

1 AN ACT concerning the Secretary of State.

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

4 Section 5. The State Salary and Annuity Withholding Act is
5 amended by changing Sections 4 and 8 as follows:

6 (5 ILCS 365/4) (from Ch. 127, par. 354)

7 Sec. 4. Authorization of withholding. An employee or
8 annuitant may authorize the withholding of a portion of his
9 salary, wages, or annuity for any one or more of the following
10 purposes:

11 (1) for purchase of United States Savings Bonds;

12 (2) for payment of premiums on life or accident and
13 health insurance as defined in Section 4 of the "Illinois
14 Insurance Code", approved June 29, 1937, as amended, and
15 for payment of premiums on policies of automobile insurance
16 as defined in Section 143.13 of the "Illinois Insurance
17 Code", as amended, and the personal multiperil coverages
18 commonly known as homeowner's insurance. However, no
19 portion of salaries, wages or annuities may be withheld to
20 pay premiums on automobile, homeowner's, life or accident
21 and health insurance policies issued by any one insurance
22 company or insurance service company unless a minimum of
23 100 employees or annuitants insured by that company

1 authorize the withholding by an Office within 6 months
2 after such withholding begins. If such minimum is not
3 satisfied the Office may discontinue withholding for such
4 company. For any insurance company or insurance service
5 company which has not previously had withholding, the
6 Office may allow withholding for premiums, where less than
7 100 policies have been written, to cover a probationary
8 period. An insurance company which has discontinued
9 withholding may reinstate it upon presentation of facts
10 indicating new management or re-organization satisfactory
11 to the Office;

12 (3) for payment to any labor organization designated by
13 the employee;

14 (4) for payment of dues to any association the
15 membership of which consists of State employees and former
16 State employees;

17 (5) for deposit in any credit union, in which State
18 employees are within the field of membership as a result of
19 their employment;

20 (6) for payment to or for the benefit of an institution
21 of higher education by an employee of that institution;

22 (7) for payment of parking fees ~~at the underground~~
23 ~~facility located south of the William G. Stratton State~~
24 ~~Office Building in Springfield, the parking ramp located at~~
25 ~~401 South College Street, west of the William G. Stratton~~
26 ~~State Office Building in Springfield, or at the parking~~

1 facilities located on the Urbana-Champaign campus of the
2 University of Illinois;

3 (8) for voluntary payment to the State of Illinois of
4 amounts then due and payable to the State;

5 (9) for investment purchases made as a participant in
6 College Savings Programs established pursuant to Section
7 30-15.8a of the School Code;

8 (10) for voluntary payment to the Illinois Department
9 of Revenue of amounts due or to become due under the
10 Illinois Income Tax Act;

11 (11) for payment of optional contributions to a
12 retirement system subject to the provisions of the Illinois
13 Pension Code;

14 (12) for contributions to organizations found
15 qualified by the State Comptroller under the requirements
16 set forth in the Voluntary Payroll Deductions Act of 1983;

17 (13) for payment of fringe benefit contributions to
18 employee benefit trust funds (whether such employee
19 benefit trust funds are governed by the Employee Retirement
20 Income Security Act of 1974, as amended, 29 U.S.C. §1001 et
21 seq. or not) for State contractual employees hired through
22 labor organizations and working pursuant to a signed
23 agreement between a labor organization and a State agency,
24 whether subject to the Illinois Prevailing Wage Act or not;
25 this item (13) is not intended to limit employee benefit
26 trust funds and the contributions to be made thereto to be

1 limited to those which are encompassed for purposes of
2 computing the prevailing wage in any particular locale, but
3 rather such employee benefit trusts are intended to include
4 contributions to be made to such funds that are intended to
5 assist in training, building and maintenance, industry
6 advancement, and the like, including but not limited to
7 those benefit trust funds such as pension and welfare that
8 are normally computed in the prevailing wage rates and
9 which otherwise would be subject to contribution
10 obligations by private employers that are signatory to
11 agreements with labor organizations;

12 (14) for voluntary payment as part of the Illinois
13 Gives Initiative under Section 26 of the State Comptroller
14 Act; or -

15 (15) for payment of parking fees at the underground
16 facility located south of the William G. Stratton State
17 Office Building in Springfield or the parking ramp located
18 at 401 South College Street, west of the William G.
19 Stratton State Office Building in Springfield.

20 (Source: P.A. 98-700, eff. 7-7-14.)

21 (5 ILCS 365/8) (from Ch. 127, par. 358)

22 Sec. 8. Payment of certain amounts withheld.

23 (a) If a withholding authorization is for the purpose of
24 payment of insurance premiums or for payment to a labor union,
25 each Office shall make payments, as soon as payroll warrants

1 are prepared and verified, on behalf of the employee or
2 annuitant to the payee named in the authorization the amount
3 specified in the authorization. Such payments shall be made by
4 warrants prepared at the time the payroll is processed.

5 (b) If a withholding authorization is for the purpose of
6 purchasing United States Savings Bonds, each Office, whenever a
7 sufficient sum has accumulated in the employee's account to
8 purchase a bond of the denomination directed by the employee in
9 his authorization, shall purchase such a United States Savings
10 Bond in the name designated by the employee and deliver it to
11 the employee.

12 (c) If a withholding authorization is for the purpose of
13 payment of parking fees pursuant to paragraph 7 of Section 4,
14 the State Comptroller shall deposit ~~80% of~~ the amount withheld
15 ~~in the Capital Development Bond Retirement and Interest Fund in~~
16 ~~the State Treasury and 20% of the amount withheld~~ in the State
17 Parking Facility Maintenance Fund in the State Treasury.

18 (d) If a withholding authorization is for the purpose of
19 payment of amounts due or to become due under the Illinois
20 Income Tax Act, the Office shall pay the amounts withheld
21 without delay directly to the Department of Revenue or to a
22 depository designated by the Department of Revenue.

23 (e) If a withholding authorization is for the purpose of
24 payment of parking fees under paragraph (15) of Section 4 of
25 this Act, the State Comptroller shall deposit the entire amount
26 withheld in the State Parking Facility Maintenance Fund in the

1 State treasury.

2 (Source: P.A. 90-448, eff. 8-16-97.)

3 Section 10. The State Finance Act is amended by changing
4 Section 6z-23 as follows:

5 (30 ILCS 105/6z-23) (from Ch. 127, par. 142z-23)

6 Sec. 6z-23. All monies received by the Secretary of State
7 pursuant to paragraph (f) of Section 2-119 or subsection (d)
8 ~~(b)~~ of Section 3-113 of the Illinois Vehicle Code shall be
9 deposited in the CDLIS/AAMVAnet/NMVTIS Trust Fund. The money in
10 this Fund shall only be used by the Secretary of State to pay
11 for (1) the enrollment of commercial drivers into the
12 Commercial Driver License Information System (CDLIS), (2)
13 network charges assessed Illinois by AAMVAnet, Inc., for motor
14 vehicle and driver records data and information, (3) expenses
15 (limited to equipment, maintenance, and software) related to
16 the testing of applicants for commercial driver's licenses, ~~and~~
17 (4) expenses related to participation in the National Motor
18 Vehicle Title Information Service, and (5) any expenses related
19 to vehicle registration or titling.

20 (Source: P.A. 98-177, eff. 1-1-14.)

21 Section 15. The Illinois Vehicle Code is amended by
22 changing Sections 3-638, 3-808.1, and 11-1304.5 as follows:

1 (625 ILCS 5/3-638)

2 Sec. 3-638. U.S. Veteran License Plates.

3 (a) In addition to any other special license plate, the
4 Secretary, upon receipt of all applicable fees and applications
5 made in the form prescribed by the Secretary of State, may
6 issue U.S. Veteran license plates to residents of Illinois who
7 meet eligibility requirements prescribed by the Secretary of
8 State. The special U.S. Veteran plate issued under this Section
9 shall be affixed only to passenger vehicles of the first
10 division, motorcycles, and motor vehicles of the second
11 division weighing not more than 8,000 pounds. Plates issued
12 under this Section shall expire according to the staggered
13 multi-year procedure established by Section 3-414.1 of this
14 Code.

15 (b) The design, color, and format of the plates shall be
16 wholly within the discretion of the Secretary of State. The
17 Secretary may, in his or her discretion, allow the plates to be
18 issued as vanity plates or personalized in accordance with
19 Section 3-405.1 of this Code. The plates are not required to
20 designate "Land Of Lincoln", as prescribed in subsection (b) of
21 Section 3-412 of this Code. The Secretary shall prescribe the
22 eligibility requirements and, in his or her discretion, shall
23 approve and prescribe stickers or decals as provided under
24 Section 3-412.

25 (c) (Blank).

26 (d) A charitable organization deemed eligible by the

1 Secretary of State shall design decals to be affixed on plates
2 issued under this Section. The decals shall designate the
3 applicant's branch of service, theater of action, or both. The
4 Secretary may prescribe rules governing the requirements and
5 approval of charitable decals.

6 (e) The charitable organization authorized to design
7 decals under subsection (d) of this Section may establish a fee
8 for the purchase of charitable decals and shall report by July
9 31 of each year to the Secretary of State Vehicle Services
10 Department the sticker fee, the number of charitable decals
11 sold, the total revenue received from the sale of charitable
12 decals during the previous fiscal year, and any other
13 information deemed necessary by the Secretary of State.

14 (Source: P.A. 96-1409, eff. 1-1-11.)

15 (625 ILCS 5/3-808.1) (from Ch. 95 1/2, par. 3-808.1)

16 Sec. 3-808.1. (a) Permanent vehicle registration plates
17 shall be issued, at no charge, to the following:

18 1. Vehicles, other than medical transport vehicles,
19 owned and operated by the State of Illinois or by any State
20 agency financed by funds appropriated by the General
21 Assembly;

22 2. Special disability plates issued to vehicles owned
23 and operated by the State of Illinois or by any State
24 agency financed by funds appropriated by the General
25 Assembly.

1 (b) Permanent vehicle registration plates shall be issued,
2 for a one time fee of \$8.00, to the following:

3 1. Vehicles, other than medical transport vehicles,
4 operated by or for any county, township or municipal
5 corporation.

6 2. Vehicles owned by counties, townships or municipal
7 corporations for persons with disabilities.

8 3. Beginning with the 1991 registration year,
9 county-owned vehicles operated by or for any county sheriff
10 and designated deputy sheriffs. These registration plates
11 shall contain the specific county code and unit number.

12 4. All-terrain vehicles owned by counties, townships,
13 or municipal corporations and used for law enforcement
14 purposes when the Manufacturer's Statement of Origin is
15 accompanied with a letter from the original manufacturer or
16 a manufacturer's franchised dealer stating that this
17 all-terrain vehicle has been converted to a street worthy
18 vehicle that meets the equipment requirements set forth in
19 Chapter 12 of this Code.

20 5. Beginning with the 2001 registration year,
21 municipally-owned vehicles operated by or for any police
22 department. These registration plates shall contain the
23 designation "municipal police" and shall be numbered and
24 distributed as prescribed by the Secretary of State.

25 6. Beginning with the 2014 registration year,
26 municipally owned, fire district owned, or Mutual Aid Box

1 Alarm System (MABAS) owned vehicles operated by or for any
2 fire department, fire protection district, or MABAS. These
3 registration plates shall display the designation "Fire
4 Department" and shall display the specific fire
5 department, fire district, fire unit, or MABAS division
6 number or letter.

7 (b-5) Beginning with the 2016 registration year, permanent
8 vehicle registration plates shall be issued for a one-time fee
9 of \$8.00 to a county, township, or municipal corporation that
10 owns or operates vehicles used for the purpose of community
11 workplace commuting as defined by the Secretary of State by
12 administrative rule. The design and color of the plates shall
13 be wholly within the discretion of the Secretary. The Secretary
14 of State may adopt rules to implement this subsection (b-5).

15 (c) Beginning with the 2012 registration year,
16 county-owned vehicles operated by or for any county sheriff and
17 designated deputy sheriffs that have been issued registration
18 plates under subsection (b) of this Section shall be exempt
19 from any fee for the transfer of registration from one vehicle
20 to another vehicle. Each county sheriff shall report to the
21 Secretary of State any transfer of registration plates from one
22 vehicle to another vehicle operated by or for any county
23 sheriff and designated deputy sheriffs. The Secretary of State
24 shall adopt rules to implement this subsection (c).

25 (c-5) Beginning with the 2014 registration year,
26 municipally owned, fire district owned, or Mutual Aid Box Alarm

1 System (MABAS) owned vehicles operated by or for any fire
2 department, fire protection district, or MABAS that have been
3 issued registration plates under subsection (b) of this Section
4 shall be exempt from any fee for the transfer of registration
5 from one vehicle to another vehicle. Each fire department, fire
6 protection district, of MABAS shall report to the Secretary of
7 State any transfer of registration plates from one vehicle to
8 another vehicle operated by or for any fire department, fire
9 protection district, or MABAS. The Secretary of State shall
10 adopt rules to implement this subsection.

11 (d) Beginning with the 2013 registration year,
12 municipally-owned vehicles operated by or for any police
13 department that have been issued registration plates under
14 subsection (b) of this Section shall be exempt from any fee for
15 the transfer of registration from one vehicle to another
16 vehicle. Each municipal police department shall report to the
17 Secretary of State any transfer of registration plates from one
18 vehicle to another vehicle operated by or for any municipal
19 police department. The Secretary of State shall adopt rules to
20 implement this subsection (d).

21 (e) Beginning with the 2016 registration year, any vehicle
22 owned or operated by a county, township, or municipal
23 corporation that has been issued registration plates under this
24 Section is exempt from any fee for the transfer of registration
25 from one vehicle to another vehicle. Each county, township, or
26 municipal corporation shall report to the Secretary of State

1 any transfer of registration plates from one vehicle to another
2 vehicle operated by or for any county, township, or municipal
3 corporation.

4 (Source: P.A. 97-430, eff. 1-1-12; 97-794, eff. 1-1-13; 98-436,
5 eff. 1-1-14; 98-1074, eff. 1-1-15.)

6 (625 ILCS 5/11-1304.5)

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

16 (Source: P.A. 91-487, eff. 1-1-00.)

17 Section 20. The Conveyance and Encumbrance of Manufactured
18 Homes as Real Property and Severance Act is amended by changing
19 Section 5-15 as follows:

20 (765 ILCS 170/5-15)

21 Sec. 5-15. Affidavit of affixation.

22 (a) An affidavit of affixation shall contain or be
23 accompanied by:

1 (1) the name of the manufacturer, the make, the model
2 name, the model year, the dimensions, and the
3 manufacturer's serial number or numbers of the
4 manufactured home, and whether the manufactured home is new
5 or used;

6 (2) (A) a statement that the party executing the
7 affidavit is the owner of the real property described
8 therein or (B) if the party executing the affidavit is not
9 the owner of the real property, (1) a statement that the
10 manufactured home is not located in a mobile home park as
11 defined in Section 2.5 of the Mobile Home Park Act and that
12 the party executing the affidavit is in possession of the
13 real property pursuant to the terms of a lease in
14 recordable form that has a term that continues for at least
15 20 years after the date of execution of the affidavit and
16 (2) the consent of the lessor of the real property,
17 endorsed upon or attached to the affidavit and acknowledged
18 or proved in the manner as to entitle a conveyance to be
19 recorded;

20 (3) the street address and the legal description of the
21 real property to which the manufactured home is or shall be
22 affixed; and

23 (4) as applicable:

24 (A) if the manufactured home is not covered by a
25 certificate of title, including, if applicable, a
26 certificate of title issued in accordance with

1 subsection (b) of Section 3-109 of the Illinois Vehicle
2 Code, a statement by the owner to that effect, and

3 (i) a statement by the owner of the
4 manufactured home that the manufactured home is
5 covered by a Manufacturer's Statement of Origin,
6 the date the Manufacturer's Statement of Origin
7 was issued, and the manufacturer's serial number
8 or numbers of the manufactured home; and

9 (ii) a statement that annexed to the affidavit
10 of affixation is a copy of the ~~the original~~
11 Manufacturer's Statement of Origin for the
12 manufactured home, duly endorsed to the owner of
13 the manufactured home, and that the owner of the
14 manufactured home shall surrender the original
15 Manufacturer's Statement of Origin to the
16 Secretary of State; or

17 (B) if the manufactured home is covered by a
18 certificate of title, including, if applicable, a
19 certificate of title issued in accordance with
20 subsection (b) of Section 3-109 of the Illinois Vehicle
21 Code, a statement by the owner of the manufactured home
22 that the manufactured home is covered by a certificate
23 of title, the date the title was issued, the title
24 number, and that the owner of the manufactured home
25 shall surrender the title to the Secretary of State;

26 (5) a statement whether or not the manufactured home is

1 subject to one or more security interests or liens, and

2 (A) if the manufactured home is subject to one or
3 more security interests or liens, the name and address
4 of each party holding a security interest in or lien on
5 the manufactured home, including but not limited to,
6 each holder shown on any certificate of title issued by
7 the Secretary of State, if any, the original principal
8 amount secured by each security interest or lien; and a
9 statement that the security interest or lien shall be
10 released; or

11 (B) a statement that each security interest in or
12 lien on the manufactured home, if any, has been
13 released, together with due proof of each such release;

14 (6) a statement that the manufactured home is or shall
15 be affixed to a permanent foundation;

16 (7) the name and address of a person designated for
17 filing the certified copy of the affidavit of affixation
18 with the Secretary of State, to whom the recording officer
19 shall return the certified copy of the affidavit of
20 affixation after it has been duly recorded in the real
21 property records, as provided in Section 5-25 of this Act;
22 and

23 (8) the certification of a certified residential real
24 estate appraiser, a certified general real estate
25 appraiser, a licensed manufactured home installer, or a
26 licensed professional engineer, as provided in Section 5-5

1 of this Act.

2 (b) An affidavit of affixation shall be in the form set
3 forth in this Section, duly acknowledged or proved in like
4 manner as to entitle a conveyance to be recorded, and when so
5 acknowledged or proved and upon payment of the lawful fees
6 therefor, the recording officer shall immediately cause the
7 affidavit of affixation and any attachments thereto to be duly
8 recorded and indexed in the record of deeds.

9 (c) An affidavit of affixation shall be in the form set
10 forth below:

11 MANUFACTURED HOME
12 AFFIDAVIT OF AFFIXATION

13 STATE OF)
14)SS.
15 COUNTY OF

16 BEFORE ME, the undersigned Notary Public, on this day
17 personally appeared (type the
18 name(s) of each person signing this Affidavit) known to me to
19 be the person(s) whose name(s) is/are subscribed below (each a
20 "Homeowner"), and who, being by me first duly sworn, did each
21 on his or her oath state as follows:

- 22 1. Homeowner owns the manufactured home ("Home") described as
23 follows:

1
2

3 (Year; Manufacturer's Name; Manufacturer's Serial No(s).)

4 2. The street address of the real property to which the Home is
5 or shall be permanently affixed ("Property Address") is:

6

7 (Street or Route; City; County; State; Zip Code)

8 3. The legal description of the real property to which the Home
9 is or shall be affixed ("Land") is:

10

11

12

13

14 4. Homeowner is the owner of the Land or, if not the owner of
15 the Land, the Home is not located in a mobile home park, as
16 defined in Section 2.5 of the Mobile Home Park Act, and
17 Homeowner is in possession of the Land pursuant to a lease
18 in recordable form that has a term that continues for at
19 least 20 years after the date of the execution of this
20 Affidavit, and the consent of the lessor is attached to
21 this Affidavit.

22 5. The Home is or shall be assessed and taxed as an improvement

1 to the Land.

2 6. As of the date of the execution of this Affidavit, or, if
3 the Home is not yet located at the Property Address, upon
4 the delivery of the Home to the Property Address:

5 (a) The Home [] is [] shall be affixed to a permanent
6 foundation as defined in Section 5-5 of the Conveyance and
7 Encumbrance of Manufactured Homes as Real Property and
8 Severance Act;

9 (b) The wheels, axles, towbar, or hitch were removed when
10 the Home was placed on the Property Address; and

11 7. The Home [] was [] was not permanently affixed before
12 January 1, 2011.

13 8. If Homeowner is the owner of the Land, any conveyance or
14 financing of the Home and the Land shall be a single
15 transaction under applicable State law.

16 9. The Home is subject to the following security interests or
17 liens:

18 Name of Lienholder:

19 Address:

20 Name of Lienholder:

21 Address:

22 10. Other than those disclosed in this Affidavit, Homeowner is
23 not aware of (i) any other security interest, claim, lien,

1 or encumbrance affecting the Home or (ii) any other facts
2 or information that could reasonably affect the validity of
3 the title of the Home or the existence or non-existence of
4 security interests in it.

5 11. A release of lien from each of the lienholders identified
6 in paragraph 11 of this Affidavit [] has been [] shall be
7 delivered to the Secretary of State.

8 12. Homeowner shall initial only one of the following, as it
9 applies to the Home:

10 [] The Home is not covered by a certificate of title. The
11 Home is covered by a Manufacturer's Statement of Origin, issued
12 on the of,, manufacturer's serial
13 number, which Homeowner shall
14 surrender to the Secretary of State. A copy of the ~~The original~~
15 Manufacturer's Statement of Origin, duly endorsed to
16 Homeowner, is attached to this Affidavit.

17 [] The Home is covered by a certificate of title issued on
18 the day of,, title number
19, which Homeowner shall surrender to
20 the Secretary of State.

21 13. Homeowner designates the following person to file a
22 certified copy of this Affidavit with the Secretary of
23 State, and the person to whom the Recorder shall return a
24 certified copy of this Affidavit after it has been duly
25 recorded in the real property records:

26 Name:.....

1 Address:

2 14. This Affidavit is executed by Homeowner pursuant to Section
3 5-15 of the Conveyance and Encumbrance of Manufactured
4 Homes as Real Property and Severance Act.

5 15. The certification, pursuant to Section 5-5 of the
6 Conveyance and Encumbrance of Manufactured Homes as Real
7 Property and Severance Act, of a certified residential real
8 estate appraiser, a certified general real estate
9 appraiser, a licensed manufactured home installer, or a
10 licensed professional engineer that the home is affixed to
11 a permanent foundation is attached to this Affidavit.

12 IN WITNESS WHEREOF, Homeowner(s) has/have executed this
13 Affidavit in my presence and in the presence of the undersigned
14 witnesses on this day of,

15 (SEAL)

16 Homeowner #1 Witness

17

18 Printed Name

19 (SEAL)

20 Homeowner #2 Witness

21

22 Printed Name

1 (SEAL)

2 Homeowner #3 Witness

3

4 Printed Name

5 (SEAL)

6 Homeowner #4 Witness

7

8 Printed Name

9 STATE OF)

10) SS.

11 COUNTY OF)

12 The foregoing instrument was acknowledged before me this
13 (date) by (name(s) of person(s) who acknowledged).

14 Notary Public

15 Signature

16 My commission expires:

17 Official Seal:

18 ATTENTION RECORDER: This instrument covers goods that are
19 or are to become fixtures on the Property described herein and

1 is to be filed for record in the records where conveyances of
2 real estate are recorded.

3 (Source: P.A. 98-749, eff. 7-16-14.)

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