

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 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
16 registration plate or digital registration plate.

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

18 (30 ILCS 610/3) (from Ch. 127, par. 133e3)

19 Sec. 3. Every agency, board, commission, branch or
20 department of this State or controlled by officers of this
21 State, possessing, operating or controlling vehicles shall

1 ensure ~~insure~~ that such vehicles are properly identified by
2 affixing the special registration plate or digital
3 registration plate ~~at the first registration period following~~
4 ~~the effective date of this amendatory Act of 1979.~~ Such
5 agencies, boards, commissions, branches and departments shall
6 arrange for the replacement of missing registration plates or
7 digital registration plates when necessary in order that
8 vehicles at all times be clearly identified as belonging to the
9 State of Illinois.

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

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

13 (55 ILCS 5/5-12006) (from Ch. 34, par. 5-12006)

14 Sec. 5-12006. Vehicle removal.

15 (a) In any county with 500,000 or more inhabitants, but
16 fewer than 3,000,000, when a vehicle is abandoned or left
17 unattended on a highway other than a toll highway, interstate
18 highway, or expressway, outside of an urban district for 24
19 hours or more, its removal by a towing service may be
20 authorized by the administrative official charged with such
21 duty.

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

1 Vehicles removed from public or private property and stored
2 by a commercial vehicle relocater or any other towing service
3 in compliance with the Illinois Vehicle Code shall be subject
4 to a possessory lien for services pursuant to "An Act
5 concerning liens for labor, services, skill or materials
6 furnished upon or storage furnished for chattels", filed July
7 24, 1941, as amended and the provision of Section 1 of that Act
8 relating to notice and implied consent shall be deemed
9 satisfied by compliance with Section 18a-302 and subsection (6)
10 of Section 18a-300 of The Illinois Vehicle Code. In no event
11 shall such lien be greater than the rate established in
12 accordance with subsection (3) of Section 18a-200 of The
13 Illinois Vehicle Code. In no event shall such lien be increased
14 or altered to reflect any charge for services or materials
15 rendered in addition to those authorized by this Division.
16 Every such lien shall be payable by use of any major credit
17 card, in addition to being payable in cash.

18 (c) When a vehicle is authorized to be towed away under
19 this Division, the administrative official authorizing the
20 towing shall keep and maintain a record of the vehicle towed,
21 listing the color, year of manufacture, manufacturer's trade
22 name, manufacturer's series name, body style, vehicle
23 identification number, license plate year and number and
24 registration sticker or digital registration sticker year and
25 number displayed on the vehicle. The record shall also include
26 the date and hour of tow, location towed from, location towed

1 to, reason for towing and the name of the officer authorizing
2 the tow.

3 The administrative official authorizing the towing shall
4 further follow the procedures for notification of record owner
5 or other legally entitled person, or if such person cannot be
6 identified, procedures for tracing vehicle ownership by the
7 Illinois State Police as set forth in The Illinois Vehicle Code
8 and procedures for disposing of unclaimed vehicles with or
9 without notice.

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

11 Section 15. The Toll Highway Act is amended by changing
12 Section 27.2 as follows:

13 (605 ILCS 10/27.2)

14 Sec. 27.2. Obstruction of registration plate or digital
15 registration plate visibility to electronic image recording.

16 (a) A person may not operate on a toll highway any motor
17 vehicle that is equipped with tinted plastic or tinted glass
18 registration plate or digital registration plate covers or any
19 covers, coating, wrappings, materials, streaking, distorting,
20 holographic, reflective, or other devices that obstruct the
21 visibility or electronic image recording of the plate or
22 digital registration plate. This subsection (a) shall not apply
23 to automatic vehicle identification transponder devices, cards
24 or chips issued by a governmental body or authorized by a

1 governmental body for the purpose of electronic payment of
2 tolls or other authorized payments, the exemption of which
3 shall preempt any local legislation to the contrary.

4 (b) If a State or local law enforcement officer having
5 jurisdiction observes that a cover or other device or material
6 or substance is obstructing the visibility or electronic image
7 recording of the plate, the officer shall issue a Uniform
8 Traffic Citation and shall confiscate the cover or other device
9 that obstructs the visibility or electronic image recording of
10 the plate. If the State or local law enforcement officer having
11 jurisdiction observes that the plate itself has been physically
12 treated with a substance or material that is obstructing the
13 visibility or electronic image recording of the plate, the
14 officer shall issue a Uniform Traffic Citation and shall
15 confiscate the plate. The Secretary of State shall revoke the
16 registration of any plate that has been found by a court or
17 administrative tribunal to have been physically altered with
18 any chemical or reflective substance or coating that obstructs
19 the visibility or electronic image recording of the plate. A
20 fine of \$750 shall be imposed in any instance where a plate
21 cover obstructs the visibility or electronic image recording of
22 the plate. A fine of \$1,000 shall be imposed where a plate has
23 been physically altered with any chemical or reflective
24 substance or coating that obstructs the visibility or
25 electronic image recording of the plate.

26 (c) The Illinois Attorney General may file suit against any

1 individual or entity offering or marketing the sale, including
2 via the Internet, of any product advertised as having the
3 capacity to obstruct the visibility or electronic image
4 recording of a license plate or digital registration plate. In
5 addition to injunctive and monetary relief, punitive damages,
6 and attorneys fees, the suit shall also seek a full accounting
7 of the records of all sales to residents of or entities within
8 the State of Illinois.

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

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

14 Section 20. The Illinois Vehicle Code is amended by
15 changing Sections 1-171, 1-190.1, 2-111, 3-400, 3-402, 3-404,
16 3-412, 3-413, 3-414, 3-417, 3-421, 3-501.1, 3-600, 3-607,
17 3-609, 3-639, 3-701, 3-702, 3-703, 3-704, 3-704.1, 3-706,
18 3-802, 3-806.3, 3-814.3, 3-814.4, 3-820, 3-824, 4-104, 4-105,
19 4-204, 5-202, 7-303, 7-402, 7-602, 8-113, 8-114, 9-109,
20 11-204.1, 11-208.6, 11-208.8, 11-208.9, 11-1201.1, 11-1301.1,
21 11-1301.2, 11-1303, 11-1304.5, 11-1305, 12-610, 13-101,
22 13C-55, and 20-401 and by adding Section 3-401.5 as follows:

23 (625 ILCS 5/1-171) (from Ch. 95 1/2, par. 1-171)

24 Sec. 1-171. Registration - Registration Sticker.

1 Registration. The registration certificate or certificates,
2 registration plates and registration stickers issued under the
3 laws of this State pertaining to the registration of vehicles.

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

15 "Registration" and "registration sticker or stickers"
16 includes digital registration plates and digital registration
17 stickers issued by the Secretary of State under Section
18 3-401.5.

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

20 (625 ILCS 5/1-190.1)

21 Sec. 1-190.1. Special license plate. Registration plates
22 issued by the Secretary of State that by statute require, in
23 addition to the applicable registration fee, an additional fee
24 that is to be deposited into the Secretary of State Special
25 License Plate Fund. "Special license plate" includes digital

1 registration plates that by statute require, in addition to the
2 applicable registration fee, an additional fee that is to be
3 deposited into the Secretary of State Special License Plate
4 Fund.

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

6 (625 ILCS 5/2-111) (from Ch. 95 1/2, par. 2-111)

7 Sec. 2-111. Seizure or confiscation of documents and
8 plates.

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

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

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

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

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

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

9 "Apportionable Vehicle" means any vehicle, except
10 recreational vehicles, vehicles displaying restricted plates,
11 city pickup and delivery vehicles, buses used in transportation
12 of chartered parties, and government owned vehicles that are
13 used or intended for use in 2 or more member jurisdictions that
14 allocate or proportionally register vehicles, in a fleet which
15 is used for the transportation of persons for hire or the
16 transportation of property and which has a gross vehicle weight
17 in excess of 26,000 pounds; or has three or more axles
18 regardless of weight; or is used in combination when the weight
19 of such combination exceeds 26,000 pounds gross vehicle weight.
20 Vehicles, or combinations having a gross vehicle weight of
21 26,000 pounds or less and two-axle vehicles may be
22 proportionally registered at the option of such owner.

23 "Base Jurisdiction" means, for purposes of fleet
24 registration, the jurisdiction where the registrant has an
25 established place of business, where operational records of the

1 fleet are maintained and where mileage is accrued by the fleet.
2 In case a registrant operates more than one fleet, and
3 maintains records for each fleet in different places, the "base
4 jurisdiction" for a fleet shall be the jurisdiction where an
5 established place of business is maintained, where records of
6 the operation of that fleet are maintained and where mileage is
7 accrued by that fleet.

8 "Operational Records" means documents supporting miles
9 traveled in each jurisdiction and total miles traveled, such as
10 fuel reports, trip leases, and logs.

11 "Owner" means a person who holds legal title of a motor
12 vehicle, or in the event a motor vehicle is the subject of an
13 agreement for the conditional sale or lease thereof with the
14 right of purchase upon performance of the conditions stated in
15 the agreement and with an immediate right of possession vested
16 in the conditional vendee or lessee with right of purchase, or
17 in the event a mortgagor of such motor vehicle is entitled to
18 possession, or in the event a lessee of such motor vehicle is
19 entitled to possession or control, then such conditional vendee
20 or lessee with right of purchase or mortgagor or lessee is
21 considered to be the owner for the purpose of this Act.

22 "Registration plate or digital registration plate cover"
23 means any tinted, colored, painted, marked, clear, or
24 illuminated object that is designed to (i) cover any of the
25 characters of a motor vehicle's registration plate or digital
26 registration plate; or (ii) distort a recorded image of any of

1 the characters of a motor vehicle's registration plate or
2 digital registration plate recorded by an automated
3 enforcement system as defined in Section 11-208.6, 11-208.8, or
4 11-1201.1 of this Code or recorded by an automated traffic
5 control system as defined in Section 15 of the Automated
6 Traffic Control Systems in Highway Construction or Maintenance
7 Zones Act.

8 "Rental Owner" means an owner principally engaged, with
9 respect to one or more rental fleets, in renting to others or
10 offering for rental the vehicles of such fleets, without
11 drivers.

12 "Restricted Plates" shall include, but is not limited to,
13 dealer, manufacturer, transporter, farm, reposessor, and
14 permanently mounted type plates. Vehicles displaying any of
15 these type plates from a foreign jurisdiction that is a member
16 of the International Registration Plan shall be granted
17 reciprocity but shall be subject to the same limitations as
18 similar plated Illinois registered vehicles.

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

20 (625 ILCS 5/3-401.5 new)

21 Sec. 3-401.5. Digital registration plates and renewals.

22 (a) The Secretary of State may authorize the issuance of a
23 digital registration plate to a vehicle, in lieu of a set of
24 static, metal registration plates, if the vehicle owner
25 separately purchases the digital registration plate for a

1 particular vehicle. The Secretary shall consult with law
2 enforcement agencies when considering whether to approve the
3 design of a digital license plate. The display device must
4 allow for the automated image capture of letters and numbers
5 during daytime and nighttime, including when the vehicle is
6 parked or turned off. The Secretary shall work with the vehicle
7 owner and the distributor of the digital registration plates to
8 coordinate the appropriate plate image and registration
9 expiration to appear on the digital registration plate. One
10 metal plate shall still be issued to the vehicle owner for the
11 front end of the vehicle.

12 (b) The Secretary, for any vehicle owner that purchases a
13 digital registration plate, may electronically renew the
14 digital registration plate upon receiving the appropriate
15 renewal registration fee as set forth in this Code. The
16 Secretary may also authorize the image to be suspended or
17 revoked and replaced with an alternative image or blank screen
18 upon violation of any provision of this Code or the failure to
19 renew the digital registration plate.

20 (c) Before a digital registration plate may be issued in
21 lieu of a special plate authorized under Article VI of this
22 Chapter, the Secretary shall seek approval from the originating
23 organization, when possible, to authorize a digital version of
24 the static, metal plates issued to a vehicle owner.

25 (d) The owner of a digital registration plate is
26 responsible for any costs associated with using the digital

1 registration plate, including, but not limited to, the initial
2 purchase price and any replacement costs.

3 (e) The Secretary of State may adopt any rules necessary to
4 implement and develop a digital registration plate program,
5 including rules regarding the images that may appear on digital
6 registration plates.

7 (f) No image shall appear on a digital registration plate
8 without prior approval of the Secretary of State.

9 (625 ILCS 5/3-402) (from Ch. 95 1/2, par. 3-402)

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

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

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

20 (2) Any implement of husbandry whether of a type
21 otherwise subject to registration hereunder or not which is
22 only incidentally operated or moved upon a highway, which
23 shall include a not-for-hire movement for the purpose of
24 delivering farm commodities to a place of first processing
25 or sale, or to a place of storage;

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

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

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

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

25 (7) Any converter dolly or tow dolly which merely
26 serves as substitute wheels for another legally licensed

1 vehicle. A title may be issued on a voluntary basis to a
2 tow dolly upon receipt of the manufacturer's certificate of
3 origin or the bill of sale;

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

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

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

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

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

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

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

24 (a) that the vehicle is properly registered in
25 another State pursuant to law or to a reciprocity
26 agreement, arrangement or declaration; or

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

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

1 public interest.

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

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

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

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

26 (d) Such agreements or arrangements shall also

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

24 (e) Such agreements or arrangements may also
25 provide for the determination of the proper State in
26 which leased vehicles shall be registered based on the

1 factors set out in subsection (c) above and for
2 apportionment of registration of fleets of leased
3 vehicles by the lessee or by the lessor who leases such
4 vehicles to persons who are not fleet operators.

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

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

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

26 (6) The Secretary of State is further authorized to

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

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

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

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

1 registered or licensed a vehicle in another
2 jurisdiction for the purposes of violating or avoiding
3 the registration laws of this State.

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

21 (d) The actions or inactions or determinations, or
22 findings and decisions upon an administrative hearing,
23 of the Secretary, shall be subject to judicial review
24 in the Circuit Court of the County of Sangamon or the
25 County of Cook, and the provisions of the
26 Administrative Review Law, and all amendments and

1 modifications thereof and rules adopted pursuant
2 thereto, apply to and govern all such reviewable
3 matters.

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

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

13 (625 ILCS 5/3-404) (from Ch. 95 1/2, par. 3-404)

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

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

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

23 (c) whether the movement is intrastate or interstate as
24 defined by this Act.

25 The Secretary of State shall promulgate and publish

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

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

10 (625 ILCS 5/3-412) (from Ch. 95 1/2, par. 3-412)

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

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

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

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

25 The Secretary may in his discretion prescribe that letters
26 be used as prefixes only on registration plates or digital

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

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

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

23 (e) The Secretary of State shall issue for every passenger
24 car used as a taxicab or livery, distinctive registration
25 plates or digital registration plates.

26 (f) The Secretary of State shall issue for every motorcycle

1 distinctive registration plates or digital registration plates
2 distinguishing between motorcycles having 150 or more cubic
3 centimeters piston displacement, or having less than 150 cubic
4 centimeter piston displacement.

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

8 (h) (Blank).

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

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

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

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

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

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

21 (625 ILCS 5/3-413) (from Ch. 95 1/2, par. 3-413)

22 Sec. 3-413. Display of registration plates or digital
23 registration plates, registration stickers or digital
24 registration stickers, and drive-away permits; registration
25 plate or digital registration plate covers.

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

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

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

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

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

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

23 (f) No person shall operate a vehicle, nor permit the
24 operation of a vehicle, upon which is displayed an Illinois
25 registration plate or plates or digital registration plate or
26 plates or registration stickers or digital registration

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

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

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

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

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

1 Class A misdemeanor.

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

4 (625 ILCS 5/3-414) (from Ch. 95 1/2, par. 3-414)

5 Sec. 3-414. Expiration of registration.

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

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

21 1.1. Beginning January 1, 2005, registrations of
22 motorcycles and motor driven cycles shall commence on
23 January 1 and shall expire on December 31 or on another
24 date that may be selected by the Secretary; registrations
25 of apportionable vehicles and pedalcycles, however, shall

1 commence on the first day of April and shall expire March
2 31 of the following calendar year;

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

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

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

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

24 (a-5) The Secretary may, in his or her discretion, require
25 an owner of a motor vehicle of the first division or a motor
26 vehicle of the second division weighing not more than 8,000

1 pounds to select the owner's birthday as the date of
2 registration expiration under this Section. If the motor
3 vehicle has more than one registered owner, the owners may
4 select one registered owner's birthday as the date of
5 registration expiration. The Secretary may adopt any rules
6 necessary to implement this subsection.

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

10 Vehicle registrations of vehicles under Sections 3-808 and
11 3-809 shall be on an indefinite term basis or a 2 calendar year
12 basis as provided for in this Chapter.

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

16 Motor vehicles registered under the provisions of Section
17 3-402.1 shall be issued multi-year registration plates or
18 digital registration plates with a new registration card issued
19 annually upon payment of the appropriate fees. Motor vehicles
20 registered under the provisions of Section 3-405.3 shall be
21 issued multi-year registration plates or digital registration
22 plates with a new multi-year registration card issued pursuant
23 to subsections (j), (k), and (l) of this Section upon payment
24 of the appropriate fees. Apportionable trailers and
25 apportionable semitrailers registered under the provisions of
26 Section 3-402.1 shall be issued multi-year registration plates

1 or digital registration plates and cards that will be subject
2 to revocation for failure to pay annual fees required by
3 Section 3-814.1. The Secretary shall determine when these
4 vehicles shall be issued new registration plates or digital
5 registration plates.

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

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

1 those specified in this Code for a fiscal year registration.
2 Provision for installment payment may also be made.

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

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

15 (g) After January 1, 1975, each registration, registration
16 card and registration plate or digital registration plate or
17 registration sticker or digital registration sticker, where
18 applicable, issued for a recreational vehicle or recreational
19 or camping trailer, except a house trailer, used exclusively by
20 the owner for recreational purposes, and not used commercially
21 nor as a truck or bus, nor for hire, shall be on a calendar year
22 basis; except that the Secretary of State shall provide for
23 registration and the issuance of registration cards and plates
24 or registration stickers, or digital registration plates or
25 stickers, where applicable, for one 6-month period in order to
26 accomplish an orderly transition from a fiscal year to a

1 calendar year basis. Fees and taxes due under this Code for a
2 registration year shall be appropriately reduced for such
3 6-month transitional registration period.

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

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

22 (j) The Secretary of State may enter into an agreement with
23 a rental owner, as defined in Section 3-400 of this Code, who
24 registers a fleet of motor vehicles of the first division
25 pursuant to Section 3-405.3 of this Code to provide for the
26 registration of the rental owner's vehicles on a 2 or 3

1 calendar year basis and the issuance of multi-year registration
2 plates or digital registration plates with a new registration
3 card issued up to every 3 years.

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

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

26 (Source: P.A. 99-80, eff. 1-1-16; 99-644, eff. 1-1-17; 100-201,

1 eff. 8-18-17; 100-863, eff. 8-14-18; 100-956, eff. 1-1-19.)

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

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

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

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

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

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

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

9 (625 ILCS 5/3-421) (from Ch. 95 1/2, par. 3-421)

10 Sec. 3-421. Right of reassignment.

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

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

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

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

22 (625 ILCS 5/3-501.1) (from Ch. 95 1/2, par. 3-501.1)

23 Sec. 3-501.1. Transfer or return of vanity or personalized
24 license plates. When any person who has been issued vanity or
25 personalized license plates or digital license plates sells,

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

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

12 (625 ILCS 5/3-600) (from Ch. 95 1/2, par. 3-600)

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

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

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

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

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

26 (c) This Section shall not apply to the Secretary of

1 State's discretion as established in Section 3-611.

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

12 In the case of a law in effect before the effective date of
13 this amendatory Act of the 97th General Assembly, the name of
14 the charitable entity which is to receive the funds shall be
15 provided to the Secretary of State within one year after the
16 effective date of this amendatory Act of the 97th General
17 Assembly. In the case of a law that takes effect on or after
18 the effective date of this amendatory Act of the 97th General
19 Assembly, the name of the charitable entity which is to receive
20 the funds shall be provided to the Secretary of State within
21 one year after the law takes effect. If the organization fails
22 to designate an appropriate charitable entity within the
23 one-year period, or if the designated charitable entity fails
24 to annually provide the Secretary of State a letter of
25 compliance issued by the Illinois Attorney General's office,
26 any funds collected from the sale of plates authorized for that

1 organization and not previously disbursed shall be transferred
2 to the General Revenue Fund, and the special plates shall be
3 discontinued.

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

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

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

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

25 (i) The Secretary of State may issue digital registration
26 plates and stickers in accordance with this Section and Section

1 3-401.5.

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

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

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

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

14 (625 ILCS 5/3-609) (from Ch. 95 1/2, par. 3-609)

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

16 (a) Any veteran who holds proof of a service-connected
17 disability from the United States Department of Veterans
18 Affairs, and who has obtained certification from a licensed
19 physician, physician assistant, or advanced practice
20 registered nurse that the service-connected disability
21 qualifies the veteran for issuance of registration plates or
22 digital registration plates or decals to a person with
23 disabilities in accordance with Section 3-616, may, without the
24 payment of any registration fee, make application to the

1 Secretary of State for license plates for veterans with
2 disabilities displaying the international symbol of access,
3 for the registration of one motor vehicle of the first division
4 or one motor vehicle of the second division weighing not more
5 than 8,000 pounds.

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

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

24 (d) The design and color of the plates shall be within the
25 discretion of the Secretary, except that the plates issued
26 under subsection (b) of this Section shall not contain the

1 international symbol of access. The Secretary may, in his or
2 her discretion, allow the plates to be issued as vanity or
3 personalized plates in accordance with Section 3-405.1 of this
4 Code. Registration shall be for a multi-year period and may be
5 issued staggered registration.

6 (e) Any person eligible to receive license plates under
7 this Section who has been approved for benefits under the
8 Senior Citizens and Persons with Disabilities Property Tax
9 Relief Act, or who has claimed and received a grant under that
10 Act, shall pay a fee of \$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, for motor vehicles registered at
14 8,000 pounds or less under Section 3-815(a), or for
15 recreational vehicles registered at 8,000 pounds or less under
16 Section 3-815(b), for a second set of plates under this
17 Section.

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

19 (625 ILCS 5/3-639)

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

23 (a) The Secretary, upon receipt of all applicable fees and
24 applications made in the form prescribed by the Secretary, may
25 issue special registration plates or digital registration

1 plates to presidents of villages and incorporated towns and
2 mayors.

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

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

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

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

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

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

25 (625 ILCS 5/3-701) (from Ch. 95 1/2, par. 3-701)

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

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

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

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

25 (3) A vehicle commuting for repairs in Illinois. A
26 dealer plate issued by a foreign state shall exempt a

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

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

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

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

1 (625 ILCS 5/3-702) (from Ch. 95 1/2, par. 3-702)

2 Sec. 3-702. Operation of vehicle when registration
3 cancelled, suspended or revoked.

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

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

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

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

18 (c) Any violation of this Section is a Class A misdemeanor
19 unless:

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

23 2. the registration of the motor vehicle has been
24 suspended for failure to purchase a vehicle tax sticker
25 pursuant to Section 3-704.1 of this Code, then the

1 violation shall be considered a business offense and the
2 person shall be required to pay a fine in excess of \$500,
3 but not more than \$1,000.

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

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

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

1 manufacture, advertise, distribute or sell any certificate of
2 title, registration card, registration plate or digital
3 registration plate, registration sticker or digital
4 registration sticker, special plate or permit or other
5 evidences of proper registration which purports to have been
6 issued under this Code. The Secretary of State may request the
7 Attorney General to seek a restraining order in the circuit
8 court against any person who violates this Section by
9 advertising such fraudulent items. Any violation of this
10 Section is a Class C misdemeanor.

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

12 (625 ILCS 5/3-704) (from Ch. 95 1/2, par. 3-704)

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

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

22 1. When the Secretary of State is satisfied that such
23 registration or that such certificate, card, plate or
24 digital plate, registration sticker or digital
25 registration sticker, or permit was fraudulently or

1 erroneously issued;

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

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

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

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

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

23 7. When the Secretary of State determines that an owner
24 of a for-hire motor vehicle has failed to give proof of
25 financial responsibility as required by this Act;

26 8. When the Secretary determines that the vehicle is

1 not subject to or eligible for a registration;

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

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

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

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

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

22 1. When the Secretary of State determines that the
23 owner of a vehicle has not paid a civil penalty or a
24 settlement agreement arising from the violation of rules
25 adopted under the Illinois Motor Carrier Safety Law or the
26 Illinois Hazardous Materials Transportation Act or that a

1 vehicle, regardless of ownership, was the subject of
2 violations of these rules that resulted in a civil penalty
3 or settlement agreement which remains unpaid.

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

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

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

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

21 (625 ILCS 5/3-704.1)

22 Sec. 3-704.1. Municipal vehicle tax liability; suspension
23 of registration.

24 (a) As used in this Section:

25 (1) "Municipality" means a city, village or

1 incorporated town with a population over 1,000,000.

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

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

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

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

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

23 (B) The registration plate or digital registration
24 plate number of the vehicle.

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

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

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

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

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

22 (c) An ordinance adopted under this Section must also give
23 the vehicle owner an opportunity to be heard upon the filing of
24 a timely petition with the municipality. A vehicle owner may
25 contest the alleged tax liability either through an
26 adjudication by mail or at an administrative hearing, at the

1 option of the vehicle owner. The grounds upon which the
2 liability may be contested may be limited to the following:

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

4 (2) The vehicle is not subject to the vehicle tax by
5 law.

6 (3) The vehicle tax for the period in question has been
7 paid.

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

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

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

26 (1) The name, last known address, and registration

1 plate or digital registration plate number of the vehicle
2 of the person who failed to pay the vehicle tax.

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

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

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

21 (g) An administrative hearing with the Office of the
22 Secretary of State to contest an impending suspension or a
23 suspension made under this Section may be had upon filing a
24 written request with the Secretary of State. The filing fee for
25 this hearing shall be \$20 to be paid at the time the request is
26 made.

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

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

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

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

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

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

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

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

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

22 (625 ILCS 5/3-706) (from Ch. 95 1/2, par. 3-706)

23 Sec. 3-706. Owner to return evidences of registration upon
24 cancellation, revocation or suspension. Whenever the
25 Secretary of State cancels or revokes the registration of a

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

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

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

15 (625 ILCS 5/3-802) (from Ch. 95 1/2, par. 3-802)

16 Sec. 3-802. Reclassifications and upgrades.

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

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

22 "Upgrade" means increasing the registered weight of a
23 vehicle within the same plate category.

24 (b) When reclassing the registration of a vehicle from one
25 plate category to another, the owner shall receive credit for

1 the unused portion of the present plate and be charged the
2 current portion fees for the new plate. In addition, the
3 appropriate replacement plate and replacement sticker fees
4 shall be assessed.

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

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

26 (c) When upgrading the weight of a registration within the

1 same plate category, the owner shall pay the difference in
2 current period fees between the two plates. In addition, the
3 appropriate replacement plate and replacement sticker fees
4 shall be assessed. In the event new plates are not required,
5 the corrected registration card fee shall be assessed.

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

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

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

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

24 (h) Certain special interest plates may be displayed on
25 first division vehicles, second division vehicles weighing
26 8,000 pounds or less, and recreational vehicles. Those plates

1 can be transferred within those vehicle groups.

2 (i) Plates displayed on second division vehicles weighing
3 8,000 pounds or less and passenger vehicle plates may be
4 reclassified from one division to the other.

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

9 (Source: P.A. 99-809, eff. 1-1-17; 100-246, eff. 1-1-18;
10 100-450, eff. 1-1-18; 100-863, eff. 8-14-18.)

11 (625 ILCS 5/3-806.3) (from Ch. 95 1/2, par. 3-806.3)

12 Sec. 3-806.3. Senior citizens. Commencing with the 2009
13 registration year, the registration fee paid by any vehicle
14 owner who has been approved for benefits under the Senior
15 Citizens and Persons with Disabilities Property Tax Relief Act
16 or who is the spouse of such a person shall be \$24 instead of
17 the fee otherwise provided in this Code for passenger cars
18 displaying standard multi-year registration plates or digital
19 registration plates issued under Section 3-414.1, motor
20 vehicles displaying special registration plates or digital
21 registration plates issued under Section 3-609, 3-616, 3-621,
22 3-622, 3-623, 3-624, 3-625, 3-626, 3-628, 3-638, 3-642, 3-645,
23 3-647, 3-650, 3-651, or 3-663, motor vehicles registered at
24 8,000 pounds or less under Section 3-815(a), and recreational
25 vehicles registered at 8,000 pounds or less under Section

1 3-815(b). Widows and widowers of claimants shall also be
2 entitled to this reduced registration fee for the registration
3 year in which the claimant was eligible.

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

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

26 Surcharges for vehicle registrations under Section 3-806

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

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

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

15 (625 ILCS 5/3-814.3)

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

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

2 (625 ILCS 5/3-814.4)

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

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

13 (625 ILCS 5/3-820) (from Ch. 95 1/2, par. 3-820)

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

20 Upon filing in the Office of the Secretary of State an
21 affidavit to the effect that an original registration sticker
22 or digital registration sticker for a vehicle is lost, stolen
23 or destroyed, a new registration sticker or digital
24 registration sticker shall be furnished upon payment of a fee

1 of \$5 for registration stickers or digital registration
2 stickers issued on or before February 28, 2005 and \$20 for
3 registration stickers or digital registration stickers issued
4 on or after March 1, 2005.

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

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

17 (i) \$11 for each duplicate issued on or before February
18 28, 2005 and \$26 for each duplicate issued on or after
19 March 1, 2005; or

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

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

24 (625 ILCS 5/3-824) (from Ch. 95 1/2, par. 3-824)

25 Sec. 3-824. When fees returnable.

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

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

25 (c) Whenever a person dies after making application for
26 registration, application for a refund of the registration fees

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

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

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

26 (e) The Secretary of State is authorized to maintain a two

1 signature revolving checking account with a suitable
2 commercial bank for the purpose of depositing and
3 withdrawal-for-return those monies received and determined
4 upon receipt to be in excess of the amount or amounts required
5 by law.

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

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

10 (625 ILCS 5/4-104) (from Ch. 95 1/2, par. 4-104)

11 Sec. 4-104. Offenses relating to possession of titles and
12 registration.

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

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

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

25 3. A person to possess any manufacturers statement of

1 origin, salvage certificate, junking certificate, display
2 certificate or certificate of title, temporary
3 registration permit, registration card, license plate or
4 digital license plate, or registration sticker or digital
5 registration sticker knowing it to have been stolen,
6 converted, altered, forged or counterfeited;

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

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

21 6. A person to fail to mail or deliver to the proper
22 person within a reasonable period of time after receipt
23 from the Secretary of State, any certificate of title,
24 salvage certificate, junking certificate, display
25 certificate, registration card, temporary registration
26 permit, license plate or digital license plate, or

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

8 (b) Sentence:

9 1. A person convicted of a violation of subsection 1 or
10 2 of paragraph (a) of this Section is guilty of a Class 4
11 felony.

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

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

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

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

23 (625 ILCS 5/4-105) (from Ch. 95 1/2, par. 4-105)

24 Sec. 4-105. Offenses relating to disposition of titles and
25 registration.

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

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

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

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

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

22 5. a person to use a false or fictitious name or
23 address or altered, forged, counterfeited or stolen
24 manufacturer's identification number, or make a material
25 false statement, or fail to disclose a security interest,
26 or conceal any other material fact on any application for

1 any manufacturers statement of origin, certificate of
2 title, junking certificate, salvage certificate,
3 registration card, license plate or digital license plate,
4 temporary registration permit, or registration sticker or
5 digital registration sticker, or commit a fraud in
6 connection with any application under this Act;

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

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

16 (b) Sentence:

17 A person convicted of a violation of this Section shall be
18 guilty of a Class 2 felony.

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

20 (625 ILCS 5/4-204) (from Ch. 95 1/2, par. 4-204)

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

24 (a) The authorization, any hold order, and any release
25 shall be in writing, or confirmed in writing, with a copy given

1 to the towing service.

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

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

1 civil jurisdiction. That payment shall not, however, exceed the
2 amount of proceeds from the sale, with the balance to be paid
3 by the owner, operator, or other legally entitled person.

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

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

11 (625 ILCS 5/5-202) (from Ch. 95 1/2, par. 5-202)

12 Sec. 5-202. Tow or Wrecker operators must register tow or
13 wrecker vehicles.

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

20 (b) An application for registration for a generally
21 distinctive set of 3 "tow truck" plates under this Article
22 shall be filed with the Secretary of State, duly verified by
23 oath and in such form as the Secretary of State may by rule or
24 regulation prescribe and shall contain the name and business
25 address of such person, the vehicle identification number of

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

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

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

21 (e) One "tow truck" plate shall be attached to the front
22 and rear of each registered vehicle, and one "tow truck" plate
23 shall be attached to the rear of the vehicle being towed unless
24 the towed vehicle displays a valid registration plate or
25 digital registration plate visible from the rear while being
26 towed, so that the numbers and letter on the plate are clearly

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

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

9 (625 ILCS 5/7-303) (from Ch. 95 1/2, par. 7-303)

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

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

24 (b) The term "judgment" shall mean: A final judgment of any
25 court of competent jurisdiction of any State, against a person

1 as defendant for damages on account of bodily injury to or
2 death of any person or damages to property resulting from the
3 operation, on and after July 12, 1938, of any motor vehicle.

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

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

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

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

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

23 4. Within 30 days after learning of the insurance
24 company's failure the judgment debtor secured another
25 liability policy or bond meeting the requirements of this
26 Article relating to future occurrences or accidents;

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

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

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

11 (625 ILCS 5/7-402) (from Ch. 95 1/2, par. 7-402)

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

25 The Secretary is authorized to take possession of any

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

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

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

11 (625 ILCS 5/7-602) (from Ch. 95 1/2, par. 7-602)

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

19 (a) an insurance card provided by the insurer under
20 this Section;

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

25 (c) the current declarations page of a liability

1 insurance policy;

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

7 (e) a current rental agreement;

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

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

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

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

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

23 No insurer shall issue a card, similar in appearance, form
24 and content to the insurance card required under this Section,
25 in connection with an insurance policy that does not provide
26 the liability insurance coverage required under Section 7-601

1 of this Code.

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

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

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

17 (625 ILCS 5/8-113) (from Ch. 95 1/2, par. 8-113)

18 Sec. 8-113. Secretary of State to suspend registration
19 certificates, registration plates or digital registration
20 plates, and registration sticker or digital registration
21 sticker when bond or policy cancelled or withdrawn. In the
22 event that a bond or policy of insurance is cancelled or
23 withdrawn with respect to a vehicle or vehicles, subject to the
24 provisions of Section 8-101 or 8-101.1, for which the bond or
25 policy of insurance was issued, then the Secretary of State

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

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

13 (625 ILCS 5/8-114) (from Ch. 95 1/2, par. 8-114)

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

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

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

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

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

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

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

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

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

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

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

12 (2) causes bodily injury to any individual;

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

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

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

19 (b) Any person convicted of a first violation of this
20 Section shall be guilty of a Class 4 felony. Upon notice of
21 such a conviction the Secretary of State shall forthwith revoke
22 the driver's license of the person so convicted, as provided in
23 Section 6-205 of this Code. Any person convicted of a second or
24 subsequent violation of this Section shall be guilty of a Class
25 3 felony, and upon notice of such a conviction the Secretary of
26 State shall forthwith revoke the driver's license of the person

1 convicted, as provided in Section 6-205 of the Code.

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

5 (Source: P.A. 96-328, eff. 8-11-09; 97-743, eff. 1-1-13;
6 97-1150, eff. 1-25-13.)

7 (625 ILCS 5/11-208.6)

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

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

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

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

25 (1) 2 or more photographs;

- 1 (2) 2 or more microphotographs;
- 2 (3) 2 or more electronic images; or
- 3 (4) a video recording showing the motor vehicle and, on
- 4 at least one image or portion of the recording, clearly
- 5 identifying the registration plate or digital registration
- 6 plate number of the motor vehicle.

7 (b-5) A municipality or county that produces a recorded

8 image of a motor vehicle's violation of a provision of this

9 Code or a local ordinance must make the recorded images of a

10 violation accessible to the alleged violator by providing the

11 alleged violator with a website address, accessible through the

12 Internet.

13 (c) Except as provided under Section 11-208.8 of this Code,

14 a county or municipality, including a home rule county or

15 municipality, may not use an automated traffic law enforcement

16 system to provide recorded images of a motor vehicle for the

17 purpose of recording its speed. Except as provided under

18 Section 11-208.8 of this Code, the regulation of the use of

19 automated traffic law enforcement systems to record vehicle

20 speeds is an exclusive power and function of the State. This

21 subsection (c) is a denial and limitation of home rule powers

22 and functions under subsection (h) of Section 6 of Article VII

23 of the Illinois Constitution.

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

25 county or municipality, may not use an automated traffic law

26 enforcement system to issue violations in instances where the

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

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

19 (d) For each violation of a provision of this Code or a
20 local ordinance recorded by an automatic traffic law
21 enforcement system, the county or municipality having
22 jurisdiction shall issue a written notice of the violation to
23 the registered owner of the vehicle as the alleged violator.
24 The notice shall be delivered to the registered owner of the
25 vehicle, by mail, within 30 days after the Secretary of State
26 notifies the municipality or county of the identity of the

1 owner of the vehicle, but in no event later than 90 days after
2 the violation.

3 The notice shall include:

4 (1) the name and address of the registered owner of the
5 vehicle;

6 (2) the registration number of the motor vehicle
7 involved in the violation;

8 (3) the violation charged;

9 (4) the location where the violation occurred;

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

11 (6) a copy of the recorded images;

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

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

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

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

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

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

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

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

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

22 (g) Recorded images made by an automatic traffic law
23 enforcement system are confidential and shall be made available
24 only to the alleged violator and governmental and law
25 enforcement agencies for purposes of adjudicating a violation
26 of this Section, for statistical purposes, or for other

1 governmental purposes. Any recorded image evidencing a
2 violation of this Section, however, may be admissible in any
3 proceeding resulting from the issuance of the citation.

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

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

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

15 (3) any other evidence or issues provided by municipal
16 or county ordinance.

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

24 (j) Unless the driver of the motor vehicle received a
25 Uniform Traffic Citation from a police officer at the time of
26 the violation, the motor vehicle owner is subject to a civil

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

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

14 (j-5) For purposes of the required traffic education
15 program only, a registered owner may submit an affidavit to the
16 court or hearing officer swearing that at the time of the
17 alleged violation, the vehicle was in the custody and control
18 of another person. The affidavit must identify the person in
19 custody and control of the vehicle, including the person's name
20 and current address. The person in custody and control of the
21 vehicle at the time of the violation is required to complete
22 the required traffic education program. If the person in
23 custody and control of the vehicle at the time of the violation
24 completes the required traffic education program, the
25 registered owner of the vehicle is not required to complete a
26 traffic education program.

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

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

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

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

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

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

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

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

24 A low-income individual required to complete a traffic
25 education program under this Section who provides proof of
26 eligibility for the federal earned income tax credit under

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

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

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

21 Upon the provision of information by the lessor pursuant to
22 this subsection, the county or municipality may issue the
23 violation to the lessee of the vehicle in the same manner as it
24 would issue a violation to a registered owner of a vehicle
25 pursuant to this Section, and the lessee may be held liable for
26 the violation.

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

3 (625 ILCS 5/11-208.8)

4 Sec. 11-208.8. Automated speed enforcement systems in
5 safety zones.

6 (a) As used in this Section:

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

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

23 "Owner" means the person or entity to whom the vehicle is
24 registered.

25 "Recorded image" means images recorded by an automated

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

25 (a-5) The automated speed enforcement system shall be
26 operational and violations shall be recorded only at the

1 following times:

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

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

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

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

24 (1) if the recorded speed is no less than 6 miles per
25 hour and no more than 10 miles per hour over the legal
26 speed limit, a civil penalty not exceeding \$50, plus an

1 additional penalty of not more than \$50 for failure to pay
2 the original penalty in a timely manner; or

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

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

23 (d) The net proceeds that a municipality receives from
24 civil penalties imposed under an automated speed enforcement
25 system, after deducting all non-personnel and personnel costs
26 associated with the operation and maintenance of such system,

1 shall be expended or obligated by the municipality for the
2 following purposes:

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

9 (ii) initiatives to improve pedestrian and traffic
10 safety;

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

14 (iv) after school programs.

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

24 (f) The notice required under subsection (e) of this
25 Section shall include:

26 (1) the name and address of the registered owner of the

1 vehicle;

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

4 (3) the violation charged;

5 (4) the date, time, and location where the violation
6 occurred;

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

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

10 (7) a statement that recorded images are evidence of a
11 violation of a speed restriction;

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

16 (9) a statement that the person may elect to proceed
17 by:

18 (A) paying the fine; or

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

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

24 (g) If a person charged with a traffic violation, as a
25 result of an automated speed enforcement system, does not pay
26 the fine or successfully contest the civil penalty resulting

1 from that violation, the Secretary of State shall suspend the
2 driving privileges of the registered owner of the vehicle under
3 Section 6-306.5 of this Code for failing to pay any fine or
4 penalty due and owing, or both, as a result of a combination of
5 5 violations of the automated speed enforcement system or the
6 automated traffic law under Section 11-208.6 of this Code.

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

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

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

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

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

6 (3) any other evidence or issues provided by municipal
7 ordinance.

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

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

23 (m) A roadway where a new automated speed enforcement
24 system is installed shall be posted with signs providing 30
25 days notice of the use of a new automated speed enforcement
26 system prior to the issuance of any citations through the

1 automated speed enforcement system.

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

7 (o) A municipality shall make a certified report to the
8 Secretary of State pursuant to Section 6-306.5 of this Code
9 whenever a registered owner of a vehicle has failed to pay any
10 fine or penalty due and owing as a result of a combination of 5
11 offenses for automated speed or traffic law enforcement system
12 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 municipality may issue the violation to
25 the lessee of the vehicle in the same manner as it would issue
26 a violation to a registered owner of a vehicle pursuant to this

1 Section, and the lessee may be held liable for the violation.

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

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

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

24 (Source: P.A. 97-672, eff. 7-1-12; 97-674, eff. 7-1-12; 98-463,
25 eff. 8-16-13.)

1 (625 ILCS 5/11-208.9)

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

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

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

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

23 (1) 2 or more photographs;

24 (2) 2 or more microphotographs;

25 (3) 2 or more electronic images; or

26 (4) a video recording showing the motor vehicle and, on

1 at least one image or portion of the recording, clearly
2 identifying the registration plate or digital registration
3 plate number of the motor vehicle.

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

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

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

21 (1) the name and address of the registered owner of the
22 vehicle;

23 (2) the registration number of the motor vehicle
24 involved in the violation;

25 (3) the violation charged;

26 (4) the location where the violation occurred;

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

2 (6) a copy of the recorded images;

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

5 (8) a statement that recorded images are evidence of a
6 violation of overtaking or passing a school bus stopped for
7 the purpose of receiving or discharging pupils;

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

12 (10) a statement that the person may elect to proceed
13 by:

14 (A) paying the fine; or

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

17 (11) a website address, accessible through the
18 Internet, where the person may view the recorded images of
19 the violation.

20 (f) If a person charged with a traffic violation, as a
21 result of an automated traffic law enforcement system under
22 this Section, does not pay the fine or successfully contest the
23 civil penalty resulting from that violation, the Secretary of
24 State shall suspend the driving privileges of the registered
25 owner of the vehicle under Section 6-306.5 of this Code for
26 failing to pay any fine or penalty due and owing as a result of

1 a combination of 5 violations of the automated traffic law
2 enforcement system or the automated speed enforcement system
3 under Section 11-208.8 of this Code.

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

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

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

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

24 (2) that the driver of the motor vehicle received a
25 Uniform Traffic Citation from a police officer for a
26 violation of Section 11-1414 of this Code within one-eighth

1 of a mile and 15 minutes of the violation that was recorded
2 by the system;

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

7 (4) any other evidence or issues provided by municipal
8 or county ordinance.

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

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

1 owner of the vehicle, but may be recorded by the municipality
2 or county for the purpose of determining if a person is subject
3 to the higher fine for a second or subsequent offense.

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

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

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

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

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

23 (p) No person who is the lessor of a motor vehicle pursuant
24 to a written lease agreement shall be liable for an automated
25 speed or traffic law enforcement system violation involving
26 such motor vehicle during the period of the lease; provided

1 that upon the request of the appropriate authority received
2 within 120 days after the violation occurred, the lessor
3 provides within 60 days after such receipt the name and address
4 of the lessee. The drivers license number of a lessee may be
5 subsequently individually requested by the appropriate
6 authority if needed for enforcement of this Section.

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

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

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

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

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

13 (625 ILCS 5/11-1201.1)

14 Sec. 11-1201.1. Automated Railroad Crossing Enforcement
15 System.

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

24 As used in this Section, "recorded images" means images
25 recorded by an automated railroad grade crossing enforcement

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

23 (b-1) (Blank.)

24 (c) For each violation of Section 11-1201 of this Code or a
25 local ordinance recorded by an automated railroad grade
26 crossing enforcement system, the county or municipality having

1 jurisdiction shall issue a written notice of the violation to
2 the registered owner of the vehicle as the alleged violator.
3 The notice shall be delivered to the registered owner of the
4 vehicle, by mail, no later than 90 days after 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 date by which the civil penalty should be paid;

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

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

22 (10) a statement that the person may elect to proceed
23 by:

24 (A) paying the fine; or

25 (B) challenging the charge in court, by mail, or by
26 administrative hearing.

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

9 (d-1) (Blank.)

10 (d-2) (Blank.)

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

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

24 (e-2) The court or hearing officer may consider the
25 following in the defense of a violation:

26 (1) that the motor vehicle or registration plates or

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

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

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

10 (e-3) 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 (f) Rail crossings equipped with an automatic railroad
18 grade crossing enforcement system shall be posted with a sign
19 visible to approaching traffic stating that the railroad grade
20 crossing is being monitored, that citations will be issued, and
21 the amount of the fine for violation.

22 (g) The compensation paid for an automated railroad grade
23 crossing enforcement system must be based on the value of the
24 equipment or the services provided and may not be based on the
25 number of citations issued or the revenue generated by the
26 system.

1 (h) (Blank.)

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

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

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

14 (625 ILCS 5/11-1301.1) (from Ch. 95 1/2, par. 11-1301.1)

15 Sec. 11-1301.1. Persons with disabilities - Parking
16 privileges - Exemptions.

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

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

21 (b) Any motor vehicle bearing registration plates or
22 digital registration plates or a special decal or device
23 specified in this Section or in Section 3-616 of this Code or
24 such parking device as specifically authorized in Section
25 11-1301.2 as evidence that the vehicle is operated by or for a
26 person with disabilities or bearing registration plates or

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

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

23 (d) No person shall use any area for the parking of any
24 motor vehicle pursuant to Section 11-1303 of this Code or where
25 an official sign controlling such area expressly prohibits
26 parking at any time or during certain hours.

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

7 (625 ILCS 5/11-1301.2) (from Ch. 95 1/2, par. 11-1301.2)
8 Sec. 11-1301.2. Special decals for parking; persons with
9 disabilities.

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

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

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

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

23 (c) The Secretary of State may, pursuant to Section
24 3-616(c), issue a person with disabilities parking decal or
25 device to a person with disabilities as defined by Section
26 1-159.1. Any person with disabilities parking decal or device

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

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

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

26 (1) manage, manipulate, or insert coins, or obtain

1 tickets or tokens in parking meters or ticket machines in
2 parking lots, due to the lack of fine motor control of both
3 hands;

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

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

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

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

19 Notwithstanding the requirements of this subsection (c-5),
20 the Secretary shall issue a meter-exempt decal or device to a
21 person who has been issued registration plates or digital
22 registration plates under Section 3-616 of this Code or a
23 special decal or device under this Section, if the applicant is
24 the parent or guardian of a person with disabilities who is
25 under 18 years of age and incapable of driving.

26 (d) Replacement decals or devices may be issued for lost,

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

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

25 (Source: P.A. 99-143, eff. 7-27-15; 100-513, eff. 1-1-18;
26 100-702, eff. 1-1-19.)

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

2 Sec. 11-1303. Stopping, standing or parking prohibited in
3 specified places.

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

8 1. Stop, stand or park a vehicle:

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

11 b. On a sidewalk;

12 c. Within an intersection;

13 d. On a crosswalk;

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

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

21 g. Upon any bridge or other elevated structure upon
22 a highway or within a highway tunnel;

23 h. On any railroad tracks. A violation of any part
24 of this subparagraph h. shall result in a mandatory
25 fine of \$500 or 50 hours of community service.

1 i. At any place where official signs prohibit
2 stopping;

3 j. On any controlled-access highway;

4 k. In the area between roadways of a divided
5 highway, including crossovers;

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

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

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

13 b. Within 15 feet of a fire hydrant;

14 c. Within 20 feet of a crosswalk at an
15 intersection;

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

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

23 f. At any place where official signs prohibit
24 standing.

25 3. Park a vehicle, whether occupied or not, except
26 temporarily for the purpose of and while actually engaged

1 in loading or unloading property or passengers:

2 a. Within 50 feet of the nearest rail of a railroad
3 crossing;

4 b. At any place where official signs prohibit
5 parking.

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

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

10 (625 ILCS 5/11-1304.5)

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

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

24 (625 ILCS 5/11-1305) (from Ch. 95 1/2, par. 11-1305)

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

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

15 (625 ILCS 5/12-610) (from Ch. 95 1/2, par. 12-610)

16 Sec. 12-610. Headset receivers.

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

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

24 (c) This Section does not prohibit the use of any single
25 sided headset type receiving and transmitting equipment

1 designed to be used in or on one ear which is used exclusively
2 for providing two-way radio vocal communications by an
3 individual in possession of a current and valid novice class or
4 higher amateur radio license issued by the Federal
5 Communications Commission and an amateur radio operator
6 special registration plate or digital registration plate
7 issued under Section 3-607 of this Code.

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

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

12 (625 ILCS 5/13-101) (from Ch. 95 1/2, par. 13-101)

13 Sec. 13-101. Submission to safety test; certificate of
14 safety. To promote the safety of the general public, every
15 owner of a second division vehicle, medical transport vehicle,
16 tow truck, first division vehicle including a taxi which is
17 used for a purpose that requires a school bus driver permit,
18 motor vehicle used for driver education training, or contract
19 carrier transporting employees in the course of their
20 employment on a highway of this State in a vehicle designed to
21 carry 15 or fewer passengers shall, before operating the
22 vehicle upon the highways of Illinois, submit it to a "safety
23 test" and secure a certificate of safety furnished by the
24 Department as set forth in Section 13-109. Each second division
25 motor vehicle that pulls or draws a trailer, semitrailer or

1 pole trailer, with a gross weight of 10,001 lbs or more or is
2 registered for a gross weight of 10,001 lbs or more, motor bus,
3 religious organization bus, school bus, senior citizen
4 transportation vehicle, and limousine shall be subject to
5 inspection by the Department and the Department is authorized
6 to establish rules and regulations for the implementation of
7 such inspections.

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

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

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

22 (b) vehicles other than school buses, tow trucks and
23 medical transport vehicles owned or operated by a municipal
24 corporation or political subdivision having a population
25 of 1,000,000 or more inhabitants and which are subject to
26 safety tests imposed by local ordinance or resolution;

1 (c) a semitrailer or trailer having a gross weight of
2 5,000 pounds or less including vehicle weight and maximum
3 load;

4 (d) recreational vehicles;

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

9 (f) house trailers equipped and used for living
10 quarters;

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

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

1 for the purpose of installing special bodies or equipment,
2 or driven for purposes of demonstration by a prospective
3 buyer with the dealer or his agent present in the cab of
4 the vehicle during the demonstration;

5 (i) pole trailers and auxiliary axles;

6 (j) special mobile equipment;

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

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

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

22 (n) second division vehicles registered for a gross
23 weight of 10,000 pounds or less, except when such second
24 division motor vehicles pull or draw a trailer,
25 semi-trailer or pole trailer having a gross weight of or
26 registered for a gross weight of more than 10,000 pounds;

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

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

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

26 For driver education vehicles used by public high schools,

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

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

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

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

25 (625 ILCS 5/13C-55)

1 Sec. 13C-55. Enforcement.

2 (a) Computer-Matched Enforcement.

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

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

24 The Secretary of State shall cooperate with the Agency
25 in the administration of this Chapter and shall provide the
26 Agency with such information as the Agency may deem

1 necessary for the purposes of this Chapter, including
2 regular and timely access to vehicle registration records.
3 Section 2-123 of this Code does not apply to the provision
4 of this information.

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

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

1 registration plate that has been suspended under this
2 Section may be reinstated or renewed, or transferred by the
3 owner to any other vehicle, until the suspension has been
4 terminated.

5 (b) Registration Denial Enforcement.

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

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

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

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

26 (i) Expiration date of the certificate;

1 (ii) Unambiguous vehicle identification
2 information; and

3 (iii) Whether the vehicle passed or received a
4 waiver;

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

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

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

22 (G) Prevention of owners or lessors from avoiding
23 testing through manipulation of the title or
24 registration system; title transfers may re-start the
25 clock on the inspection cycle only if proof of current
26 compliance is required at title transfer;

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

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

11 (J) Providing for meaningful penalties for cases
12 of registration fraud;

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

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

22 (2) The Agency shall cooperate in the enforcement of
23 this Chapter by providing the owner or owners of complying
24 vehicles with a Compliance Certificate stating that the
25 vehicle meets all applicable requirements of this Chapter.

26 The Agency shall cooperate with the Secretary of State

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

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

13 (3) Consistent with the requirements of Section
14 13C-15, the Secretary of State shall not renew any vehicle
15 registration for a subject vehicle that has not complied
16 with this Chapter. Additionally, the Secretary of State
17 shall not allow the issuance of a new registration nor
18 allow the transfer of a registration to a subject vehicle
19 that has not complied with this Chapter.

20 (4) The Secretary of State shall suspend the
21 registration of any vehicle which has permanent vehicle
22 registration plates or digital registration plates that
23 has not complied with the requirements of this Chapter. A
24 suspension under this paragraph (4) shall not be terminated
25 until satisfactory proof of compliance has been submitted
26 to the Secretary of State. No permanent vehicle

1 registration plate or digital registration plate that has
2 been suspended under this Section may be reinstated or
3 renewed, or transferred by the owner to any other vehicle,
4 until the suspension has been terminated.

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

6 (625 ILCS 5/20-401) (from Ch. 95 1/2, par. 20-401)

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

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

1 under this Act.

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

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

23 Section 25. The Automated Traffic Control Systems in
24 Highway Construction or Maintenance Zones Act is amended by
25 changing Sections 15 and 30 as follows:

1 (625 ILCS 7/15)

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

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

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

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

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

2 (625 ILCS 7/30)

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

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

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

12 (c) The Uniform Traffic Citation must include:

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

14 (2) the registration number of the vehicle;

15 (3) the offense charged;

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

17 (5) the first available court date; and

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

21 (d) The Uniform Traffic Citation issued to the violator
22 must be accompanied by a written document that lists the
23 violator's rights and obligations and explains how the violator
24 can elect to proceed by either paying the fine or challenging
25 the issuance of the Uniform Traffic Citation.

1 (Source: P.A. 93-947, eff. 8-19-04; 94-757, eff. 5-12-06;
2 94-814, eff. 1-1-07.)

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

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3	30 ILCS 610/2	from Ch. 127, par. 133e2
4	30 ILCS 610/3	from Ch. 127, par. 133e3
5	55 ILCS 5/5-12006	from Ch. 34, par. 5-12006
6	605 ILCS 10/27.2	
7	625 ILCS 5/1-171	from Ch. 95 1/2, par. 1-171
8	625 ILCS 5/1-190.1	
9	625 ILCS 5/2-111	from Ch. 95 1/2, par. 2-111
10	625 ILCS 5/3-400	from Ch. 95 1/2, par. 3-400
11	625 ILCS 5/3-401.5 new	
12	625 ILCS 5/3-402	from Ch. 95 1/2, par. 3-402
13	625 ILCS 5/3-404	from Ch. 95 1/2, par. 3-404
14	625 ILCS 5/3-412	from Ch. 95 1/2, par. 3-412
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18	625 ILCS 5/3-421	from Ch. 95 1/2, par. 3-421
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14	625 ILCS 5/5-202	from Ch. 95 1/2, par. 5-202
15	625 ILCS 5/7-303	from Ch. 95 1/2, par. 7-303
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