

SB3241



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB3241

Introduced 2/15/2018, by Sen. Jennifer Bertino-Tarrant

SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-412

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

625 ILCS 5/18b-101

from Ch. 95 1/2, par. 18b-101

Amends the Illinois Vehicle Code. Provides that the Secretary of State shall issue distinctive registration plates for covered farm vehicles. Provides that a \$10 surcharge shall be collected, in addition to all applicable fees for the issuance of a registration plate. Provides that the surcharge shall be deposited into the Secretary of State Special License Plate Fund. Provides that a designation as a covered farm vehicle shall not limit the purposes for which that vehicle may otherwise be used. Modifies the definition of "covered farm vehicle". Effective immediately.

LRB100 17179 LNS 32334 b

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 3-412 and 18b-101 as follows:

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

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

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

1 Sections 3-402.1 and 3-405.3 of this Code may not be required
2 if the Secretary deems the issuance unnecessary.

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

17 The Secretary may in his discretion prescribe that letters
18 be used as prefixes only on registration plates issued to
19 vehicles of the first division which are registered under this
20 Code and only as suffixes on registration plates issued to
21 other vehicles. Every registration sticker issued as evidence
22 of current registration shall designate the year number for
23 which it is issued and such other letters or numbers as the
24 Secretary may prescribe and shall be of a contrasting color
25 with the registration plates and registration stickers of the
26 previous year.

1 (c) Each registration plate and the required letters and
2 numerals thereon, except the year number for which issued,
3 shall be of sufficient size to be plainly readable from a
4 distance of 100 feet during daylight, and shall be coated with
5 reflectorizing material. The dimensions of the plate issued to
6 vehicles of the first division shall be 6 by 12 inches.

7 (d) The Secretary of State shall issue for every passenger
8 motor vehicle rented without a driver the same type of
9 registration plates as the type of plates issued for a private
10 passenger vehicle.

11 (e) The Secretary of State shall issue for every passenger
12 car used as a taxicab or livery, distinctive registration
13 plates.

14 (f) The Secretary of State shall issue for every motorcycle
15 distinctive registration plates distinguishing between
16 motorcycles having 150 or more cubic centimeters piston
17 displacement, or having less than 150 cubic centimeter piston
18 displacement.

19 (g) Registration plates issued to vehicles for-hire may
20 display a designation as determined by the Secretary that such
21 vehicles are for-hire.

22 (h) (Blank).

23 (i) The Secretary of State shall issue for every public and
24 private ambulance registration plates identifying the vehicle
25 as an ambulance. The Secretary shall forward to the Department
26 of Healthcare and Family Services registration information for

1 the purpose of verification of claims filed with the Department
2 by ambulance owners for payment for services to public
3 assistance recipients.

4 (j) The Secretary of State shall issue for every public and
5 private medical carrier or rescue vehicle livery registration
6 plates displaying numbers within ranges of numbers reserved
7 respectively for medical carriers and rescue vehicles. The
8 Secretary shall forward to the Department of Healthcare and
9 Family Services registration information for the purpose of
10 verification of claims filed with the Department by owners of
11 medical carriers or rescue vehicles for payment for services to
12 public assistance recipients.

13 (k) The Secretary of State shall issue distinctive license
14 plates or distinctive license plate stickers for every vehicle
15 exempted from subsections (a) and (a-5) of Section 12-503 by
16 subsection (g) of that Section, and by subsection (g-5) of that
17 Section before its deletion by this amendatory Act of the 95th
18 General Assembly. The Secretary shall issue these plates or
19 stickers immediately upon receiving the physician's
20 certification required under subsection (g) of Section 12-503.
21 New plates or stickers shall also be issued when the
22 certification is renewed as provided in that subsection.

23 (l) The Secretary of State shall issue distinctive
24 registration plates for low-speed vehicles.

25 (m) The Secretary of State shall issue distinctive
26 registration plates for autocycles. The dimensions of the plate

1 issued to autocycles shall be 4 by 7 inches.

2 (n) The Secretary of State shall issue distinctive
3 registration plates for covered farm vehicles as defined in
4 Section 18b-101 of this Code. Beginning in registration year
5 2020, the owner of a motor vehicle weighing 8,000 pounds or
6 less who obtains a special registration plate under this
7 subsection (n) shall be assessed a \$10 surcharge in addition to
8 all applicable fees prescribed by the Secretary for the
9 issuance of registration plates under this Code. The \$10
10 surcharge collected under this subsection (n) shall be
11 deposited into the Secretary of State Special License Plate
12 Fund. The \$10 surcharge is an annual fee that shall be based on
13 an applicant's new or existing registration year for each
14 vehicle displaying a registration plate issued under this
15 subsection (n). A designation as a covered farm vehicle under
16 this subsection (n) shall not limit the purposes for which that
17 vehicle may otherwise be used. The Secretary shall adopt any
18 rules necessary to implement this subsection (n).

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

20 (625 ILCS 5/18b-101) (from Ch. 95 1/2, par. 18b-101)

21 Sec. 18b-101. Definitions. Unless the context otherwise
22 clearly requires, as used in this Chapter:

23 "Agricultural commodities" means any agricultural
24 commodity, non-processed food, feed, fiber, or livestock,
25 including insects.

1 "Agricultural operations" means the operation of a motor
2 vehicle or combination of vehicles transporting agricultural
3 commodities or farm supplies for agricultural purposes.

4 "Air mile" means a nautical mile, which is equivalent to
5 6,076 feet or 1,852 meters. Accordingly, 100 air miles are
6 equivalent to 115.08 statute miles or 185.2 kilometers.

7 "Commercial motor vehicle" means any self propelled or
8 towed vehicle used on public highways in interstate and
9 intrastate commerce to transport passengers or property when
10 the vehicle has a gross vehicle weight, a gross vehicle weight
11 rating, a gross combination weight, or a gross combination
12 weight rating of 10,001 or more pounds; or the vehicle is used
13 or designed to transport more than 15 passengers, including the
14 driver; or the vehicle is designed to carry 15 or fewer
15 passengers and is operated by a contract carrier transporting
16 employees in the course of their employment on a highway of
17 this State; or the vehicle is used or designed to transport
18 between 9 and 15 passengers, including the driver, for direct
19 compensation; or the vehicle is used in the transportation of
20 hazardous materials in a quantity requiring placarding under
21 the Illinois Hazardous Materials Transportation Act. This
22 definition shall not include farm machinery, fertilizer
23 spreaders, and other special agricultural movement equipment
24 described in Section 3-809 nor implements of husbandry as
25 defined in Section 1-130.

26 "Covered farm vehicle", for purposes of this Chapter and

1 rule-making under this Chapter, means a straight truck or
2 articulated vehicle, excluding vehicles transporting hazardous
3 materials of a type or quantity that requires the vehicle to be
4 placarded in accordance with the Illinois Hazardous Materials
5 Transportation Act, registered in this State or another state
6 and equipped with a special license plate or other designation
7 by the state in which the vehicle is registered identifying the
8 vehicle as a covered farm vehicle for law enforcement personnel
9 and:

10 (1) is operated by a farm or ranch owner or operator,
11 or an employee or family member of the farm or ranch owner
12 or operator; and

13 (2) is being used to transport the following to or from
14 a farm or ranch:

15 (A) agricultural commodities;

16 (B) livestock; or

17 (C) machinery or supplies; and

18 (3) if registered in this State, is:

19 (A) registered as a farm truck under subsection (c)
20 of Section 3-815 of this Code; or

21 (B) operated in combination as an articulated
22 vehicle when the truck in the combination is registered
23 for 12,000 lbs. or less as a covered farm vehicle under
24 subsections (a) and (a-5) of Section 3-815 of this Code
25 or subsection (a) of Section 3-818 of this Code and
26 contains in the cab of the motor vehicle a registration

1 designating the vehicle as a covered farm vehicle under
2 subsections (a) and (a-5) of Section 3-815 of this Code
3 and the trailer in the combination is registered as a
4 farm trailer under subsection (a) of Section 3-819 of
5 this Code and displays a farm registration license
6 plate; or

7 (C) a truck registered for 12,000 lbs. or less as a
8 covered farm vehicle under subsections (a) and (a-5) of
9 Section 3-815 of this Code or subsection (a) of Section
10 3-818 of this Code containing in the cab of the motor
11 vehicle a registration designating the vehicle as a
12 covered farm vehicle under subsections (a) and (a-5) of
13 Section 3-815 of this Code that is towing an implement
14 of husbandry as part of a farming operation; or ~~and~~

15 (D) a motor vehicle of the second division weighing
16 8,000 pounds or less with a registration plate issued
17 under subsection (n) of Section 3-412 of this Code
18 containing in the cab of the motor vehicle a
19 registration designating the vehicle as a covered farm
20 vehicle; and

21 (4) is not used in for-hire motor carrier operations;
22 however, for-hire motor carrier operations do not include
23 the operation of a vehicle meeting the definition of a
24 covered farm vehicle by a tenant pursuant to a crop share
25 farm lease agreement to transport the landlord's portion of
26 the crops under that agreement; and

1 (5) has a gross vehicle weight rating (GVWR), a gross
2 combination weight rating (GCWR), or a gross vehicle weight
3 or gross vehicle combination weight, whichever is greater,
4 that is:

5 (A) 26,001 lbs. or less, for vehicles operating in
6 interstate commerce; or

7 (B) greater than 26,001 lbs., operating in
8 interstate commerce and registered in this State; or

9 (C) greater than 26,001 lbs. and traveling
10 interstate within 150 air miles of the farm or ranch
11 for which the vehicle is being operated, regardless of
12 whether it is registered in this State; or

13 (D) greater than 10,000 lbs. and traveling
14 intrastate.

15 "Direct compensation" means payment made to the motor
16 carrier by the passengers or a person acting on behalf of the
17 passengers for the transportation services provided, and not
18 included in a total package charge or other assessment for
19 highway transportation services.

20 "Farm supplies for agricultural purposes" means products
21 directly related to the growing or harvesting of agricultural
22 commodities and livestock feed at any time of the year.

23 "Livestock" means cattle, sheep, goats, swine, poultry
24 (including egg-producing poultry), fish used for food, and
25 other animals designated by the Secretary of the United States
26 Department of Transportation (at his or her sole discretion)

1 that are part of a foundation herd (including producing dairy
2 cattle) or offspring.

3 "Officer" means Illinois State Police Officer.

4 "Person" means any natural person or individual,
5 governmental body, firm, association, partnership,
6 copartnership, joint venture, company, corporation, joint
7 stock company, trust, estate or any other legal entity or their
8 legal representative, agent or assigns.

9 (Source: P.A. 97-795, eff. 1-1-13; 98-882, eff. 8-13-14.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.