

# HB2486



## 100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB2486

by Rep. Norine K. Hammond

### SYNOPSIS AS INTRODUCED:

625 ILCS 5/1-169  
625 ILCS 5/3-815

from Ch. 95 1/2, par. 1-169  
from Ch. 95 1/2, par. 3-815

Amends the Illinois Vehicle Code. Adds to the definition of "recreational vehicle" any truck used primarily for recreational purposes and not used commercially or not owned by a commercial business. Provides that a person may register a truck used primarily for recreational purposes, and not used commercially, for hire, or not owned by a commercial business, by filing the proper application and paying the appropriate registration fee and highway use tax.

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FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing  
5 Sections 1-169 and 3-815 as follows:

6 (625 ILCS 5/1-169) (from Ch. 95 1/2, par. 1-169)

7 Sec. 1-169. Recreational vehicle. Every camping trailer,  
8 motor home, mini motor home, travel trailer, truck camper, ~~or~~  
9 van camper, or any other truck used primarily for recreational  
10 purposes and not used commercially nor owned by a commercial  
11 business.

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

13 (625 ILCS 5/3-815) (from Ch. 95 1/2, par. 3-815)

14 Sec. 3-815. Flat weight tax; vehicles of the second  
15 division.

16 (a) Except as provided in Section 3-806.3 and 3-804.3,  
17 every owner of a vehicle of the second division registered  
18 under Section 3-813, and not registered under the mileage  
19 weight tax under Section 3-818, shall pay to the Secretary of  
20 State, for each registration year, for the use of the public  
21 highways, a flat weight tax at the rates set forth in the  
22 following table, the rates including the \$10 registration fee:

## SCHEDULE OF FLAT WEIGHT TAX

## REQUIRED BY LAW

Gross Weight in Lbs. Including Vehicle and Maximum Load	Class	Total Fees each Fiscal year
8,000 lbs. and less	B	\$98
8,001 lbs. to 12,000 lbs.	D	138
12,001 lbs. to 16,000 lbs.	F	242
16,001 lbs. to 26,000 lbs.	H	490
26,001 lbs. to 28,000 lbs.	J	630
28,001 lbs. to 32,000 lbs.	K	842
32,001 lbs. to 36,000 lbs.	L	982
36,001 lbs. to 40,000 lbs.	N	1,202
40,001 lbs. to 45,000 lbs.	P	1,390
45,001 lbs. to 50,000 lbs.	Q	1,538
50,001 lbs. to 54,999 lbs.	R	1,698
55,000 lbs. to 59,500 lbs.	S	1,830
59,501 lbs. to 64,000 lbs.	T	1,970
64,001 lbs. to 73,280 lbs.	V	2,294
73,281 lbs. to 77,000 lbs.	X	2,622
77,001 lbs. to 80,000 lbs.	Z	2,790

Beginning with the 2010 registration year a \$1 surcharge shall be collected for vehicles registered in the 8,000 lbs. and less flat weight plate category above to be deposited into the State Police Vehicle Fund.

Beginning with the 2014 registration year, a \$2 surcharge

1 shall be collected in addition to the above fees for vehicles  
2 registered in the 8,000 lb. and less flat weight plate category  
3 as described in this subsection (a) to be deposited into the  
4 Park and Conservation Fund for the Department of Natural  
5 Resources to use for conservation efforts. The monies deposited  
6 into the Park and Conservation Fund under this Section shall  
7 not be subject to administrative charges or chargebacks unless  
8 otherwise authorized by this Act.

9 All of the proceeds of the additional fees imposed by this  
10 amendatory Act of the 96th General Assembly shall be deposited  
11 into the Capital Projects Fund.

12 (a-1) A Special Hauling Vehicle is a vehicle or combination  
13 of vehicles of the second division registered under Section  
14 3-813 transporting asphalt or concrete in the plastic state or  
15 a vehicle or combination of vehicles that are subject to the  
16 gross weight limitations in subsection (a) of Section 15-111  
17 for which the owner of the vehicle or combination of vehicles  
18 has elected to pay, in addition to the registration fee in  
19 subsection (a), \$125 to the Secretary of State for each  
20 registration year. The Secretary shall designate this class of  
21 vehicle as a Special Hauling Vehicle.

22 (a-5) Beginning January 1, 2015, upon the request of the  
23 vehicle owner, a \$10 surcharge shall be collected in addition  
24 to the above fees for vehicles in the 12,000 lbs. and less flat  
25 weight plate categories as described in subsection (a) to be  
26 deposited into the Secretary of State Special License Plate

1 Fund. The \$10 surcharge is to identify vehicles in the 12,000  
 2 lbs. and less flat weight plate categories as a covered farm  
 3 vehicle. The \$10 surcharge is an annual, flat fee that shall be  
 4 based on an applicant's new or existing registration year for  
 5 each vehicle in the 12,000 lbs. and less flat weight plate  
 6 categories. A designation as a covered farm vehicle under this  
 7 subsection (a-5) shall not alter a vehicle's registration as a  
 8 registration in the 12,000 lbs. or less flat weight category.  
 9 The Secretary shall adopt any rules necessary to implement this  
 10 subsection (a-5).

11 (b) Except as provided in Section 3-806.3, every camping  
 12 trailer, motor home, mini motor home, travel trailer, truck  
 13 camper, ~~or~~ van camper, or any other truck used primarily for  
 14 recreational purposes, and not used commercially, nor for hire,  
 15 nor owned by a commercial business, may be registered for each  
 16 registration year upon the filing of a proper application and  
 17 the payment of a registration fee and highway use tax,  
 18 according to the following table of fees:

19 MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER, OR  
 20 OTHER TRUCK

21 Gross Weight in Lbs.	Total Fees
22 Including Vehicle and	Each
23 Maximum Load	Calendar Year
24 8,000 lbs and less	\$78
25 8,001 Lbs. to 10,000 Lbs	90
26 10,001 Lbs. and Over	102

1 CAMPING TRAILER OR TRAVEL TRAILER

2	Gross Weight in Lbs.	Total Fees
3	Including Vehicle and	Each
4	Maximum Load	Calendar Year
5	3,000 Lbs. and Less	\$18
6	3,001 Lbs. to 8,000 Lbs.	30
7	8,001 Lbs. to 10,000 Lbs.	38
8	10,001 Lbs. and Over	50

9 Every house trailer must be registered under Section 3-819.

10 (c) Farm Truck. Any truck used exclusively for the owner's  
 11 own agricultural, horticultural or livestock raising  
 12 operations and not-for-hire only, or any truck used only in the  
 13 transportation for-hire of seasonal, fresh, perishable fruit  
 14 or vegetables from farm to the point of first processing, may  
 15 be registered by the owner under this paragraph in lieu of  
 16 registration under paragraph (a), upon filing of a proper  
 17 application and the payment of the \$10 registration fee and the  
 18 highway use tax herein specified as follows:

19 SCHEDULE OF FEES AND TAXES

20	Gross Weight in Lbs.		Total Amount for
21	Including Truck and		each
22	Maximum Load	Class	Fiscal Year
23	16,000 lbs. or less	VF	\$150
24	16,001 to 20,000 lbs.	VG	226
25	20,001 to 24,000 lbs.	VH	290
26	24,001 to 28,000 lbs.	VJ	378

1	28,001 to 32,000 lbs.	VK	506
2	32,001 to 36,000 lbs.	VL	610
3	36,001 to 45,000 lbs.	VP	810
4	45,001 to 54,999 lbs.	VR	1,026
5	55,000 to 64,000 lbs.	VT	1,202
6	64,001 to 73,280 lbs.	VV	1,290
7	73,281 to 77,000 lbs.	VX	1,350
8	77,001 to 80,000 lbs.	VZ	1,490

9           In the event the Secretary of State revokes a farm truck  
10 registration as authorized by law, the owner shall pay the flat  
11 weight tax due hereunder before operating such truck.

12           Any combination of vehicles having 5 axles, with a distance  
13 of 42 feet or less between extreme axles, that are subject to  
14 the weight limitations in subsection (a) of Section 15-111 for  
15 which the owner of the combination of vehicles has elected to  
16 pay, in addition to the registration fee in subsection (c),  
17 \$125 to the Secretary of State for each registration year shall  
18 be designated by the Secretary as a Special Hauling Vehicle.

19           (d) The number of axles necessary to carry the maximum load  
20 provided shall be determined from Chapter 15 of this Code.

21           (e) An owner may only apply for and receive 5 farm truck  
22 registrations, and only 2 of those 5 vehicles shall exceed  
23 59,500 gross weight in pounds per vehicle.

24           (f) Every person convicted of violating this Section by  
25 failure to pay the appropriate flat weight tax to the Secretary  
26 of State as set forth in the above tables shall be punished as

1 provided for in Section 3-401.

2 (Source: P.A. 97-201, eff. 1-1-12; 97-811, eff. 7-13-12;

3 97-1136, eff. 1-1-13; 98-463, eff. 8-16-13; 98-882, eff.

4 8-13-14.)