpose that requires a school bus driver permit,
11 the safety test shall be conducted in accordance with the
12 Minimum Periodic Inspection Standards promulgated by the
13 Federal Highway Administration of the U.S. Department of
14 Transportation and contained in Appendix G to Subchapter B of
15 Chapter III of Title 49 of the Code of Federal Regulations.
16 Those standards, as now in effect, are made a part of this
17 Code, in the same manner as though they were set out in full in
18 this Code.

19 The passing of the safety test shall not be a bar at any
20 time to prosecution for operating a second division vehicle,
21 medical transport vehicle, motor vehicle used for driver
22 education training, or vehicle designed to carry 15 or fewer
23 passengers operated by a contract carrier as provided in this
24 Section that is unsafe, as determined by the standards
25 prescribed in this Code.

26 (Source: P.A. 100-956, eff. 1-1-19.)

1 (625 ILCS 5/13C-55)

2 Sec. 13C-55. Enforcement.

3 (a) Computer-Matched Enforcement.

4 (1) The provisions of this subsection (a) are operative
5 until the implementation of the registration denial
6 enforcement mechanism required by subsection (b). The
7 Agency shall cooperate in the enforcement of this Chapter
8 by (i) identifying probable violations through computer
9 matching of vehicle registration records and inspection
10 records; (ii) sending one notice to each suspected violator
11 identified through such matching, stating that
12 registration and inspection records indicate that the
13 vehicle owner has not complied with this Chapter; (iii)
14 directing the vehicle owner to notify the Agency or the
15 Secretary of State if he or she has ceased to own the
16 vehicle or has changed residence; and (iv) advising the
17 vehicle owner of the consequences of violating this
18 Chapter.

19 The Agency shall cooperate with the Secretary of State
20 in the administration of this Chapter and the related
21 provisions of Chapter 3, and shall provide the Secretary of
22 State with such information as the Secretary of State may
23 deem necessary for these purposes, including regular and
24 timely access to vehicle inspection records.

25 The Secretary of State shall cooperate with the Agency

1 in the administration of this Chapter and shall provide the
2 Agency with such information as the Agency may deem
3 necessary for the purposes of this Chapter, including
4 regular and timely access to vehicle registration records.
5 Section 2-123 of this Code does not apply to the provision
6 of this information.

7 (2) The Secretary of State shall suspend either the
8 driving privileges or the vehicle registration, or both, of
9 any vehicle owner who has not complied with this Chapter,
10 if (i) the vehicle owner has failed to satisfactorily
11 respond to the one notice sent by the Agency under
12 paragraph (a)(1), and (ii) the Secretary of State has
13 mailed the vehicle owner a notice that the suspension will
14 be imposed if the owner does not comply within a stated
15 period, and the Secretary of State has not received
16 satisfactory evidence of compliance within that period.
17 The Secretary of State shall send this notice only after
18 receiving a statement from the Agency that the vehicle
19 owner has failed to comply with this Section. Notice shall
20 be effective as specified in subsection (c) of Section
21 6-211 of this Code.

22 A suspension under this paragraph (a)(2) shall not be
23 terminated until satisfactory proof of compliance has been
24 submitted to the Secretary of State. No driver's license or
25 permit, or renewal of a license or permit, may be issued to
26 a person whose driving privileges have been suspended under

1 this Section until the suspension has been terminated. No
2 vehicle registration or registration plate or digital
3 registration plate that has been suspended under this
4 Section may be reinstated or renewed, or transferred by the
5 owner to any other vehicle, until the suspension has been
6 terminated.

7 (b) Registration Denial Enforcement.

8 (1) No later than January 1, 2008, and consistent with
9 Title 40, Part 51, Section 51.361 of the Code of Federal
10 Regulations, the Agency and the Secretary of State shall
11 design, implement, maintain, and operate a registration
12 denial enforcement mechanism to ensure compliance with the
13 provisions of this Chapter, and cooperate with other State
14 and local governmental entities to effectuate its
15 provisions. Specifically, this enforcement mechanism shall
16 contain, at a minimum, the following elements:

17 (A) An external, readily visible means of
18 determining vehicle compliance with the registration
19 requirement to facilitate enforcement of the program;

20 (B) A biennial schedule of testing that clearly
21 determines when a vehicle shall comply prior to
22 registration;

23 (C) A testing certification mechanism (either
24 paper-based or electronic) that shall be used for
25 registration purposes and clearly states whether the
26 certification is valid for purposes of registration,

1 including:

2 (i) Expiration date of the certificate;

3 (ii) Unambiguous vehicle identification
4 information; and

5 (iii) Whether the vehicle passed or received a
6 waiver;

7 (D) A commitment to routinely issue citations to
8 motorists with expired or missing license plates, with
9 either no registration or an expired registration, and
10 with no license plate decals or expired decals, and
11 provide for enforcement officials other than police to
12 issue citations (e.g., parking meter attendants) to
13 parked vehicles in noncompliance;

14 (E) A commitment to structure the penalty system to
15 deter noncompliance with the registration requirement
16 through the use of mandatory minimum fines (meaning
17 civil, monetary penalties) constituting a meaningful
18 deterrent and through a requirement that compliance be
19 demonstrated before a case can be closed;

20 (F) Ensurance that evidence of testing is
21 available and checked for validity at the time of a new
22 registration of a used vehicle or registration
23 renewal;

24 (G) Prevention of owners or lessors from avoiding
25 testing through manipulation of the title or
26 registration system; title transfers may re-start the

1 clock on the inspection cycle only if proof of current
2 compliance is required at title transfer;

3 (H) Prevention of the fraudulent initial
4 classification or reclassification of a vehicle from
5 subject to non-subject or exempt by requiring proof of
6 address changes prior to registration record
7 modification, and documentation from the testing
8 program (or delegate) certifying based on a physical
9 inspection that the vehicle is exempt;

10 (I) Limiting and tracking of the use of time
11 extensions of the registration requirement to prevent
12 repeated extensions;

13 (J) Providing for meaningful penalties for cases
14 of registration fraud;

15 (K) Limiting and tracking exemptions to prevent
16 abuse of the exemption policy for vehicles claimed to
17 be out-of-state; and

18 (L) Encouraging enforcement of vehicle
19 registration transfer requirements when vehicle owners
20 move into the affected counties by coordinating with
21 local and State enforcement agencies and structuring
22 other activities (e.g., driver's license issuance) to
23 effect registration transfers.

24 (2) The Agency shall cooperate in the enforcement of
25 this Chapter by providing the owner or owners of complying
26 vehicles with a Compliance Certificate stating that the

1 vehicle meets all applicable requirements of this Chapter.

2 The Agency shall cooperate with the Secretary of State
3 in the administration of this Chapter and the related
4 provisions of Chapter 3, and shall provide the Secretary of
5 State with such information as the Secretary of State may
6 deem necessary for these purposes, including regular and
7 timely access to vehicle inspection records.

8 The Secretary of State shall cooperate with the Agency
9 in the administration of this Chapter and shall provide the
10 Agency with such information as the Agency may deem
11 necessary for the purposes of this Chapter, including
12 regular and timely access to vehicle registration records.
13 Section 2-123 of this Code does not apply to the provision
14 of this information.

15 (3) Consistent with the requirements of Section
16 13C-15, the Secretary of State shall not renew any vehicle
17 registration for a subject vehicle that has not complied
18 with this Chapter. Additionally, the Secretary of State
19 shall not allow the issuance of a new registration nor
20 allow the transfer of a registration to a subject vehicle
21 that has not complied with this Chapter.

22 (4) The Secretary of State shall suspend the
23 registration of any vehicle which has permanent vehicle
24 registration plates or digital registration plates that
25 has not complied with the requirements of this Chapter. A
26 suspension under this paragraph (4) shall not be terminated

1 until satisfactory proof of compliance has been submitted
2 to the Secretary of State. No permanent vehicle
3 registration plate or digital registration plate that has
4 been suspended under this Section may be reinstated or
5 renewed, or transferred by the owner to any other vehicle,
6 until the suspension has been terminated.

7 (Source: P.A. 94-526, eff. 1-1-06; 94-848, eff. 6-9-06.)

8 (625 ILCS 5/20-401) (from Ch. 95 1/2, par. 20-401)

9 Sec. 20-401. Saving provisions. The repeal of any Act by
10 this Chapter shall not affect any right accrued or liability
11 incurred under said repealed Act to the effective date hereof.

12 The provisions of this Act, insofar as they are the same or
13 substantially the same as those of any prior Act, shall be
14 construed as a continuation of said prior Act. Any license,
15 permit, certificate, registration, registration plate or
16 digital registration plate, registration sticker or digital
17 registration sticker, bond, policy of insurance or other
18 instrument or document issued or filed or any deposit made
19 under any such prior Act and still in effect on the effective
20 date of this Act shall, except as otherwise specifically
21 provided in this Act, be deemed the equivalent of a license,
22 permit, certificate, registration, registration plate or
23 digital registration plate, registration sticker or digital
24 registration sticker, bond, policy of insurance, or other
25 instrument or document issued or filed or any deposit made

1 under this Act, and shall continue in effect until its
2 expiration or until suspended, revoked, cancelled or forfeited
3 under this Act.

4 Furthermore, when any section of any of the various laws or
5 acts repealed by this Act is amended by an Amendatory Act of
6 the 76th General Assembly, and such amended section becomes law
7 prior to the effective date of this Act, then it is the intent
8 of the General Assembly that the corresponding section of this
9 Code and Act be construed so as to give effect to such
10 amendment as if it were made a part of this Code. Should,
11 however, any such Amendatory Act amend a definition of a word
12 or phrase in an act repealed by this Act, and such becomes law
13 prior to the effective date of this Act, it is the further
14 intent of the General Assembly that the corresponding section
15 of this Code specifically defining such word or phrase be
16 construed so as to give effect to such amendment, and if not
17 specifically defined, that the corresponding section of
18 Chapter 1 of this Code be construed so as to give effect to
19 such amendment. In the event that a new section is added to an
20 act repealed by this Act by an Act of the 76th General
21 Assembly, it is the further intent of the General Assembly that
22 this Code be construed as if such were made a part of this
23 Code.

24 (Source: P.A. 80-230.)

25 Section 25. The Automated Traffic Control Systems in

1 Highway Construction or Maintenance Zones Act is amended by
2 changing Sections 15 and 30 as follows:

3 (625 ILCS 7/15)

4 Sec. 15. Definitions. As used in this Act:

5 (a) "Automated traffic control system" means a
6 photographic device, radar device, laser device, or other
7 electrical or mechanical device or devices designed to record
8 the speed of a vehicle and obtain a clear photograph or other
9 recorded image of the vehicle, the vehicle operator, and the
10 vehicle's registration plate or digital registration plate
11 while the driver is violating Section 11-605.1 of the Illinois
12 Vehicle Code. The photograph or other recorded image must also
13 display the time, date, and location of the violation. A law
14 enforcement officer is not required to be present or to witness
15 the violation.

16 (b) "Construction or maintenance zone" means an area in
17 which the Department of Transportation or the Illinois State
18 Toll Highway Authority has determined that the preexisting
19 established speed limit through a highway construction or
20 maintenance project is greater than is reasonable or safe with
21 respect to the conditions expected to exist in the construction
22 or maintenance zone and has posted a lower speed limit with a
23 highway construction or maintenance zone special speed limit
24 sign in accordance with Section 11-605.1 of the Illinois
25 Vehicle Code.

1 (c) "Owner" means the person or entity to whom the vehicle
2 is registered.

3 (Source: P.A. 93-947, eff. 8-19-04.)

4 (625 ILCS 7/30)

5 Sec. 30. Requirements for issuance of a citation.

6 (a) The vehicle, vehicle operator, vehicle registration
7 plate or digital registration plate, speed, date, time, and
8 location must be clearly visible on the photograph or other
9 recorded image of the alleged violation.

10 (b) A Uniform Traffic Citation must be mailed or otherwise
11 delivered to the registered owner of the vehicle. If mailed,
12 the citation must be sent via certified mail within 14 business
13 days of the alleged violation, return receipt requested.

14 (c) The Uniform Traffic Citation must include:

15 (1) the name and address of the vehicle owner;

16 (2) the registration number of the vehicle;

17 (3) the offense charged;

18 (4) the time, date, and location of the violation;

19 (5) the first available court date; and

20 (6) notice that the basis of the citation is the
21 photograph or recorded image from the automated traffic
22 control system.

23 (d) The Uniform Traffic Citation issued to the violator
24 must be accompanied by a written document that lists the
25 violator's rights and obligations and explains how the violator

1 can elect to proceed by either paying the fine or challenging
2 the issuance of the Uniform Traffic Citation.

3 (Source: P.A. 93-947, eff. 8-19-04; 94-757, eff. 5-12-06;
4 94-814, eff. 1-1-07.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law."