

HB5598



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5598

by Rep. John C. D'Amico

SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-106

from Ch. 95 1/2, par. 3-106

Amends the Illinois Vehicle Code. Provides that the Secretary of State shall remove the registration and license plate number record on file associated with a vehicle's serial number before issuing a new certificate of title for that vehicle.

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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 Section 3-106 as follows:

6 (625 ILCS 5/3-106) (from Ch. 95 1/2, par. 3-106)

7 Sec. 3-106. Certificate of title - Issuance - Records.

8 (a) The Secretary of State shall file each application
9 received and, when satisfied as to its genuineness and
10 regularity, and that no tax imposed by the "Use Tax Act" or the
11 vehicle use tax, as imposed by Section 3-1001 of "The Illinois
12 Vehicle Code", or pursuant to the "Municipal Use Tax Act" or
13 pursuant to the "County Use Tax Act" is owed as evidenced by
14 the receipt for payment or determination of exemption from the
15 Department of Revenue provided for in Section 3-104 of this
16 Act, and that the applicant is entitled to the issuance of a
17 certificate of title, shall issue a certificate of title of the
18 vehicle.

19 (b) The Secretary of State shall maintain a record of all
20 certificates of title issued by him under a distinctive title
21 number assigned to the vehicle; and, in the discretion of the
22 Secretary of State, in any other method determined.

23 (c) The Secretary of State shall not issue a certificate of

1 title, including a certificate of title issued in accordance
2 with subsection (b) of Section 3-109, to a manufactured home
3 for which there has been recorded an affidavit of affixation
4 pursuant to the Conveyance and Encumbrance of Manufactured
5 Homes as Real Property and Severance Act unless with respect to
6 the same manufactured home there has been recorded an affidavit
7 of severance pursuant to the Conveyance and Encumbrance of
8 Manufactured Homes as Real Property and Severance Act.

9 (d) The Secretary of State shall file, upon receipt, each
10 affidavit of affixation and each affidavit of severance
11 relating to a manufactured home that is delivered in accordance
12 with the Conveyance and Encumbrance of Manufactured Homes as
13 Real Property and Severance Act, when satisfied as to its
14 genuineness and regularity.

15 (e) The Secretary of State shall maintain a record of each
16 affidavit of affixation and each affidavit of severance filed
17 in accordance with subsection (d) of this Section. The record
18 shall state the name of the owner of the related manufactured
19 home, the name of manufacturer, model year, manufacturer's
20 serial number, and any other data the Secretary of State
21 prescribes.

22 (f) The Secretary of State shall file, upon receipt, each
23 application for surrender of the Manufacturer's Statement of
24 Origin relating to a manufactured home that is delivered in
25 accordance with Section 3-116.1, when satisfied as to its
26 genuineness and regularity.

1 (g) The Secretary of State shall file, upon receipt, each
2 application for surrender of the certificate of title relating
3 to a manufactured home that is delivered in accordance with
4 Section 3-116.2, when satisfied as to its genuineness and
5 regularity.

6 (h) The Secretary of State shall maintain a record,
7 including a record in the form of a searchable electronic
8 database accessible to the public, of each Manufacturer's
9 Statement of Origin accepted for surrender as provided in
10 Section 3-116.1. The record shall state the date the
11 Manufacturer's Statement of Origin was accepted for surrender,
12 the name of manufacturer, make, model name, model year,
13 manufacturer's serial number, and any other data the Secretary
14 of State prescribes.

15 (i) The Secretary of State shall maintain a record,
16 including a record in the form of a searchable electronic
17 database accessible to the public, of each manufactured home
18 certificate of title accepted for surrender as provided in
19 Section 3-116.2. The record shall state the date the
20 certificate of title was accepted for surrender, the name of
21 manufacturer, model year, manufacturer's serial number, and
22 any other data the Secretary of State prescribes.

23 (j) The Secretary of State shall remove the registration
24 and license plate number record on file associated with a
25 vehicle's serial number before issuing a new certificate of
26 title for that vehicle.

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