



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3197

Introduced 2/11/2020, by Sen. Mattie Hunter

SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Vehicle Code. Defines "uniform invoice" as a form created by the Secretary of State for the purpose of transporting vehicles and essential parts that does not convey or transfer ownership rights of a vehicle from one entity to another. Provides that the Secretary may use any commercially available title history service to determine the proper title designation of a motor vehicle before the issuance of a certificate of title. Provides that a licensed seller who sells, transfers, or wholesales a vehicle out of State shall mail the certificate of title to the physical business address in the requisite jurisdiction in lieu of transferring title at the time of sale. Provides that a purchaser of a vehicle who obtains a security interest in a vehicle in good faith for value takes free of any undisclosed liens unless the purchaser has notice of such liens. Provides that the Secretary may remove a franchise affiliate's lien. Provides that a registration permit for 90 (instead of 30) days may be provided for a fee of \$13. Provides that electric motorcycles are subject for additional fees for electric vehicles. Provides that vanity and personalized plates may be issued to owners of electric vehicles. Provides that certain military plates may be (i) transferred, upon death of the owner, to the surviving spouse; and (ii) reclassified without a replacement fee. Provides that "established place of business" only includes a place with an outdoor lot capable of parking at least 5 vehicles or an indoor lot with space for a minimum of one vehicle to be parked in its indoor showroom. Provides that applicants for certain licenses shall disclose the full name, address, and contact information of each of the applicant's agents or legal representatives who is an Illinois resident and liable for the performance of the dealership.

LRB101 16413 HEP 67408 b

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Sections 3-104, 3-104.5, 3-113, 3-202, 3-209, 3-403, 3-405.1,
6 3-506, 3-802, 3-805, 3-806.1, 3-806.5, 5-100, 5-101, 5-101.1,
7 5-101.2, 5-102, 5-102.8, and 5-301 and by adding Section
8 1-213.8 as follows:

9 (625 ILCS 5/1-213.8 new)

10 Sec. 1-213.8. Uniform Invoice. A form created by the
11 Secretary for the purpose of transporting vehicles and
12 essential parts that does not convey or transfer ownership
13 rights of a vehicle from one entity to another.

14 (625 ILCS 5/3-104) (from Ch. 95 1/2, par. 3-104)

15 Sec. 3-104. Application for certificate of title.

16 (a) The application for a certificate of title for a
17 vehicle in this State must be made by the owner to the
18 Secretary of State on the form prescribed and must contain:

19 1. The name, Illinois residence, mail address, and, if
20 available, email address of the owner;

21 2. A description of the vehicle including, so far as
22 the following data exists: Its make, year-model,

1 identifying number, type of body, whether new or used, as
2 to house trailers as defined in Section 1-128 of this Code,
3 and as to manufactured homes as defined in Section 1-144.03
4 of this Code, the square footage based upon the outside
5 dimensions excluding the length of the tongue and hitch,
6 and, as to vehicles of the second division, whether
7 for-hire, not-for-hire, or both for-hire and not-for-hire;

8 3. The date of purchase by applicant and, if
9 applicable, the name and address of the person from whom
10 the vehicle was acquired and the names and addresses of any
11 lienholders in the order of their priority and signatures
12 of owners;

13 4. The current odometer reading at the time of transfer
14 and that the stated odometer reading is one of the
15 following: actual mileage, not the actual mileage or
16 mileage is in excess of its mechanical limits; and

17 5. Any further information the Secretary of State
18 reasonably requires to identify the vehicle and to enable
19 him to determine whether the owner is entitled to a
20 certificate of title and the existence or nonexistence of
21 security interests in the vehicle.

22 (a-5) The Secretary of State shall designate on the
23 prescribed application form a space where the owner of a
24 vehicle may designate a beneficiary, to whom ownership of the
25 vehicle shall pass in the event of the owner's death.

26 (b) If the application refers to a vehicle purchased from a

1 dealer, it must also be signed by the dealer as well as the
2 owner, and the dealer must promptly mail or deliver the
3 application and required documents to the Secretary of State.

4 (c) If the application refers to a vehicle last previously
5 registered in another State or country, the application must
6 contain or be accompanied by:

7 1. Any certified document of ownership so recognized
8 and issued by the other State or country and acceptable to
9 the Secretary of State, and

10 2. Any other information and documents the Secretary of
11 State reasonably requires to establish the ownership of the
12 vehicle and the existence or nonexistence of security
13 interests in it.

14 (d) If the application refers to a new vehicle it must be
15 accompanied by the Manufacturer's Statement of Origin, or other
16 documents as required and acceptable by the Secretary of State,
17 with such assignments as may be necessary to show title in the
18 applicant.

19 (e) If an application refers to a vehicle rebuilt from a
20 vehicle previously salvaged, that application shall comply
21 with the provisions set forth in Sections 3-302 through 3-304
22 of this Code.

23 (f) An application for a certificate of title for any
24 vehicle, whether purchased in Illinois or outside Illinois, and
25 even if previously registered in another State, must be
26 accompanied by either an exemption determination from the

1 Department of Revenue showing that no tax imposed pursuant to
2 the Use Tax Act or the vehicle use tax imposed by Section
3 3-1001 of the Illinois Vehicle Code is owed by anyone with
4 respect to that vehicle, or a receipt from the Department of
5 Revenue showing that any tax so imposed has been paid. An
6 application for a certificate of title for any vehicle
7 purchased outside Illinois, even if previously registered in
8 another state, must be accompanied by either an exemption
9 determination from the Department of Revenue showing that no
10 tax imposed pursuant to the Municipal Use Tax Act or the County
11 Use Tax Act is owed by anyone with respect to that vehicle, or
12 a receipt from the Department of Revenue showing that any tax
13 so imposed has been paid. In the absence of such a receipt for
14 payment or determination of exemption from the Department, no
15 certificate of title shall be issued to the applicant.

16 If the proof of payment of the tax or of nonliability
17 therefor is, after the issuance of the certificate of title and
18 display certificate of title, found to be invalid, the
19 Secretary of State shall revoke the certificate and require
20 that the certificate of title and, when applicable, the display
21 certificate of title be returned to him.

22 (g) If the application refers to a vehicle not manufactured
23 in accordance with federal safety and emission standards, the
24 application must be accompanied by all documents required by
25 federal governmental agencies to meet their standards before a
26 vehicle is allowed to be issued title and registration.

1 (h) If the application refers to a vehicle sold at public
2 sale by a sheriff, it must be accompanied by the required fee
3 and a bill of sale issued and signed by a sheriff. The bill of
4 sale must identify the new owner's name and address, the year
5 model, make and vehicle identification number of the vehicle,
6 court order document number authorizing such sale, if
7 applicable, and the name and address of any lienholders in
8 order of priority, if applicable.

9 (i) If the application refers to a vehicle for which a
10 court of law determined the ownership, it must be accompanied
11 with a certified copy of such court order and the required fee.
12 The court order must indicate the new owner's name and address,
13 the complete description of the vehicle, if known, the name and
14 address of the lienholder, if any, and must be signed and dated
15 by the judge issuing such order.

16 (j) If the application refers to a vehicle sold at public
17 auction pursuant to the Labor and Storage Lien (Small Amount)
18 Act, it must be accompanied by an affidavit or affirmation
19 furnished by the Secretary of State along with the documents
20 described in the affidavit or affirmation and the required fee.

21 (k) The Secretary may provide an expedited process for the
22 issuance of vehicle titles. Expedited title applications must
23 be delivered to the Secretary of State's Vehicle Services
24 Department in Springfield by express mail service or hand
25 delivery. Applications must be complete, including necessary
26 forms, fees, and taxes. Applications received before noon on a

1 business day will be processed and shipped that same day.
2 Applications received after noon on a business day will be
3 processed and shipped the next business day. The Secretary
4 shall charge an additional fee of \$30 for this service, and
5 that fee shall cover the cost of return shipping via an express
6 mail service. All fees collected by the Secretary of State for
7 expedited services shall be deposited into the Motor Vehicle
8 License Plate Fund. In the event the Vehicle Services
9 Department determines that the volume of expedited title
10 requests received on a given day exceeds the ability of the
11 Vehicle Services Department to process those requests in an
12 expedited manner, the Vehicle Services Department may decline
13 to provide expedited services, and the additional fee for the
14 expedited service shall be refunded to the applicant.

15 (l) If the application refers to a homemade trailer, (i) it
16 must be accompanied by the appropriate documentation regarding
17 the source of materials used in the construction of the
18 trailer, as required by the Secretary of State, (ii) the
19 trailer must be inspected by a Secretary of State employee
20 prior to the issuance of the title, and (iii) upon approval of
21 the Secretary of State, the trailer must have a vehicle
22 identification number, as provided by the Secretary of State,
23 stamped or riveted to the frame.

24 (m) The holder of a Manufacturer's Statement of Origin to a
25 manufactured home may deliver it to any person to facilitate
26 conveying or encumbering the manufactured home. Any person

1 receiving any such Manufacturer's Statement of Origin so
2 delivered holds it in trust for the person delivering it.

3 (n) Within 45 days after the completion of the first retail
4 sale of a manufactured home, the Manufacturer's Statement of
5 Origin to that manufactured home must be surrendered to the
6 Secretary of State either in conjunction with an application
7 for a certificate of title for that manufactured home or in
8 accordance with Section 3-116.1.

9 (o) Each application for certificate of title for a motor
10 vehicle shall be verified by the National Motor Vehicle Title
11 Information System (NMVTIS) for a vehicle history report prior
12 to the Secretary issuing a certificate of title.

13 (p) The Secretary, at the Secretary's discretion, may use
14 any commercially available title history service to determine
15 the proper title designation of a motor vehicle before the
16 issuance of a certificate of title.

17 (Source: P.A. 99-414, eff. 8-20-15; 100-145, eff. 1-1-18.)

18 (625 ILCS 5/3-104.5)

19 Sec. 3-104.5. Application NMVTIS warnings or errors.

20 (a) Each application for a certificate of title or a
21 salvage certificate for a motor vehicle that is verified by the
22 National Motor Vehicle Title Information System (NMVTIS) that
23 is returned with a warning or error shall be reviewed by the
24 Secretary of State, or his or her designees, as to whether the
25 warning or error warrants a change to the type of title or

1 brand that is issued to a motor vehicle. If the Secretary needs
2 supplemental information to verify or corroborate the
3 information received from a NMVTIS report, then the Secretary
4 may use any available commercial title history services or
5 other Secretary of State resources to assist in determining the
6 vehicle's proper designation.

7 (b) Any motor vehicle application for a certificate of
8 title or a salvage certificate that another state has
9 previously issued a title or brand indicating that the status
10 of the motor vehicle is equivalent to a junk vehicle, as
11 defined in Section 1-134.1 of this Code, shall receive a title
12 with a "prior out of state junk" brand if that history item was
13 issued 120 months or more before the date of the submission of
14 the current application for title.

15 (c) Any motor vehicle application for a certificate of
16 title or a salvage certificate that is returned with a NMVTIS
17 warning or error indicating that another state has previously
18 issued a title or brand indicating the status of the motor
19 vehicle is equivalent to a junk vehicle, as defined in Section
20 1-134.1 of this Code, shall be issued a junk certificate that
21 reflects the motor vehicle's structural history, if the
22 previously issued title or brand from another state was issued
23 less than 120 months before the date of the submission of the
24 current application for title.

25 (d) Any motor vehicle application for a certificate of
26 title or a salvage certificate that is returned with a NMVTIS

1 warning or error indicating a brand or label from another
2 jurisdiction, that does not have a similar or comparable brand
3 or label in this State, shall include a notation or brand on
4 the certificate of title stating "previously branded".

5 (e) Any motor vehicle that is subject to the federal Truth
6 in Mileage Act, and is returned with a NMVTIS warning or error
7 indicating the stated mileage of the vehicle on the application
8 for certificate of title is 1,500 or fewer miles less than a
9 previously recorded mileage for the vehicle, shall be deemed as
10 having an acceptable margin of error and the higher of the 2
11 figures shall be indicated on the new certificate of title, if
12 the previous mileage was recorded within 90 days of the date of
13 the current application for title and if there are no
14 indications of fraud or malfeasance, or of altering or
15 tampering with the odometer.

16 (f) Any applicant for a certificate of title or a salvage
17 certificate who receives an alternative salvage or junk
18 certificate, or who receives a certificate of title with a
19 brand or label indicating the vehicle was previously rebuilt
20 prior out of state junk, previously branded, or flood, may
21 contest the Secretary's designations by requesting an
22 administrative hearing under Section 2-116 of this Code.

23 (g) The Secretary may adopt any rules necessary to
24 implement this Section.

25 (h) The Secretary, in the Secretary's discretion, may use
26 any commercially available title history service to determine

1 the proper title designation of a motor vehicle before the
2 issuance of a certificate of title.

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

4 (625 ILCS 5/3-113) (from Ch. 95 1/2, par. 3-113)

5 Sec. 3-113. Transfer to or from dealer; records.

6 (a) After a dealer buys a vehicle and holds it for resale,
7 the dealer must procure the certificate of title from the owner
8 or the lienholder. The dealer may hold the certificate until he
9 or she transfers the vehicle to another person. Upon
10 transferring the vehicle to another person, the dealer shall
11 promptly and within 20 days execute the assignment and warranty
12 of title by a dealer, showing the names and addresses of the
13 transferee and of any lienholder holding a security interest
14 created or reserved at the time of the resale, in the spaces
15 provided therefor on the certificate or as the Secretary of
16 State prescribes, and mail or deliver the certificate to the
17 Secretary of State with the transferee's application for a new
18 certificate, except as provided in Section 3-117.2. A dealer
19 has complied with this Section if the date of the mailing of
20 the certificate, as indicated by the postmark, is within 20
21 days of the date on which the vehicle was transferred to
22 another person.

23 (b) The Secretary of State may decline to process any
24 application for a transfer of an interest in a vehicle if any
25 fees or taxes due under this Code from the transferor or the

1 transferee have not been paid upon reasonable notice and
2 demand.

3 (c) Any person who violates this Section shall be guilty of
4 a petty offense.

5 (d) Beginning January 1, 2014, the Secretary of State is
6 authorized to impose a delinquent vehicle dealer transfer fee
7 of \$20 if the certificate of title is received by the Secretary
8 from the dealer 30 days but less than 60 days after the date of
9 sale. If the certificate of title is received by the Secretary
10 from the dealer 60 days but less than 90 days after the date of
11 sale, the delinquent dealer transfer fee shall be \$35. If the
12 certificate of title is received by the Secretary from the
13 dealer 90 days but less than 120 days after the date of sale,
14 the delinquent vehicle dealer transfer fee shall be \$65. If the
15 certificate of title is received by the Secretary from the
16 dealer 120 days or more after the date of the sale, the
17 delinquent vehicle dealer transfer fee shall be \$100. All
18 monies collected under this subsection shall be deposited into
19 the CDLIS/AAMVAnet/NMVTIS Trust Fund.

20 (e) Any licensee under Chapter 5 who sells, transfers, or
21 wholesales a vehicle out of State shall mail the certificate of
22 title to the physical business address in the requisite
23 jurisdiction in lieu of transferring title at the time of sale.

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

25 (625 ILCS 5/3-202) (from Ch. 95 1/2, par. 3-202)

1 Sec. 3-202. Perfection of security interest.

2 (a) Unless excepted by Section 3-201, a security interest
3 in a vehicle of a type for which a certificate of title is
4 required is not valid against subsequent transferees or
5 lienholders of the vehicle unless perfected as provided in this
6 Act. A purchase money security interest in a manufactured home
7 is perfected against the rights of judicial lien creditors and
8 execution creditors on and after the date such purchase money
9 security interest attaches.

10 (b) A security interest is perfected by the delivery to the
11 Secretary of State of the existing certificate of title, if
12 any, an application for a certificate of title containing the
13 name and address of the lienholder and the required fee. The
14 security interest is perfected as of the time of its creation
15 if the delivery to the Secretary of State is completed within
16 30 days after the creation of the security interest or receipt
17 by the new lienholder of the existing certificate of title from
18 a prior lienholder or licensed dealer, otherwise as of the time
19 of the delivery.

20 (c) If a vehicle is subject to a security interest when
21 brought into this State, the validity of the security interest
22 is determined by the law of the jurisdiction where the vehicle
23 was when the security interest attached, subject to the
24 following:

25 1. If the parties understood at the time the security
26 interest attached that the vehicle would be kept in this

1 State and it was brought into this State within 30 days
2 thereafter for purposes other than transportation through
3 this State, the validity of the security interest in this
4 State is determined by the law of this State.

5 2. If the security interest was perfected under the law
6 of the jurisdiction where the vehicle was when the security
7 interest attached, the following rules apply:

8 (A) If the name of the lienholder is shown on an
9 existing certificate of title issued by that
10 jurisdiction, his security interest continues
11 perfected in this State.

12 (B) If the name of the lienholder is not shown on
13 an existing certificate of title issued by that
14 jurisdiction, a security interest may be perfected by
15 the lienholder delivering to the Secretary of State the
16 prescribed notice and by payment of the required fee.
17 Such security interest is perfected as of the time of
18 delivery of the prescribed notice and payment of the
19 required fee.

20 3. If the security interest was not perfected under the
21 law of the jurisdiction where the vehicle was when the
22 security interest attached, it may be perfected in this
23 State; in that case perfection dates from the time of
24 perfection in this State.

25 4. A security interest may be perfected under paragraph
26 3 of this subsection either as provided in subsection (b)

1 or by the lienholder delivering to the Secretary of State a
2 notice of security interest in the form the Secretary of
3 State prescribes and the required fee.

4 (d) Except as otherwise provided in Sections 3-116.1,
5 3-116.2, 3-207, and the Conveyance and Encumbrance of
6 Manufactured Homes as Real Property and Severance Act, after a
7 certificate of title has been issued for a manufactured home
8 and as long as the manufactured home is subject to any security
9 interest perfected pursuant to this Section, the Secretary of
10 State shall not file an affidavit of affixation, nor cancel the
11 Manufacturer's Statement of Origin, nor revoke the certificate
12 of title, nor issue a certificate of title under Section 3-106,
13 and, in any event, the validity and priority of any security
14 interest perfected pursuant to this Section shall continue,
15 notwithstanding the provision of any other law.

16 (e) A purchaser of a vehicle in this State who obtains a
17 security interest in a vehicle in good faith for value takes
18 free of any undisclosed liens unless the purchaser has notice
19 of such liens. Upon the perfection of such a security interest,
20 the Secretary shall invalidate the undisclosed lienholder's
21 interest in the vehicle subject to an investigation by the
22 Secretary of State Department of Police.

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

24 (625 ILCS 5/3-209) (from Ch. 95 1/2, par. 3-209)

25 Sec. 3-209. Powers of Secretary of State.

1 (a) The Secretary of State shall prescribe and provide
2 suitable forms of applications, certificates of title, notices
3 of security interests, and all other notices and forms
4 necessary to carry out the provisions of this chapter.

5 (b) The Secretary of State may:

6 1. Make necessary investigations to procure information
7 required to carry out the provisions of this Act. ~~+~~

8 2. Assign a new identifying number to a vehicle if it has
9 none, or its identifying number is destroyed or obliterated, or
10 its motor is changed, and shall either issue a new certificate
11 of title showing the new identifying number or make an
12 appropriate endorsement on the original certificate.

13 3. Remove a franchise affiliate's lien so that the
14 franchise affiliate may pursue the balance of the lien with the
15 defunct dealership instead of the constituent. This item
16 applies if a franchise dealer neglects to pay off a trade-in
17 vehicle's lien, and that lien is held by the franchise
18 affiliate. The Secretary shall make this determination
19 pursuant to an investigation by the Secretary of State
20 Department of Police.

21 (Source: P.A. 76-1586.)

22 (625 ILCS 5/3-403) (from Ch. 95 1/2, par. 3-403)

23 Sec. 3-403. Trip and Short-term permits.

24 (a) The Secretary of State may issue a short-term permit to
25 operate a nonregistered first or second division vehicle within

1 the State of Illinois for a period of not more than 7 days. Any
2 second division vehicle operating on such permit may operate
3 only on empty weight. The fee for the short-term permit shall
4 be \$6 for permits purchased on or before June 30, 2003 and \$10
5 for permits purchased on or after July 1, 2003. For short-term
6 permits purchased on or after July 1, 2003, \$4 of the fee
7 collected for the purchase of each permit shall be deposited
8 into the General Revenue Fund.

9 This permit may also be issued to operate an unladen
10 registered vehicle which is suspended under the Vehicle
11 Emissions Inspection Law and allow it to be driven on the roads
12 and highways of the State in order to be repaired or when
13 travelling to and from an emissions inspection station.

14 (b) The Secretary of State may, subject to reciprocal
15 agreements, arrangements or declarations made or entered into
16 pursuant to Section 3-402, 3-402.4 or by rule, provide for and
17 issue registration permits for the use of Illinois highways by
18 vehicles of the second division on an occasional basis or for a
19 specific and special short-term use, in compliance with rules
20 and regulations promulgated by the Secretary of State, and upon
21 payment of the prescribed fee as follows:

22 One-trip permits. A registration permit for one trip, or
23 one round-trip into and out of Illinois, for a period not to
24 exceed 72 consecutive hours or 3 calendar days may be provided,
25 for a fee as prescribed in Section 3-811.

26 Three-month ~~One-Month~~ permits. A registration permit for

1 90 ~~30~~ days may be provided for a fee of \$13 for registration
2 plus 1/10 of the flat weight tax. ~~The minimum fee for such~~
3 ~~permit shall be \$31.~~

4 In-transit permits. A registration permit for one trip may
5 be provided for vehicles in transit by the driveaway or towaway
6 method and operated by a transporter in compliance with the
7 Illinois Motor Carrier of Property Law, for a fee as prescribed
8 in Section 3-811.

9 Illinois Temporary Apportionment Authorization Permits. An
10 apportionment authorization permit for forty-five days for the
11 immediate operation of a vehicle upon application for and prior
12 to receiving apportioned credentials or interstate credentials
13 from the State of Illinois. The fee for such permit shall be
14 \$3.

15 Illinois Temporary Prorate Authorization Permit. A prorate
16 authorization permit for forty-five days for the immediate
17 operation of a vehicle upon application for and prior to
18 receiving prorate credentials or interstate credentials from
19 the State of Illinois. The fee for such permit shall be \$3.

20 (c) The Secretary of State shall promulgate by such rule or
21 regulation, schedules of fees and taxes for such permits and in
22 computing the amount or amounts due, may round off such amount
23 to the nearest full dollar amount.

24 (d) The Secretary of State shall further prescribe the form
25 of application and permit and may require such information and
26 data as necessary and proper, including confirming the status

1 or identity of the applicant and the vehicle in question.

2 (e) Rules or regulations promulgated by the Secretary of
3 State under this Section shall provide for reasonable and
4 proper limitations and restrictions governing the application
5 for and issuance and use of permits, and shall provide for the
6 number of permits per vehicle or per applicant, so as to
7 preclude evasion of annual registration requirements as may be
8 required by this Act.

9 (f) Any permit under this Section is subject to suspension
10 or revocation under this Act, and in addition, any such permit
11 is subject to suspension or revocation should the Secretary of
12 State determine that the vehicle identified in any permit
13 should be properly registered in Illinois. In the event any
14 such permit is suspended or revoked, the permit is then null
15 and void, may not be re-instated, nor is a refund therefor
16 available. The vehicle identified in such permit may not
17 thereafter be operated in Illinois without being properly
18 registered as provided in this Chapter.

19 (Source: P.A. 92-680, eff. 7-16-02; 93-32, eff. 7-1-03.)

20 (625 ILCS 5/3-405.1) (from Ch. 95 1/2, par. 3-405.1)

21 Sec. 3-405.1. Application for vanity and personalized
22 license plates.

23 (a) Vanity license plates mean any license plates, assigned
24 to a passenger motor vehicle of the first division, to a motor
25 vehicle of the second division registered at not more than

1 8,000 pounds, to a trailer weighing 8,000 pounds or less paying
2 the flat weight tax, to a funeral home vehicle, an electric
3 vehicle, or ~~to~~ a recreational vehicle, which display a
4 registration number containing 1 to 7 letters and no numbers or
5 1, 2, or 3 numbers and no letters as requested by the owner of
6 the vehicle and license plates issued to retired members of
7 Congress under Section 3-610.1 or to retired members of the
8 General Assembly as provided in Section 3-606.1. Personalized
9 license plates mean any license plates, assigned to a passenger
10 motor vehicle of the first division, to a motor vehicle of the
11 second division registered at not more than 8,000 pounds, to a
12 trailer weighing 8,000 pounds or less paying the flat weight
13 tax, to a funeral home vehicle, an electric vehicle, or ~~to~~ a
14 recreational vehicle, which display a registration number
15 containing one of the following combinations of letters and
16 numbers, as requested by the owner of the vehicle:

17 Standard Passenger Plates

18 First Division Vehicles

19 1 letter plus 0-99

20 2 letters plus 0-99

21 3 letters plus 0-99

22 4 letters plus 0-99

23 5 letters plus 0-99

24 6 letters plus 0-9

1 Second Division Vehicles
2 8,000 pounds or less, Trailers
3 8,000 pounds or less paying the flat
4 weight tax, and Recreation Vehicles

5 0-999 plus 1 letter
6 0-999 plus 2 letters
7 0-999 plus 3 letters
8 0-99 plus 4 letters
9 0-9 plus 5 letters

10 (b) For any registration period commencing after December
11 31, 2003, any person who is the registered owner of a passenger
12 motor vehicle of the first division, of a motor vehicle of the
13 second division registered at not more than 8,000 pounds, of a
14 trailer weighing 8,000 pounds or less paying the flat weight
15 tax, of a funeral home vehicle, of an electric vehicle, or of a
16 recreational vehicle registered with the Secretary of State or
17 who makes application for an original registration of such a
18 motor vehicle or renewal registration of such a motor vehicle
19 may, upon payment of a fee prescribed in Section 3-806.1 or
20 Section 3-806.5, apply to the Secretary of State for vanity or
21 personalized license plates.

22 (c) Except as otherwise provided in this Chapter 3, vanity
23 and personalized license plates as issued under this Section

1 shall be the same color and design as other passenger vehicle
2 license plates or electric vehicle license plates and shall not
3 in any manner conflict with any other existing passenger,
4 commercial, trailer, motorcycle, or special license plate
5 series. However, special registration plates issued under
6 Sections 3-611 and 3-616 for vehicles operated by or for
7 persons with disabilities may also be vanity or personalized
8 license plates.

9 (d) Vanity and personalized license plates shall be issued
10 only to the registered owner of the vehicle on which they are
11 to be displayed, except as provided in Sections 3-611 and 3-616
12 for special registration plates for vehicles operated by or for
13 persons with disabilities.

14 (e) An applicant for the issuance of vanity or personalized
15 license plates or subsequent renewal thereof shall file an
16 application in such form and manner and by such date as the
17 Secretary of State may, in his discretion, require.

18 No vanity nor personalized license plates shall be
19 approved, manufactured, or distributed that contain any
20 characters, symbols other than the international accessibility
21 symbol for vehicles operated by or for persons with
22 disabilities, foreign words, or letters of punctuation.

23 (f) Vanity and personalized license plates as issued
24 pursuant to this Act may be subject to the Staggered
25 Registration System as prescribed by the Secretary of State.

26 (g) For purposes of this Section, "funeral home vehicle"

1 means any motor vehicle of the first division or motor vehicle
2 of the second division weighing 8,000 pounds or less that is
3 owned or leased by a funeral home.

4 (h) As used in this Section, "electric vehicle" means any
5 vehicle that is required to be registered under Section 3-805.

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

7 (625 ILCS 5/3-506)

8 Sec. 3-506. Transfer of plates to spouses of military
9 service members. Upon the death of a military service member
10 who has been issued a special plate under Section 3-609.1,
11 3-620, 3-621, 3-622, 3-623, 3-624, 3-625, 3-626, 3-628, 3-638,
12 3-642, 3-645, 3-647, 3-650, 3-651, 3-666, 3-667, 3-668, 3-669,
13 3-676, 3-677, 3-680, 3-681, 3-683, 3-686, 3-688, 3-693, 3-698,
14 3-699.12, 3-699.15, 3-699.16, ~~or~~ 3-699.17, 3-699.19, or
15 3-699.20 of this Code, the surviving spouse of that service
16 member may retain the plate so long as that spouse is a
17 resident of Illinois and transfers the registration to his or
18 her name within 180 days of the death of the service member.

19 For the purposes of this Section, "service member" means
20 any individual who is serving or has served in any branch of
21 the United States Armed Forces, including the National Guard or
22 other reserve components of the Armed Forces, and has been
23 issued a special plate listed in this Section.

24 (Source: P.A. 100-201, eff. 8-18-17; 101-51, eff. 7-12-19.)

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

2 Sec. 3-802. Reclassifications and upgrades.

3 (a) Definitions. For the purposes of this Section, the
4 following words shall have the meanings ascribed to them as
5 follows:

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

8 "Upgrade" means increasing the registered weight of a
9 vehicle within the same plate category.

10 (b) When reclassing the registration of a vehicle from one
11 plate category to another, the owner shall receive credit for
12 the unused portion of the present plate and be charged the
13 current portion fees for the new plate. In addition, the
14 appropriate replacement plate and replacement sticker fees
15 shall be assessed.

16 (b-5) Beginning with the 2019 registration year, any
17 individual who has a registration issued under either Section
18 3-405 or 3-405.1 that qualifies for a special license plate
19 under Section 3-609, 3-609.1, 3-620, 3-621, 3-622, 3-623,
20 3-624, 3-625, 3-626, 3-628, 3-638, 3-642, 3-645, 3-647, 3-650,
21 3-651, 3-664, 3-666, 3-667, 3-668, 3-669, 3-676, 3-677, 3-680,
22 3-681, 3-683, 3-686, 3-688, 3-693, 3-698, 3-699.12, 3-699.15,
23 3-699.16, 3-699.17, 3-699.19 or 3-699.20 ~~or 3-699.17~~ may
24 reclass his or her registration upon acquiring a special
25 license plate listed in this subsection (b-5) without a
26 replacement plate or digital plate fee or registration sticker

1 or digital registration sticker cost.

2 (b-10) Beginning with the 2019 registration year, any
3 individual who has a special license plate issued under Section
4 3-609, 3-609.1, 3-620, 3-621, 3-622, 3-623, 3-624, 3-625,
5 3-626, 3-628, 3-638, 3-642, 3-645, 3-647, 3-650, 3-651, 3-664,
6 3-666, 3-667, 3-668, 3-669, 3-676, 3-677, 3-680, 3-681, 3-683,
7 3-686, 3-688, 3-693, 3-698, 3-699.12, or 3-699.17 may reclass
8 his or her special license plate upon acquiring a new
9 registration under Section 3-405 or 3-405.1 without a
10 replacement plate or digital plate fee or registration sticker
11 or digital registration sticker cost.

12 (c) When upgrading the weight of a registration within the
13 same plate category, the owner shall pay the difference in
14 current period fees between the 2 ~~two~~ plates. In addition, the
15 appropriate replacement plate and replacement sticker fees
16 shall be assessed. In the event new plates are not required,
17 the corrected registration card fee shall be assessed.

18 (d) In the event the owner of the vehicle desires to change
19 the registered weight and change the plate category, the owner
20 shall receive credit for the unused portion of the registration
21 fee of the current plate and pay the current portion of the
22 registration fee for the new plate, and in addition, pay the
23 appropriate replacement plate and replacement sticker fees.

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

26 (f) No refunds shall be made in any of the circumstances

1 found in subsection (b), subsection (c), or subsection (d);
2 however, when reclassing from a flat weight plate to an
3 apportioned plate, a refund may be issued if the credit amounts
4 to an overpayment.

5 (g) In the event the registration of a vehicle registered
6 under the mileage tax option is revoked, the owner shall be
7 required to pay the annual registration fee in the new plate
8 category and shall not receive any credit for the mileage plate
9 fees.

10 (h) Certain special interest plates may be displayed on
11 first division vehicles, second division vehicles weighing
12 8,000 pounds or less, and recreational vehicles. Those plates
13 can be transferred within those vehicle groups.

14 (i) Plates displayed on second division vehicles weighing
15 8,000 pounds or less and passenger vehicle plates may be
16 reclassified from one division to the other.

17 (j) Other than in subsection (i), reclassing from one
18 division to the other division is prohibited. In addition, a
19 reclass from a motor vehicle to a trailer or a trailer to a
20 motor vehicle is prohibited.

21 (Source: P.A. 100-246, eff. 1-1-18; 100-450, eff. 1-1-18;
22 100-863, eff. 8-14-18; 101-51, eff. 7-12-19; 101-395, eff.
23 8-16-19; revised 9-24-19.)

24 (625 ILCS 5/3-805) (from Ch. 95 1/2, par. 3-805)

25 Sec. 3-805. Electric vehicles. The ~~Until January 1, 2020,~~

1 ~~the~~ owner of a motor vehicle of the first division, a
2 motorcycle, or a motor vehicle of the second division weighing
3 8,000 pounds or less propelled by an electric engine and not
4 utilizing motor fuel, may register such vehicle for a ~~fee not~~
5 ~~to exceed \$35 for a 2 year registration period. The Secretary~~
6 ~~may, in his discretion, prescribe that electric vehicle~~
7 ~~registration plates be issued for an indefinite term, such term~~
8 ~~to correspond to the term of registration plates issued~~
9 ~~generally, as provided in Section 3-414.1. In no event may the~~
10 ~~registration fee for electric vehicles exceed \$18 per~~
11 ~~registration year. Beginning on January 1, 2020, the~~
12 registration fee ~~for these vehicles shall be~~ equal to the fee
13 set forth in Section 3-806 for motor vehicles of the first
14 division, other than Autocycles, Motorcycles, Motor Driven
15 Cycles, and Pedalcycles. In addition to the registration fees,
16 the Secretary shall assess an additional \$100 per year in lieu
17 of the payment of motor fuel taxes. \$1 of the additional fees
18 shall be deposited into the Secretary of State Special Services
19 Fund and the remainder of the additional fees shall be
20 deposited into the Road Fund. The Secretary, in the Secretary's
21 discretion, may prescribe that electric vehicle registration
22 plates be issued for an indefinite term, such term to
23 correspond to the term of registration plates issued generally,
24 as provided in Section 3-414.1.

25 (Source: P.A. 101-32, eff. 6-28-19.)

1 (625 ILCS 5/3-806.1) (from Ch. 95 1/2, par. 3-806.1)

2 Sec. 3-806.1. Additional fees for vanity license plates. In
3 addition to the regular registration fee or electric vehicle
4 registration fee, an applicant for a vanity license plate,
5 other than a vanity plate in any military series or a vanity
6 plate issued under Section 3-664, shall be charged \$94 for each
7 set of vanity license plates issued to a vehicle of the first
8 division or a vehicle of the second division registered at not
9 more than 8,000 pounds or to a recreational vehicle and \$50 for
10 each set of vanity plates issued to an autocycle or motorcycle.
11 In addition to the regular renewal fee or electric vehicle
12 registration renewal fee, an applicant for a vanity plate,
13 other than a vanity plate in any military series or a vanity
14 plate issued under Section 3-664, shall be charged \$13 for the
15 renewal of each set of vanity license plates. There shall be no
16 additional fees for a vanity license plate in any military
17 series of plates or a vanity plate issued under Section 3-664.
18 (Source: P.A. 98-777, eff. 1-1-15.)

19 (625 ILCS 5/3-806.5)

20 Sec. 3-806.5. Additional fees for personalized license
21 plates. For registration periods commencing after December 31,
22 2003, in addition to the regular registration fee or electric
23 vehicle registration fee, an applicant for a personalized
24 license plate, other than a personalized plate in any military
25 series or a personalized plate issued under Section 3-664,

1 shall be charged \$47 for each set of personalized license
2 plates issued to a vehicle of the first division or a vehicle
3 of the second division registered at not more than 8,000 pounds
4 or to a recreational vehicle and \$25 for each set of
5 personalized plates issued to an autocytle or motorcycle. In
6 addition to the regular renewal fee or electric vehicle
7 registration renewal fee, an applicant for a personalized plate
8 other than a personalized plate in any military series or a
9 personalized plate issued under Section 3-664, shall be charged
10 \$7 for the renewal of each set of personalized license plates.
11 There shall be no additional fees charged for a personalized
12 plate in any military series of plates or a personalized plate
13 issued under Section 3-664. Of the money received by the
14 Secretary of State as additional fees for personalized license
15 plates, 50% shall be deposited into the Secretary of State
16 Special License Plate Fund and 50% shall be deposited into the
17 General Revenue Fund.

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

19 (625 ILCS 5/5-100) (from Ch. 95 1/2, par. 5-100)

20 Sec. 5-100. Definitions. For the purposes of this Chapter,
21 the following words shall have the meanings ascribed to them as
22 follows:

23 "Additional place of business" means a place owned or
24 leased and occupied by the dealer in addition to its
25 established place of business, at which the dealer conducts or

1 intends to conduct business on a permanent or long term basis.
2 The term does not include an area where an off site sale or
3 exhibition is conducted. The Secretary of State shall adopt
4 guidelines for the administration and enforcement of this
5 definition by rule.

6 "Display exhibition" means a temporary display of vehicles
7 by a dealer licensed under Section 5-101 or 5-102, at a
8 location at which no vehicles are offered for sale, that is
9 conducted at a place other than the dealer's established and
10 additional places of business.

11 "Established place of business" means the place owned or
12 leased and occupied by any person duly licensed or required to
13 be licensed as a dealer for the purpose of engaging in selling,
14 buying, bartering, displaying, exchanging or dealing in, on
15 consignment or otherwise, vehicles and their essential parts
16 and for such other ancillary purposes as may be permitted by
17 the Secretary by rule. It shall include an office in which the
18 dealer's records shall be separate and distinct from any other
19 business or tenant which may occupy space in the same building
20 except as provided in Section 5-101.1. This office shall not be
21 located in a house trailer, residence, tent, temporary stand,
22 temporary address, room or rooms in a hotel or rooming house,
23 nor the premises occupied by a single or multiple unit
24 residence. "Established place of business" only includes a
25 place with an outdoor lot capable of parking at least 5
26 vehicles or an indoor lot with space for a minimum of one

1 vehicle to be parked in its indoor showroom. The established
2 place of business of a scrap processor shall be the fixed
3 location where the scrap processor maintains its principal
4 place of business. The Secretary of State shall, by rule and
5 regulation, adopt guidelines for the administration and
6 enforcement of this definition, such as, but not limited to
7 issues concerning the required hours of operation, describing
8 where vehicles are displayed and offered for sale, where books
9 and records are maintained and requirements for the fulfillment
10 of warranties. A dealer may have an additional place of
11 business as defined under this Section.

12 "Motor vehicle financing affiliate" means a business
13 organization registered to do business in Illinois that,
14 pursuant to a written contract with either (1) a single new or
15 used motor vehicle dealer or (2) a single group of new or used
16 motor vehicle dealers that share a common ownership within the
17 group, purchases new or used motor vehicles on behalf of the
18 dealer or group of dealers and then sells, transfers, or
19 assigns those motor vehicles to the dealer or group of dealers.
20 The motor vehicle financing affiliate must be incorporated or
21 organized solely to purchase new or used vehicles on behalf of
22 the new or used motor vehicle dealer or group of dealers with
23 which it has contracted, shall not sell motor vehicles at
24 retail, shall perform only those business functions related to
25 the purchasing of motor vehicles and selling, transferring, or
26 assigning those motor vehicles to the dealer or group of

1 dealers. The motor vehicle financing affiliate must be licensed
2 under the provisions of Section 5-101.1 and must not be
3 licensed as a new or used motor vehicle dealer.

4 "Off site sale" means the temporary display and sale of
5 vehicles, for a period of not more than 7 calendar days
6 (excluding Sundays), by a dealer licensed under Section 5-101
7 or 5-102 at a place other than the dealer's established and
8 additional places of business.

9 "Relevant market area", for a new vehicle dealer licensed
10 under Section 5-101 and for a used vehicle dealer licensed
11 under Section 5-102, means the area within 10 miles of the
12 established or additional place of business of the dealer
13 located in a county with a population of 300,000 or more, or
14 within 15 miles if the established place of business is located
15 in a county with a population of less than 300,000.

16 "Trade show exhibition" means a temporary display of
17 vehicles, by dealers licensed under Section 5-101 or 5-102, or
18 any other person as defined in subsection (c) of Section
19 5-102.1, at a location at which no vehicles are offered for
20 sale that is conducted at a place other than the dealer's
21 established and additional places of business. In order for a
22 display exhibition to be considered a trade show exhibition, it
23 must be participated in by at least 3 dealers, 2 of which must
24 be licensed under Section 5-101 or 5-102; and a trade show
25 exhibition of new vehicles shall only be participated in by
26 licensed new vehicle dealers at least 2 of which must be

1 licensed under Section 5-101.

2 (Source: P.A. 90-89, eff. 1-1-98; 91-415, eff. 1-1-00.)

3 (625 ILCS 5/5-101) (from Ch. 95 1/2, par. 5-101)

4 Sec. 5-101. New vehicle dealers must be licensed.

5 (a) No person shall engage in this State in the business of
6 selling or dealing in, on consignment or otherwise, new
7 vehicles of any make, or act as an intermediary or agent or
8 broker for any licensed dealer or vehicle purchaser other than
9 as a salesperson, or represent or advertise that he is so
10 engaged or intends to so engage in such business unless
11 licensed to do so in writing by the Secretary of State under
12 the provisions of this Section.

13 (b) An application for a new vehicle dealer's license shall
14 be filed with the Secretary of State, duly verified by oath, on
15 such form as the Secretary of State may by rule or regulation
16 prescribe and shall contain:

17 1. The name and type of business organization of the
18 applicant and his established and additional places of
19 business, if any, in this State.

20 2. If the applicant is a corporation, a list of its
21 officers, directors, and shareholders having a ten percent
22 or greater ownership interest in the corporation, setting
23 forth the residence address of each; if the applicant is a
24 sole proprietorship, a partnership, an unincorporated
25 association, a trust, or any similar form of business

1 organization, the name and residence address of the
2 proprietor or of each partner, member, officer, director,
3 trustee, or manager.

4 3. The make or makes of new vehicles which the
5 applicant will offer for sale at retail in this State.

6 4. The name of each manufacturer or franchised
7 distributor, if any, of new vehicles with whom the
8 applicant has contracted for the sale of such new vehicles.
9 As evidence of this fact, the application shall be
10 accompanied by a signed statement from each such
11 manufacturer or franchised distributor. If the applicant
12 is in the business of offering for sale new conversion
13 vehicles, trucks or vans, except for trucks modified to
14 serve a special purpose which includes but is not limited
15 to the following vehicles: street sweepers, fertilizer
16 spreaders, emergency vehicles, implements of husbandry or
17 maintenance type vehicles, he must furnish evidence of a
18 sales and service agreement from both the chassis
19 manufacturer and second stage manufacturer.

20 5. A statement that the applicant has been approved for
21 registration under the Retailers' Occupation Tax Act by the
22 Department of Revenue: Provided that this requirement does
23 not apply to a dealer who is already licensed hereunder
24 with the Secretary of State, and who is merely applying for
25 a renewal of his license. As evidence of this fact, the
26 application shall be accompanied by a certification from

1 the Department of Revenue showing that that Department has
2 approved the applicant for registration under the
3 Retailers' Occupation Tax Act.

4 6. A statement that the applicant has complied with the
5 appropriate liability insurance requirement. A Certificate
6 of Insurance in a solvent company authorized to do business
7 in the State of Illinois shall be included with each
8 application covering each location at which he proposes to
9 act as a new vehicle dealer. The policy must provide
10 liability coverage in the minimum amounts of \$100,000 for
11 bodily injury to, or death of, any person, \$300,000 for
12 bodily injury to, or death of, two or more persons in any
13 one accident, and \$50,000 for damage to property. Such
14 policy shall expire not sooner than December 31 of the year
15 for which the license was issued or renewed. The expiration
16 of the insurance policy shall not terminate the liability
17 under the policy arising during the period for which the
18 policy was filed. Trailer and mobile home dealers are
19 exempt from this requirement.

20 If the permitted user has a liability insurance policy
21 that provides automobile liability insurance coverage of
22 at least \$100,000 for bodily injury to or the death of any
23 person, \$300,000 for bodily injury to or the death of any 2
24 or more persons in any one accident, and \$50,000 for damage
25 to property, then the permitted user's insurer shall be the
26 primary insurer and the dealer's insurer shall be the

1 secondary insurer. If the permitted user does not have a
2 liability insurance policy that provides automobile
3 liability insurance coverage of at least \$100,000 for
4 bodily injury to or the death of any person, \$300,000 for
5 bodily injury to or the death of any 2 or more persons in
6 any one accident, and \$50,000 for damage to property, or
7 does not have any insurance at all, then the dealer's
8 insurer shall be the primary insurer and the permitted
9 user's insurer shall be the secondary insurer.

10 When a permitted user is "test driving" a new vehicle
11 dealer's automobile, the new vehicle dealer's insurance
12 shall be primary and the permitted user's insurance shall
13 be secondary.

14 As used in this paragraph 6, a "permitted user" is a
15 person who, with the permission of the new vehicle dealer
16 or an employee of the new vehicle dealer, drives a vehicle
17 owned and held for sale or lease by the new vehicle dealer
18 which the person is considering to purchase or lease, in
19 order to evaluate the performance, reliability, or
20 condition of the vehicle. The term "permitted user" also
21 includes a person who, with the permission of the new
22 vehicle dealer, drives a vehicle owned or held for sale or
23 lease by the new vehicle dealer for loaner purposes while
24 the user's vehicle is being repaired or evaluated.

25 As used in this paragraph 6, "test driving" occurs when
26 a permitted user who, with the permission of the new

1 vehicle dealer or an employee of the new vehicle dealer,
2 drives a vehicle owned and held for sale or lease by a new
3 vehicle dealer that the person is considering to purchase
4 or lease, in order to evaluate the performance,
5 reliability, or condition of the vehicle.

6 As used in this paragraph 6, "loaner purposes" means
7 when a person who, with the permission of the new vehicle
8 dealer, drives a vehicle owned or held for sale or lease by
9 the new vehicle dealer while the user's vehicle is being
10 repaired or evaluated.

11 7. (A) An application for a new motor vehicle dealer's
12 license shall be accompanied by the following license fees:

13 (i) \$1,000 for applicant's established place of
14 business, and \$100 for each additional place of
15 business, if any, to which the application pertains;
16 but if the application is made after June 15 of any
17 year, the license fee shall be \$500 for applicant's
18 established place of business plus \$50 for each
19 additional place of business, if any, to which the
20 application pertains. License fees shall be returnable
21 only in the event that the application is denied by the
22 Secretary of State. All moneys received by the
23 Secretary of State as license fees under this
24 subparagraph (i) prior to applications for the 2004
25 licensing year shall be deposited into the Motor
26 Vehicle Review Board Fund and shall be used to

1 administer the Motor Vehicle Review Board under the
2 Motor Vehicle Franchise Act. Of the money received by
3 the Secretary of State as license fees under this
4 subparagraph (i) for the 2004 licensing year and
5 thereafter, 10% shall be deposited into the Motor
6 Vehicle Review Board Fund and shall be used to
7 administer the Motor Vehicle Review Board under the
8 Motor Vehicle Franchise Act and 90% shall be deposited
9 into the General Revenue Fund.

10 (ii) Except for dealers selling 25 or fewer
11 automobiles or as provided in subsection (h) of Section
12 5-102.7 of this Code, an Annual Dealer Recovery Fund
13 Fee in the amount of \$500 for the applicant's
14 established place of business, and \$50 for each
15 additional place of business, if any, to which the
16 application pertains; but if the application is made
17 after June 15 of any year, the fee shall be \$250 for
18 the applicant's established place of business plus \$25
19 for each additional place of business, if any, to which
20 the application pertains. For a license renewal
21 application, the fee shall be based on the amount of
22 automobiles sold in the past year according to the
23 following formula:

24 (1) \$0 for dealers selling 25 or less
25 automobiles;

26 (2) \$150 for dealers selling more than 25 but

1 less than 200 automobiles;

2 (3) \$300 for dealers selling 200 or more
3 automobiles but less than 300 automobiles; and

4 (4) \$500 for dealers selling 300 or more
5 automobiles.

6 License fees shall be returnable only in the event
7 that the application is denied by the Secretary of
8 State. Moneys received under this subparagraph (ii)
9 shall be deposited into the Dealer Recovery Trust Fund.

10 (B) An application for a new vehicle dealer's license,
11 other than for a new motor vehicle dealer's license, shall
12 be accompanied by the following license fees:

13 (i) \$1,000 for applicant's established place of
14 business, and \$50 for each additional place of
15 business, if any, to which the application pertains;
16 but if the application is made after June 15 of any
17 year, the license fee shall be \$500 for applicant's
18 established place of business plus \$25 for each
19 additional place of business, if any, to which the
20 application pertains. License fees shall be returnable
21 only in the event that the application is denied by the
22 Secretary of State. Of the money received by the
23 Secretary of State as license fees under this
24 subparagraph (i) for the 2004 licensing year and
25 thereafter, 95% shall be deposited into the General
26 Revenue Fund.

1 (ii) Except as provided in subsection (h) of
2 Section 5-102.7 of this Code, an Annual Dealer Recovery
3 Fund Fee in the amount of \$500 for the applicant's
4 established place of business, and \$50 for each
5 additional place of business, if any, to which the
6 application pertains; but if the application is made
7 after June 15 of any year, the fee shall be \$250 for
8 the applicant's established place of business plus \$25
9 for each additional place of business, if any, to which
10 the application pertains. License fees shall be
11 returnable only in the event that the application is
12 denied by the Secretary of State. Moneys received under
13 this subparagraph (ii) shall be deposited into the
14 Dealer Recovery Trust Fund.

15 8. A statement that the applicant's officers,
16 directors, shareholders having a 10% or greater ownership
17 interest therein, proprietor, a partner, member, officer,
18 director, trustee, manager or other principals in the
19 business have not committed in the past 3 years any one
20 violation as determined in any civil, criminal or
21 administrative proceedings of any one of the following
22 Acts:

23 (A) The Anti-Theft Laws of the Illinois Vehicle
24 Code;

25 (B) The Certificate of Title Laws of the Illinois
26 Vehicle Code;

1 (C) The Offenses against Registration and
2 Certificates of Title Laws of the Illinois Vehicle
3 Code;

4 (D) The Dealers, Transporters, Wreckers and
5 Rebuilders Laws of the Illinois Vehicle Code;

6 (E) Section 21-2 of the Criminal Code of 1961 or
7 the Criminal Code of 2012, Criminal Trespass to
8 Vehicles; or

9 (F) The Retailers' Occupation Tax Act.

10 9. A statement that the applicant's officers,
11 directors, shareholders having a 10% or greater ownership
12 interest therein, proprietor, partner, member, officer,
13 director, trustee, manager or other principals in the
14 business have not committed in any calendar year 3 or more
15 violations, as determined in any civil, criminal or
16 administrative proceedings, of any one or more of the
17 following Acts:

18 (A) The Consumer Finance Act;

19 (B) The Consumer Installment Loan Act;

20 (C) The Retail Installment Sales Act;

21 (D) The Motor Vehicle Retail Installment Sales
22 Act;

23 (E) The Interest Act;

24 (F) The Illinois Wage Assignment Act;

25 (G) Part 8 of Article XII of the Code of Civil
26 Procedure; or

1 (H) The Consumer Fraud Act.

2 9.5. A statement that, within 10 years of application,
3 each officer, director, shareholder having a 10% or greater
4 ownership interest therein, proprietor, partner, member,
5 officer, director, trustee, manager, or other principal in
6 the business of the applicant has not committed, as
7 determined in any civil, criminal, or administrative
8 proceeding, in any calendar year one or more forcible
9 felonies under the Criminal Code of 1961 or the Criminal
10 Code of 2012, or a violation of either or both Article 16
11 or 17 of the Criminal Code of 1961 or a violation of either
12 or both Article 16 or 17 of the Criminal Code of 2012,
13 Article 29B of the Criminal Code of 1961 or the Criminal
14 Code of 2012, or a similar out-of-state offense. For the
15 purposes of this paragraph, "forcible felony" has the
16 meaning provided in Section 2-8 of the Criminal Code of
17 2012.

18 10. A bond or certificate of deposit in the amount of
19 \$50,000 for each location at which the applicant intends to
20 act as a new vehicle dealer. The bond shall be for the term
21 of the license, or its renewal, for which application is
22 made, and shall expire not sooner than December 31 of the
23 year for which the license was issued or renewed. The bond
24 shall run to the People of the State of Illinois, with
25 surety by a bonding or insurance company authorized to do
26 business in this State. It shall be conditioned upon the

1 proper transmittal of all title and registration fees and
2 taxes (excluding taxes under the Retailers' Occupation Tax
3 Act) accepted by the applicant as a new vehicle dealer.

4 11. Such other information concerning the business of
5 the applicant as the Secretary of State may by rule or
6 regulation prescribe.

7 12. A statement that the applicant understands Chapter
8 1 through Chapter 5 of this Code.

9 13. The full name, address, and contact information of
10 each of the dealer's agents or legal representatives who is
11 an Illinois resident and liable for the performance of the
12 dealership.

13 (c) Any change which renders no longer accurate any
14 information contained in any application for a new vehicle
15 dealer's license shall be amended within 30 days after the
16 occurrence of such change on such form as the Secretary of
17 State may prescribe by rule or regulation, accompanied by an
18 amendatory fee of \$2.

19 (d) Anything in this Chapter 5 to the contrary
20 notwithstanding no person shall be licensed as a new vehicle
21 dealer unless:

22 1. He is authorized by contract in writing between
23 himself and the manufacturer or franchised distributor of
24 such make of vehicle to so sell the same in this State, and

25 2. Such person shall maintain an established place of
26 business as defined in this Act.

1 (e) The Secretary of State shall, within a reasonable time
2 after receipt, examine an application submitted to him under
3 this Section and unless he makes a determination that the
4 application submitted to him does not conform with the
5 requirements of this Section or that grounds exist for a denial
6 of the application, under Section 5-501 of this Chapter, grant
7 the applicant an original new vehicle dealer's license in
8 writing for his established place of business and a
9 supplemental license in writing for each additional place of
10 business in such form as he may prescribe by rule or regulation
11 which shall include the following:

12 1. The name of the person licensed;

13 2. If a corporation, the name and address of its
14 officers or if a sole proprietorship, a partnership, an
15 unincorporated association or any similar form of business
16 organization, the name and address of the proprietor or of
17 each partner, member, officer, director, trustee or
18 manager;

19 3. In the case of an original license, the established
20 place of business of the licensee;

21 4. In the case of a supplemental license, the
22 established place of business of the licensee and the
23 additional place of business to which such supplemental
24 license pertains;

25 5. The make or makes of new vehicles which the licensee
26 is licensed to sell;

1 6. The full name, address, and contact information of
2 each of the dealer's agents or legal representatives who is
3 an Illinois resident and liable for the performance of the
4 dealership.

5 (f) The appropriate instrument evidencing the license or a
6 certified copy thereof, provided by the Secretary of State,
7 shall be kept posted conspicuously in the established place of
8 business of the licensee and in each additional place of
9 business, if any, maintained by such licensee.

10 (g) Except as provided in subsection (h) hereof, all new
11 vehicle dealer's licenses granted under this Section shall
12 expire by operation of law on December 31 of the calendar year
13 for which they are granted unless sooner revoked or cancelled
14 under the provisions of Section 5-501 of this Chapter.

15 (h) A new vehicle dealer's license may be renewed upon
16 application and payment of the fee required herein, and
17 submission of proof of coverage under an approved bond under
18 the Retailers' Occupation Tax Act or proof that applicant is
19 not subject to such bonding requirements, as in the case of an
20 original license, but in case an application for the renewal of
21 an effective license is made during the month of December, the
22 effective license shall remain in force until the application
23 is granted or denied by the Secretary of State.

24 (i) All persons licensed as a new vehicle dealer are
25 required to furnish each purchaser of a motor vehicle:

26 1. In the case of a new vehicle a manufacturer's

1 statement of origin and in the case of a used motor vehicle
2 a certificate of title, in either case properly assigned to
3 the purchaser;

4 2. A statement verified under oath that all identifying
5 numbers on the vehicle agree with those on the certificate
6 of title or manufacturer's statement of origin;

7 3. A bill of sale properly executed on behalf of such
8 person;

9 4. A copy of the Uniform Invoice-transaction reporting
10 return referred to in Section 5-402 hereof;

11 5. In the case of a rebuilt vehicle, a copy of the
12 Disclosure of Rebuilt Vehicle Status; and

13 6. In the case of a vehicle for which the warranty has
14 been reinstated, a copy of the warranty.

15 (j) Except at the time of sale or repossession of the
16 vehicle, no person licensed as a new vehicle dealer may issue
17 any other person a newly created key to a vehicle unless the
18 new vehicle dealer makes a color photocopy or electronic scan
19 of the driver's license or State identification card of the
20 person requesting or obtaining the newly created key. The new
21 vehicle dealer must retain the photocopy or scan for 30 days.

22 A new vehicle dealer who violates this subsection (j) is
23 guilty of a petty offense. Violation of this subsection (j) is
24 not cause to suspend, revoke, cancel, or deny renewal of the
25 new vehicle dealer's license.

26 This amendatory Act of 1983 shall be applicable to the 1984

1 registration year and thereafter.

2 (k) Only a licensed dealer under this Section may use the
3 reassignment portion included on a certificate of title to
4 reassign a vehicle to another licensed dealer under this
5 Section.

6 (Source: P.A. 100-450, eff. 1-1-18; 100-956, eff. 1-1-19;
7 101-505, eff. 1-1-20.)

8 (625 ILCS 5/5-101.1)

9 Sec. 5-101.1. Motor vehicle financing affiliates;
10 licensing.

11 (a) In this State no business shall engage in the business
12 of a motor vehicle financing affiliate without a license to do
13 so in writing from the Secretary of State.

14 (b) An application for a motor vehicle financing
15 affiliate's license must be filed with the Secretary of State,
16 duly verified by oath, on a form prescribed by the Secretary of
17 State and shall contain all of the following:

18 (1) The name and type of business organization of the
19 applicant and the applicant's established place of
20 business and any additional places of business in this
21 State.

22 (2) The name and address of the licensed new or used
23 vehicle dealer to which the applicant will be selling,
24 transferring, or assigning new or used motor vehicles
25 pursuant to a written contract. If more than one dealer is

1 on the application, the applicant shall state in writing
2 the basis of common ownership among the dealers.

3 (3) A list of the business organization's officers,
4 directors, members, and shareholders having a 10% or
5 greater ownership interest in the business, providing the
6 residential address for each person listed.

7 (4) If selling, transferring, or assigning new motor
8 vehicles, the make or makes of new vehicles that it will
9 sell, assign, or otherwise transfer to the contracting new
10 motor vehicle dealer listed on the application pursuant to
11 paragraph (2).

12 (5) The name of each manufacturer or franchised
13 distributor, if any, of new vehicles with whom the
14 applicant has contracted for the sale of new vehicles and a
15 signed statement from each manufacturer or franchised
16 distributor acknowledging the contract.

17 (6) A statement that the applicant has been approved
18 for registration under the Retailers' Occupation Tax Act by
19 the Department of Revenue. This requirement does not apply
20 to a motor vehicle financing affiliate that is already
21 licensed with the Secretary of State and is applying for a
22 renewal of its license.

23 (7) A statement that the applicant has complied with
24 the appropriate liability insurance requirement and a
25 Certificate of Insurance that shall not expire before
26 December 31 of the year for which the license was issued or

1 renewed with a minimum liability coverage of \$100,000 for
2 the bodily injury or death of any person, \$300,000 for the
3 bodily injury or death of 2 or more persons in any one
4 accident, and \$50,000 for damage to property. The
5 expiration of the insurance policy shall not terminate the
6 liability under the policy arising during the period for
7 which the policy was filed. Trailer and mobile home dealers
8 are exempt from the requirements of this paragraph. A motor
9 vehicle financing affiliate is exempt from the
10 requirements of this paragraph if it is covered by the
11 insurance policy of the new or used dealer listed on the
12 application pursuant to paragraph (2).

13 (8) A license fee of \$1,000 for the applicant's
14 established place of business and \$250 for each additional
15 place of business, if any, to which the application
16 pertains. However, if the application is made after June 15
17 of any year, the license fee shall be \$500 for the
18 applicant's established place of business and \$125 for each
19 additional place of business, if any, to which the
20 application pertains. These license fees shall be
21 returnable only in the event that the application is denied
22 by the Secretary of State.

23 (9) A statement incorporating the requirements of
24 paragraphs 8 and 9 of subsection (b) of Section 5-101.

25 (10) Any other information concerning the business of
26 the applicant as the Secretary of State may prescribe.

1 (11) A statement that the applicant understands
2 Chapter 1 through Chapter 5 of this Code.

3 (12) The full name, address, and contact information of
4 each of the dealer's agents or legal representatives who is
5 an Illinois resident and liable for the performance of the
6 dealership.

7 (c) Any change which renders no longer accurate any
8 information contained in any application for a motor vehicle
9 financing affiliate's license shall be amended within 30 days
10 after the occurrence of the change on a form prescribed by the
11 Secretary of State, accompanied by an amendatory fee of \$2.

12 (d) If a new vehicle dealer is not listed on the
13 application, pursuant to paragraph (2) of subsection (b), the
14 motor vehicle financing affiliate shall not receive, possess,
15 or transfer any new vehicle. If a new motor vehicle dealer is
16 listed on the application, pursuant to paragraph (2) of
17 subsection (b), the new motor vehicle dealer can only receive
18 those new cars it is permitted to receive under its franchise
19 agreement. If both a new and used motor vehicle dealer are
20 listed on the application, pursuant to paragraph (2) of
21 subsection (b), only the new motor vehicle dealer may receive
22 new motor vehicles. If a used motor vehicle is listed on the
23 application, pursuant to paragraph (2) of subsection (b), the
24 used motor vehicle dealer shall not receive any new motor
25 vehicles.

26 (e) The applicant and dealer provided pursuant to paragraph

1 (2) of subsection (b) must be business organizations registered
2 to conduct business in Illinois. Three-fourths of the dealer's
3 board of directors must be members of the motor vehicle
4 financing affiliate's board of directors, if applicable.

5 (f) Unless otherwise provided in this Chapter 5, no
6 business organization registered to do business in Illinois
7 shall be licensed as a motor vehicle financing affiliate
8 unless:

9 (1) The motor vehicle financing affiliate shall only
10 sell, transfer, or assign motor vehicles to the licensed
11 new or used dealer listed on the application pursuant to
12 paragraph (2) of subsection (b).

13 (2) The motor vehicle financing affiliate sells,
14 transfers, or assigns to the new motor vehicle dealer
15 listed on the application, if any, only those new motor
16 vehicles the motor vehicle financing affiliate has
17 received under the contract set forth in paragraph (5) of
18 subsection (b).

19 (3) Any new vehicle dealer listed pursuant to paragraph
20 (2) of subsection (b) has a franchise agreement that
21 permits the dealer to receive motor vehicles from the motor
22 vehicle franchise affiliate.

23 (4) The new or used motor vehicle dealer listed on the
24 application pursuant to paragraph (2) of subsection (b) has
25 one established place of business or supplemental places of
26 business as referenced in subsection (g).

1 (g) The Secretary of State shall, within a reasonable time
2 after receipt, examine an application submitted pursuant to
3 this Section and, unless it is determined that the application
4 does not conform with the requirements of this Section or that
5 grounds exist for a denial of the application under Section
6 5-501, grant the applicant a motor vehicle financing affiliate
7 license in writing for the applicant's established place of
8 business and a supplemental license in writing for each
9 additional place of business in a form prescribed by the
10 Secretary, which shall include all of the following:

11 (1) The name of the business licensed;

12 (2) The name and address of its officers, directors, or
13 members, as applicable;

14 (3) In the case of an original license, the established
15 place of business of the licensee; ~~and~~

16 (4) If applicable, the make or makes of new vehicles
17 which the licensee is licensed to sell to the new motor
18 vehicle dealer listed on the application pursuant to
19 paragraph (2) of subsection (b); ~~and~~

20 (5) The full name, address, and contact information of
21 each of the dealer's agents or legal representatives who is
22 an Illinois resident and liable for the performance of the
23 dealership.

24 (h) The appropriate instrument evidencing the license or a
25 certified copy, provided by the Secretary of State, shall be
26 kept posted conspicuously in the established place of business

1 of the licensee.

2 (i) Except as provided in subsection (h), all motor vehicle
3 financing affiliate's licenses granted under this Section
4 shall expired by operation of law on December 31 of the
5 calendar year for which they are granted, unless revoked or
6 canceled at an earlier date pursuant to Section 5-501.

7 (j) A motor vehicle financing affiliate's license may be
8 renewed upon application and payment of the required fee.
9 However, when an application for renewal of a motor vehicle
10 financing affiliate's license is made during the month of
11 December, the effective license shall remain in force until the
12 application is granted or denied by the Secretary of State.

13 (k) The contract a motor vehicle financing affiliate has
14 with a manufacturer or franchised distributor, as provided in
15 paragraph (5) of subsection (b), shall only permit the
16 applicant to sell, transfer, or assign new motor vehicles to
17 the new motor vehicle dealer listed on the application pursuant
18 to paragraph (2) of subsection (b). The contract shall
19 specifically prohibit the motor vehicle financing affiliate
20 from selling motor vehicles at retail. This contract shall not
21 be considered the granting of a franchise as defined in Section
22 2 of the Motor Vehicle Franchise Act.

23 (l) When purchasing of a motor vehicle by a new or used
24 motor vehicle dealer, all persons licensed as a motor vehicle
25 financing affiliate are required to furnish all of the
26 following:

1 (1) For a new vehicle, a manufacturer's statement of
2 origin properly assigned to the purchasing dealer. For a
3 used vehicle, a certificate of title properly assigned to
4 the purchasing dealer.

5 (2) A statement verified under oath that all
6 identifying numbers on the vehicle agree with those on the
7 certificate of title or manufacturer's statement of
8 origin.

9 (3) A bill of sale properly executed on behalf of the
10 purchasing dealer.

11 (4) A copy of the Uniform Invoice-transaction report
12 pursuant to Section 5-402.

13 (5) In the case of a rebuilt vehicle, a copy of the
14 Disclosure of Rebuilt Vehicle Status pursuant to Section
15 5-104.3.

16 (6) In the case of a vehicle for which a warranty has
17 been reinstated, a copy of the warranty.

18 (m) The motor vehicle financing affiliate shall use the
19 established and supplemental place or places of business the
20 new or used vehicle dealer listed on the application pursuant
21 to paragraph (2) of subsection (b) as its established and
22 supplemental place or places of business.

23 (n) The motor vehicle financing affiliate shall keep all
24 books and records required by this Code with the books and
25 records of the new or used vehicle dealer listed on the
26 application pursuant to paragraph (2) of subsection (b). The

1 motor vehicle financing affiliate may use the books and records
2 of the new or used motor vehicle dealer listed on the
3 application pursuant to paragraph (2) of subsection (b).

4 (o) Under no circumstances shall a motor vehicle financing
5 affiliate sell, transfer, or assign a new vehicle to any place
6 of business of a new motor vehicle dealer, unless that place of
7 business is licensed under this Chapter to sell, assign, or
8 otherwise transfer the make of the new motor vehicle
9 transferred.

10 (p) All moneys received by the Secretary of State as
11 license fees under this Section shall be deposited into the
12 Motor Vehicle Review Board Fund and shall be used to administer
13 the Motor Vehicle Review Board under the Motor Vehicle
14 Franchise Act.

15 (q) Except as otherwise provided in this Section, a motor
16 vehicle financing affiliate shall comply with all provisions of
17 this Code.

18 (Source: P.A. 91-415, eff. 1-1-00.)

19 (625 ILCS 5/5-101.2)

20 Sec. 5-101.2. Manufactured home dealers; licensing.

21 (a) For the purposes of this Section, the following words
22 shall have the meanings ascribed to them as follows:

23 "Community-based manufactured home dealer" means an
24 individual or entity that operates a tract of land or 2 or
25 more contiguous tracts of land which contain sites with the

1 necessary utilities for 5 or more independent manufactured
2 homes for permanent habitation, either free of charge or
3 for revenue purposes, and shall include any building,
4 structure, vehicle, or enclosure used or intended for use
5 as a part of the equipment of the manufactured home park
6 who may, incidental to the operation of the manufactured
7 home community, sell, trade, or buy no more than 2
8 manufactured homes or park models per calendar year that
9 are located within the manufactured home community
10 pursuant to a franchise agreement or similar agreement with
11 a manufacturer, or used manufactured homes or park models
12 located within the manufactured home community or
13 additional place of business that is owned or managed by
14 the community-based manufactured home dealer.

15 "Established place of business" means the place owned
16 or leased and occupied by any person duly licensed or
17 required to be licensed as a manufactured home dealer or a
18 community-based manufactured home dealer for the purpose
19 of engaging in selling, buying, bartering, displaying,
20 exchanging, or dealing in, on consignment or otherwise,
21 manufactured homes or park models and for such other
22 ancillary purposes as may be permitted by the Secretary by
23 rule. An established place of business shall include a
24 single or central office in which the manufactured home
25 dealer's or community-based manufactured home dealer's
26 records shall be separate and distinct from any other

1 business or tenant which may occupy space in the same
2 building, except as provided in this Section, and the
3 office shall not be located in a tent, temporary stand,
4 temporary address, room or rooms in a hotel or rooming
5 house, nor the premises occupied by a single or multiple
6 unit residence, unless the multiple unit residence has a
7 separate and distinct office.

8 "Manufactured home" means a factory assembled
9 structure built on a permanent chassis, transportable in
10 one or more sections in the travel mode, incapable of
11 self-propulsion, and bears a label indicating the
12 manufacturer's compliance with the United States
13 Department of Housing and Urban Development standards, as
14 applicable, that is without a permanent foundation and is
15 designed for year round occupancy as a single-family
16 residence when connected to approved water, sewer, and
17 electrical utilities.

18 "Manufactured home dealer" means an individual or
19 entity that engages in the business of acquiring or
20 disposing of a manufactured home or park model, either a
21 new manufactured home or park model, pursuant to a
22 franchise agreement with a manufacturer, or used
23 manufactured homes or park models, and who has an
24 established place of business that is not in a residential
25 community-based setting.

26 "Park model" means a vehicle that is incapable of

1 self-propulsion that is less than 400 square feet of
2 habitable space that is built to American National
3 Standards Institute (ANSI) standards that prohibits
4 occupancy on a permanent basis and is built on a vehicle
5 chassis.

6 "Supplemental license" means a license that a
7 community-based manufactured home dealer receives and
8 displays at locations in which the licensee is authorized
9 to sell, buy, barter, display, exchange, or deal in, on
10 consignment or otherwise, manufactured homes or park
11 models, but is not the established place of business of the
12 licensee.

13 (b) No person shall engage in this State in the business of
14 selling or dealing in, on consignment or otherwise,
15 manufactured homes or park models of any make, or act as an
16 intermediary, agent, or broker for any manufactured home or
17 park model purchaser, other than as a salesperson or to
18 represent or advertise that he or she is so engaged, or intends
19 to so engage, in the business, unless licensed to do so by the
20 Secretary of State under the provisions of this Section.

21 (c) An application for a manufactured home dealer's license
22 or a community-based manufactured home dealer's license shall
23 be filed with the Secretary of State and duly verified by oath,
24 on such form as the Secretary of State may by rule prescribe
25 and shall contain all of the following:

26 (1) The name and type of business organization of the

1 applicant, and his or her established and additional places
2 of business, if any, in this State.

3 (2) If the applicant is a corporation, a list of its
4 officers, directors, and shareholders having a 10% or
5 greater ownership interest in the corporation. If the
6 applicant is a sole proprietorship, a partnership, a
7 limited liability company, an unincorporated association,
8 a trust, or any similar form of business organization, the
9 name and residence address of the proprietor, or the name
10 and residence address of each partner, member, officer,
11 director, trustee, or manager.

12 (3) The make or makes of new manufactured homes or park
13 models that the applicant will offer for sale at retail in
14 the State.

15 (4) The name of each manufacturer or franchised
16 distributor, if any, of new manufactured homes or park
17 models with whom the applicant has contracted for the sale
18 of new manufactured homes or park models. As evidence of
19 this fact, the application shall be accompanied by a signed
20 statement from each manufacturer or franchised
21 distributor.

22 (5) A statement that the applicant has been approved
23 for registration under the Retailers' Occupation Tax Act by
24 the Department of Revenue, provided that this requirement
25 does not apply to a manufactured home dealer who is already
26 licensed with the Secretary of State, and who is merely

1 applying for a renewal of his or her license. As evidence
2 of this fact, the application shall be accompanied by a
3 certification from the Department of Revenue showing that
4 the Department has approved the applicant for registration
5 under the Retailers' Occupation Tax Act.

6 (6) An application for:

7 (A) a manufactured home dealer's license, when the
8 applicant is selling new manufactured homes or park
9 models on behalf of a manufacturer of manufactured
10 homes or park models, or 5 or more used manufactured
11 homes or park models during the calendar year, shall be
12 accompanied by a \$1,000 license fee for the applicant's
13 established place of business, and \$100 for each
14 additional place of business, if any, to which the
15 application pertains. If the application is made after
16 June 15 in any year, the license fee shall be \$500 for
17 the applicant's established place of business, and \$50
18 for each additional place of business, if any, to which
19 the application pertains. License fees shall be
20 returnable only in the event that the application is
21 denied by the Secretary of State; or

22 (B) a community-based manufactured home dealer's
23 license, when the applicant is selling new
24 manufactured homes or park models on behalf of a
25 manufacturer of manufactured homes or park models, or 5
26 or more used manufactured homes or park models during

1 the calendar year, but within a community setting,
2 shall be accompanied by a license fee of \$500 for the
3 applicant's established place of business, and \$50 for
4 each additional place of business within a 50-mile
5 radius of the established place of business, if any to
6 which the application pertains. If the application is
7 made after June 15 in any year, the license fee shall
8 be \$250 for the applicant's established place of
9 business, and \$50 for each additional place of
10 business, if any, to which the application pertains.
11 License fees shall be returnable only in the event that
12 the application is denied by the Secretary of State.

13 Of the monies received by the Secretary of State as
14 license fees under this paragraph (6), 95% shall be
15 deposited into the General Revenue Fund and 5% into the
16 Motor Vehicle License Plate Fund.

17 (7) A statement that the applicant's officers,
18 directors, and shareholders having a 10% or greater
19 ownership interest therein, proprietor, a partner, member,
20 officer, director, trustee, manager, or other principals
21 in the business, have not committed in the past 3 years any
22 one violation, as determined in any civil, criminal, or
23 administrative hearing proceeding, of any one of the
24 following Acts:

25 (A) the Anti Theft Laws of the Illinois Vehicle
26 Code;

1 (B) the Certificate of Title Laws of the Illinois
2 Vehicle Code;

3 (C) the Offenses against Registration and
4 Certificates of Title Laws of the Illinois Vehicle
5 Code;

6 (D) the Dealers, Transporters, Wreckers, and
7 Rebuilders Laws of the Illinois Vehicle Code;

8 (E) Section 21-2 of the Criminal Code of 2012
9 (criminal trespass to vehicles);

10 (F) the Retailers Occupation Tax Act;

11 (G) the Consumer Finance Act;

12 (H) the Consumer Installment Loan Act;

13 (I) the Retail Installment Sales Act;

14 (J) the Motor Vehicle Retail Installment Sales
15 Act;

16 (K) the Interest Act;

17 (L) the Illinois Wage Assignment Act;

18 (M) Part 8 of Article XII of the Code of Civil
19 Procedure; or

20 (N) the Consumer Fraud Act.

21 (8) A bond or certificate of deposit in the amount of
22 \$20,000 for each license holder applicant intending to act
23 as a manufactured home dealer or community-based
24 manufactured home dealer under this Section. The bond shall
25 be for the term of the license, for which application is
26 made, and shall expire not sooner than December 31 of the

1 year for which the license was issued. The bond shall run
2 to the People of the State of Illinois, with surety by a
3 bonding or insurance company authorized to do business in
4 this State. It shall be conditioned upon the proper
5 transmittal of all title and registration fees and taxes
6 (excluding taxes under the Retailers' Occupation Tax Act)
7 accepted by the applicant as a manufactured home dealer.

8 (9) Dealers in business for over 5 years may substitute
9 a certificate of insurance in lieu of the bond or
10 certificate of deposit upon renewing their license.

11 (10) Any other information concerning the business of
12 the applicant as the Secretary of State may by rule
13 prescribe.

14 (11) A statement that the applicant has read and
15 understands Chapters 1 through 5 of this Code.

16 (12) The full name, address, and contact information of
17 each of the dealer's agents or legal representatives who is
18 an Illinois resident and liable for the performance of the
19 dealership.

20 (d) Any change which renders no longer accurate any
21 information contained in any application for a license under
22 this Section shall be amended within 30 days after the
23 occurrence of the change on a form the Secretary of State may
24 prescribe, by rule, accompanied by an amendatory fee of \$25.

25 (e) The Secretary of State shall, within a reasonable time
26 after receipt, examine an application submitted to him or her

1 under this Section, and unless he or she makes a determination
2 that the application submitted to him or her does not conform
3 with the requirements of this Section or that grounds exist for
4 a denial of the application under Section 5-501 of this
5 Chapter, grant the applicant an initial manufactured home
6 dealer's license or a community-based manufactured home
7 dealer's license in writing for his or her established place of
8 business and a supplemental license in writing for each
9 additional place of business in a form the Secretary may
10 prescribe by rule, which shall include the following:

11 (1) the name of the person or entity licensed;

12 (2) if a corporation, the name and address of its
13 officers; if a sole proprietorship, a partnership, an
14 unincorporated association, or any similar form of
15 business organization, the name and address of the
16 proprietor, or the name and address of each partner,
17 member, officer, director, trustee or manager; or if a
18 limited liability company, the name and address of the
19 general partner or partners, or managing member or members;

20 (3) in the case of an original license, the established
21 place of business of the licensee;

22 (4) in the case of a supplemental license, the
23 established place of business of the licensee and the
24 distance to each additional place of business to which the
25 supplemental license pertains; ~~and~~

26 (5) if applicable, the make or makes of new

1 manufactured homes or park models to which a manufactured
2 home dealer is licensed to sell; ~~and-~~

3 (6) the full name, address, and contact information of
4 each of the dealer's agents or legal representatives who is
5 an Illinois resident and liable for the performance of the
6 dealership.

7 (e-5) A manufactured home dealer may operate a supplemental
8 lot if the lot is located within 50 miles of the manufactured
9 home dealer's principal place of business. Records pertaining
10 to a supplemental lot may be maintained at the principal place
11 of business.

12 (f) The appropriate instrument evidencing the license or a
13 certified copy of the instrument, provided by the Secretary of
14 State, shall be kept posted conspicuously in the established
15 place of business of the licensee and in each additional place
16 of business, if any, maintained by the licensee, unless the
17 licensee is a community-based manufactured home dealer, then
18 the license shall be posted in the community-based manufactured
19 home dealer's central office and it shall include a list of the
20 other locations that the community-based manufactured home
21 dealer may oversee.

22 (g) Except as provided in subsection (i) of this Section,
23 all licenses granted under this Section shall expire by
24 operation of law on December 31 of the calendar year for which
25 the licenses were granted, unless sooner revoked or cancelled
26 under the provisions of Section 5-501 of this Chapter.

1 (h) All persons licensed as a manufactured home dealer or a
2 community-based manufactured home dealer are required to
3 furnish each purchaser of a manufactured home or park model:

4 (1) in the case of a new manufactured home or park
5 model, a manufacturer's statement of origin, and in the
6 case of a previously owned manufactured home or park model,
7 a certificate of title, in either case properly assigned to
8 the purchaser;

9 (2) a statement verified under oath that all
10 identifying numbers on the vehicle match the identifying
11 numbers on the certificate of title or manufacturer's
12 statement of origin;

13 (3) a bill of sale properly executed on behalf of the
14 purchaser;

15 (4) a copy of the Uniform Invoice-transaction
16 reporting return form referred to in Section 5-402; and

17 (5) for a new manufactured home or park model, a
18 warranty, and in the case of a manufactured home or park
19 model for which the warranty has been reinstated, a copy of
20 the warranty; if no warranty is provided, a disclosure or
21 statement that the manufactured home or park model is being
22 sold "AS IS".

23 (i) This Section shall not apply to a (i) seller who
24 privately owns his or her manufactured home or park model as
25 his or her main residence and is selling the manufactured home
26 or park model to another individual or to a licensee; (ii) a

1 retailer or entity licensed under either Section 5-101 or 5-102
2 of this Code; or (iii) an individual or entity licensed to sell
3 truck campers, travel trailers, motor homes, or mini motor
4 homes as defined by this Code. Any vehicle not covered by this
5 Section that requires an individual or entity to obtain a
6 license to sell 5 or more vehicles must obtain a license under
7 the relevant provisions of this Code.

8 (j) This Section shall not apply to any person licensed
9 under the Real Estate License Act of 2000.

10 (k) The Secretary of State may adopt any rules necessary to
11 implement this Section.

12 (Source: P.A. 101-407, eff. 8-16-19.)

13 (625 ILCS 5/5-102) (from Ch. 95 1/2, par. 5-102)

14 Sec. 5-102. Used vehicle dealers must be licensed.

15 (a) No person, other than a licensed new vehicle dealer,
16 shall engage in the business of selling or dealing in, on
17 consignment or otherwise, 5 or more used vehicles of any make
18 during the year (except house trailers as authorized by
19 paragraph (j) of this Section and rebuilt salvage vehicles sold
20 by their rebuilders to persons licensed under this Chapter), or
21 act as an intermediary, agent or broker for any licensed dealer
22 or vehicle purchaser (other than as a salesperson) or represent
23 or advertise that he is so engaged or intends to so engage in
24 such business unless licensed to do so by the Secretary of
25 State under the provisions of this Section.

1 (b) An application for a used vehicle dealer's license
2 shall be filed with the Secretary of State, duly verified by
3 oath, in such form as the Secretary of State may by rule or
4 regulation prescribe and shall contain:

5 1. The name and type of business organization
6 established and additional places of business, if any, in
7 this State.

8 2. If the applicant is a corporation, a list of its
9 officers, directors, and shareholders having a ten percent
10 or greater ownership interest in the corporation, setting
11 forth the residence address of each; if the applicant is a
12 sole proprietorship, a partnership, an unincorporated
13 association, a trust, or any similar form of business
14 organization, the names and residence address of the
15 proprietor or of each partner, member, officer, director,
16 trustee or manager.

17 3. A statement that the applicant has been approved for
18 registration under the Retailers' Occupation Tax Act by the
19 Department of Revenue. However, this requirement does not
20 apply to a dealer who is already licensed hereunder with
21 the Secretary of State, and who is merely applying for a
22 renewal of his license. As evidence of this fact, the
23 application shall be accompanied by a certification from
24 the Department of Revenue showing that the Department has
25 approved the applicant for registration under the
26 Retailers' Occupation Tax Act.

1 4. A statement that the applicant has complied with the
2 appropriate liability insurance requirement. A Certificate
3 of Insurance in a solvent company authorized to do business
4 in the State of Illinois shall be included with each
5 application covering each location at which he proposes to
6 act as a used vehicle dealer. The policy must provide
7 liability coverage in the minimum amounts of \$100,000 for
8 bodily injury to, or death of, any person, \$300,000 for
9 bodily injury to, or death of, two or more persons in any
10 one accident, and \$50,000 for damage to property. Such
11 policy shall expire not sooner than December 31 of the year
12 for which the license was issued or renewed. The expiration
13 of the insurance policy shall not terminate the liability
14 under the policy arising during the period for which the
15 policy was filed. Trailer and mobile home dealers are
16 exempt from this requirement.

17 If the permitted user has a liability insurance policy
18 that provides automobile liability insurance coverage of
19 at least \$100,000 for bodily injury to or the death of any
20 person, \$300,000 for bodily injury to or the death of any 2
21 or more persons in any one accident, and \$50,000 for damage
22 to property, then the permitted user's insurer shall be the
23 primary insurer and the dealer's insurer shall be the
24 secondary insurer. If the permitted user does not have a
25 liability insurance policy that provides automobile
26 liability insurance coverage of at least \$100,000 for

1 bodily injury to or the death of any person, \$300,000 for
2 bodily injury to or the death of any 2 or more persons in
3 any one accident, and \$50,000 for damage to property, or
4 does not have any insurance at all, then the dealer's
5 insurer shall be the primary insurer and the permitted
6 user's insurer shall be the secondary insurer.

7 When a permitted user is "test driving" a used vehicle
8 dealer's automobile, the used vehicle dealer's insurance
9 shall be primary and the permitted user's insurance shall
10 be secondary.

11 As used in this paragraph 4, a "permitted user" is a
12 person who, with the permission of the used vehicle dealer
13 or an employee of the used vehicle dealer, drives a vehicle
14 owned and held for sale or lease by the used vehicle dealer
15 which the person is considering to purchase or lease, in
16 order to evaluate the performance, reliability, or
17 condition of the vehicle. The term "permitted user" also
18 includes a person who, with the permission of the used
19 vehicle dealer, drives a vehicle owned or held for sale or
20 lease by the used vehicle dealer for loaner purposes while
21 the user's vehicle is being repaired or evaluated.

22 As used in this paragraph 4, "test driving" occurs when
23 a permitted user who, with the permission of the used
24 vehicle dealer or an employee of the used vehicle dealer,
25 drives a vehicle owned and held for sale or lease by a used
26 vehicle dealer that the person is considering to purchase

1 or lease, in order to evaluate the performance,
2 reliability, or condition of the vehicle.

3 As used in this paragraph 4, "loaner purposes" means
4 when a person who, with the permission of the used vehicle
5 dealer, drives a vehicle owned or held for sale or lease by
6 the used vehicle dealer while the user's vehicle is being
7 repaired or evaluated.

8 5. An application for a used vehicle dealer's license
9 shall be accompanied by the following license fees:

10 (A) \$1,000 for applicant's established place of
11 business, and \$50 for each additional place of
12 business, if any, to which the application pertains;
13 however, if the application is made after June 15 of
14 any year, the license fee shall be \$500 for applicant's
15 established place of business plus \$25 for each
16 additional place of business, if any, to which the
17 application pertains. License fees shall be returnable
18 only in the event that the application is denied by the
19 Secretary of State. Of the money received by the
20 Secretary of State as license fees under this
21 subparagraph (A) for the 2004 licensing year and
22 thereafter, 95% shall be deposited into the General
23 Revenue Fund.

24 (B) Except for dealers selling 25 or fewer
25 automobiles or as provided in subsection (h) of Section
26 5-102.7 of this Code, an Annual Dealer Recovery Fund

1 Fee in the amount of \$500 for the applicant's
2 established place of business, and \$50 for each
3 additional place of business, if any, to which the
4 application pertains; but if the application is made
5 after June 15 of any year, the fee shall be \$250 for
6 the applicant's established place of business plus \$25
7 for each additional place of business, if any, to which
8 the application pertains. For a license renewal
9 application, the fee shall be based on the amount of
10 automobiles sold in the past year according to the
11 following formula:

12 (1) \$0 for dealers selling 25 or less
13 automobiles;

14 (2) \$150 for dealers selling more than 25 but
15 less than 200 automobiles;

16 (3) \$300 for dealers selling 200 or more
17 automobiles but less than 300 automobiles; and

18 (4) \$500 for dealers selling 300 or more
19 automobiles.

20 License fees shall be returnable only in the event
21 that the application is denied by the Secretary of
22 State. Moneys received under this subparagraph (B)
23 shall be deposited into the Dealer Recovery Trust Fund.

24 6. A statement that the applicant's officers,
25 directors, shareholders having a 10% or greater ownership
26 interest therein, proprietor, partner, member, officer,

1 director, trustee, manager or other principals in the
2 business have not committed in the past 3 years any one
3 violation as determined in any civil, criminal or
4 administrative proceedings of any one of the following
5 Acts:

6 (A) The Anti-Theft Laws of the Illinois Vehicle
7 Code;

8 (B) The Certificate of Title Laws of the Illinois
9 Vehicle Code;

10 (C) The Offenses against Registration and
11 Certificates of Title Laws of the Illinois Vehicle
12 Code;

13 (D) The Dealers, Transporters, Wreckers and
14 Rebuilders Laws of the Illinois Vehicle Code;

15 (E) Section 21-2 of the Illinois Criminal Code of
16 1961 or the Criminal Code of 2012, Criminal Trespass to
17 Vehicles; or

18 (F) The Retailers' Occupation Tax Act.

19 7. A statement that the applicant's officers,
20 directors, shareholders having a 10% or greater ownership
21 interest therein, proprietor, partner, member, officer,
22 director, trustee, manager or other principals in the
23 business have not committed in any calendar year 3 or more
24 violations, as determined in any civil or criminal or
25 administrative proceedings, of any one or more of the
26 following Acts:

- 1 (A) The Consumer Finance Act;
- 2 (B) The Consumer Installment Loan Act;
- 3 (C) The Retail Installment Sales Act;
- 4 (D) The Motor Vehicle Retail Installment Sales
- 5 Act;
- 6 (E) The Interest Act;
- 7 (F) The Illinois Wage Assignment Act;
- 8 (G) Part 8 of Article XII of the Code of Civil
- 9 Procedure; or
- 10 (H) The Consumer Fraud and Deceptive Business
- 11 Practices Act.

12 7.5. A statement that, within 10 years of application,

13 each officer, director, shareholder having a 10% or greater

14 ownership interest therein, proprietor, partner, member,

15 officer, director, trustee, manager, or other principal in

16 the business of the applicant has not committed, as

17 determined in any civil, criminal, or administrative

18 proceeding, in any calendar year one or more forcible

19 felonies under the Criminal Code of 1961 or the Criminal

20 Code of 2012, or a violation of either or both Article 16

21 or 17 of the Criminal Code of 1961 or a violation of either

22 or both Article 16 or 17 of the Criminal Code of 2012,

23 Article 29B of the Criminal Code of 1961 or the Criminal

24 Code of 2012, or a similar out-of-state offense. For the

25 purposes of this paragraph, "forcible felony" has the

26 meaning provided in Section 2-8 of the Criminal Code of

1 2012.

2 8. A bond or Certificate of Deposit in the amount of
3 \$50,000 for each location at which the applicant intends to
4 act as a used vehicle dealer. The bond shall be for the
5 term of the license, or its renewal, for which application
6 is made, and shall expire not sooner than December 31 of
7 the year for which the license was issued or renewed. The
8 bond shall run to the People of the State of Illinois, with
9 surety by a bonding or insurance company authorized to do
10 business in this State. It shall be conditioned upon the
11 proper transmittal of all title and registration fees and
12 taxes (excluding taxes under the Retailers' Occupation Tax
13 Act) accepted by the applicant as a used vehicle dealer.

14 9. Such other information concerning the business of
15 the applicant as the Secretary of State may by rule or
16 regulation prescribe.

17 10. A statement that the applicant understands Chapter
18 1 through Chapter 5 of this Code.

19 11. A copy of the certification from the prelicensing
20 education program.

21 12. The full name, address, and contact information of
22 each of the dealer's agents or legal representatives who is
23 an Illinois resident and liable for the performance of the
24 dealership.

25 (c) Any change which renders no longer accurate any
26 information contained in any application for a used vehicle

1 dealer's license shall be amended within 30 days after the
2 occurrence of each change on such form as the Secretary of
3 State may prescribe by rule or regulation, accompanied by an
4 amendatory fee of \$2.

5 (d) Anything in this Chapter to the contrary
6 notwithstanding, no person shall be licensed as a used vehicle
7 dealer unless such person maintains an established place of
8 business as defined in this Chapter.

9 (e) The Secretary of State shall, within a reasonable time
10 after receipt, examine an application submitted to him under
11 this Section. Unless the Secretary makes a determination that
12 the application submitted to him does not conform to this
13 Section or that grounds exist for a denial of the application
14 under Section 5-501 of this Chapter, he must grant the
15 applicant an original used vehicle dealer's license in writing
16 for his established place of business and a supplemental
17 license in writing for each additional place of business in
18 such form as he may prescribe by rule or regulation which shall
19 include the following:

- 20 1. The name of the person licensed;
- 21 2. If a corporation, the name and address of its
22 officers or if a sole proprietorship, a partnership, an
23 unincorporated association or any similar form of business
24 organization, the name and address of the proprietor or of
25 each partner, member, officer, director, trustee or
26 manager;

1 3. In case of an original license, the established
2 place of business of the licensee;

3 4. In the case of a supplemental license, the
4 established place of business of the licensee and the
5 additional place of business to which such supplemental
6 license pertains;

7 5. The full name, address, and contact information of
8 each of the dealer's agents or legal representatives who is
9 an Illinois resident and liable for the performance of the
10 dealership.

11 (f) The appropriate instrument evidencing the license or a
12 certified copy thereof, provided by the Secretary of State
13 shall be kept posted, conspicuously, in the established place
14 of business of the licensee and in each additional place of
15 business, if any, maintained by such licensee.

16 (g) Except as provided in subsection (h) of this Section,
17 all used vehicle dealer's licenses granted under this Section
18 expire by operation of law on December 31 of the calendar year
19 for which they are granted unless sooner revoked or cancelled
20 under Section 5-501 of this Chapter.

21 (h) A used vehicle dealer's license may be renewed upon
22 application and payment of the fee required herein, and
23 submission of proof of coverage by an approved bond under the
24 "Retailers' Occupation Tax Act" or proof that applicant is not
25 subject to such bonding requirements, as in the case of an
26 original license, but in case an application for the renewal of

1 an effective license is made during the month of December, the
2 effective license shall remain in force until the application
3 for renewal is granted or denied by the Secretary of State.

4 (i) All persons licensed as a used vehicle dealer are
5 required to furnish each purchaser of a motor vehicle:

6 1. A certificate of title properly assigned to the
7 purchaser;

8 2. A statement verified under oath that all identifying
9 numbers on the vehicle agree with those on the certificate
10 of title;

11 3. A bill of sale properly executed on behalf of such
12 person;

13 4. A copy of the Uniform Invoice-transaction reporting
14 return referred to in Section 5-402 of this Chapter;

15 5. In the case of a rebuilt vehicle, a copy of the
16 Disclosure of Rebuilt Vehicle Status; and

17 6. In the case of a vehicle for which the warranty has
18 been reinstated, a copy of the warranty.

19 (j) A real estate broker holding a valid certificate of
20 registration issued pursuant to "The Real Estate Brokers and
21 Salesmen License Act" may engage in the business of selling or
22 dealing in house trailers not his own without being licensed as
23 a used vehicle dealer under this Section; however such broker
24 shall maintain a record of the transaction including the
25 following:

26 (1) the name and address of the buyer and seller,

1 (2) the date of sale,

2 (3) a description of the mobile home, including the
3 vehicle identification number, make, model, and year, and

4 (4) the Illinois certificate of title number.

5 The foregoing records shall be available for inspection by
6 any officer of the Secretary of State's Office at any
7 reasonable hour.

8 (k) Except at the time of sale or repossession of the
9 vehicle, no person licensed as a used vehicle dealer may issue
10 any other person a newly created key to a vehicle unless the
11 used vehicle dealer makes a color photocopy or electronic scan
12 of the driver's license or State identification card of the
13 person requesting or obtaining the newly created key. The used
14 vehicle dealer must retain the photocopy or scan for 30 days.

15 A used vehicle dealer who violates this subsection (k) is
16 guilty of a petty offense. Violation of this subsection (k) is
17 not cause to suspend, revoke, cancel, or deny renewal of the
18 used vehicle dealer's license.

19 (l) Used vehicle dealers licensed under this Section shall
20 provide the Secretary of State a register for the sale at
21 auction of each salvage or junk certificate vehicle. Each
22 register shall include the following information:

23 1. The year, make, model, style and color of the
24 vehicle;

25 2. The vehicle's manufacturer's identification number
26 or, if applicable, the Secretary of State or Illinois

- 1 Department of State Police identification number;
- 2 3. The date of acquisition of the vehicle;
- 3 4. The name and address of the person from whom the
- 4 vehicle was acquired;
- 5 5. The name and address of the person to whom any
- 6 vehicle was disposed, the person's Illinois license number
- 7 or if the person is an out-of-state salvage vehicle buyer,
- 8 the license number from the state or jurisdiction where the
- 9 buyer is licensed; and
- 10 6. The purchase price of the vehicle.

11 The register shall be submitted to the Secretary of State

12 via written or electronic means within 10 calendar days from

13 the date of the auction.

14 (Source: P.A. 100-450, eff. 1-1-18; 100-956, eff. 1-1-19;

15 101-505, eff. 1-1-20.)

16 (625 ILCS 5/5-102.8)

17 Sec. 5-102.8. Licensure of Buy Here, Pay Here used vehicle

18 dealers.

19 (a) As used in this Section, "Buy Here, Pay Here used

20 vehicle dealer" means any entity that engages in the business

21 of selling or leasing of vehicles and finances the sale or

22 purchase price of the vehicle to a customer without the

23 customer using a third-party lender.

24 (b) No person shall engage in the business of selling or

25 dealing in, on consignment or otherwise, 5 or more used

1 vehicles of any make during the year (except rebuilt salvage
2 vehicles sold by their rebuilders to persons licensed under
3 this Chapter), or act as an intermediary, agent, or broker for
4 any licensed dealer or vehicle purchaser (other than as a
5 salesperson) or represent or advertise that he or she is so
6 engaged or intends to so engage in such business of a Buy Here,
7 Pay Here used vehicle dealer unless licensed to do so by the
8 Secretary of State under the provisions of this Section.

9 (c) An application for a Buy Here, Pay Here used vehicle
10 dealer's license shall be filed with the Secretary of State,
11 duly verified by oath, in such form as the Secretary of State
12 may by rule or regulation prescribe and shall contain:

13 (1) The name and type of business organization
14 established and additional places of business, if any, in
15 this State.

16 (2) If the applicant is a corporation, a list of its
17 officers, directors, and shareholders having a 10% or
18 greater ownership interest in the corporation, setting
19 forth the residence address of each; if the applicant is a
20 sole proprietorship, a partnership, an unincorporated
21 association, a trust, or any similar form of business
22 organization, the names and residence address of the
23 proprietor or of each partner, member, officer, director,
24 trustee, or manager.

25 (3) A statement that the applicant has been approved
26 for registration under the Retailers' Occupation Tax Act by

1 the Department of Revenue. However, this requirement does
2 not apply to a dealer who is already licensed hereunder
3 with the Secretary of State, and who is merely applying for
4 a renewal of his or her license. As evidence of this fact,
5 the application shall be accompanied by a certification
6 from the Department of Revenue showing that the Department
7 has approved the applicant for registration under the
8 Retailers' Occupation Tax Act.

9 (4) A statement that the applicant has complied with
10 the appropriate liability insurance requirement. A
11 Certificate of Insurance in a solvent company authorized to
12 do business in the State of Illinois shall be included with
13 each application covering each location at which he or she
14 proposes to act as a Buy Here, Pay Here used vehicle
15 dealer. The policy must provide liability coverage in the
16 minimum amounts of \$100,000 for bodily injury to, or death
17 of, any person, \$300,000 for bodily injury to, or death of,
18 2 or more persons in any one accident, and \$50,000 for
19 damage to property. Such policy shall expire not sooner
20 than December 31 of the year for which the license was
21 issued or renewed. The expiration of the insurance policy
22 shall not terminate the liability under the policy arising
23 during the period for which the policy was filed.

24 If the permitted user has a liability insurance policy
25 that provides automobile liability insurance coverage of
26 at least \$100,000 for bodily injury to or the death of any

1 person, \$300,000 for bodily injury to or the death of any 2
2 or more persons in any one accident, and \$50,000 for damage
3 to property, then the permitted user's insurer shall be the
4 primary insurer and the dealer's insurer shall be the
5 secondary insurer. If the permitted user does not have a
6 liability insurance policy that provides automobile
7 liability insurance coverage of at least \$100,000 for
8 bodily injury to or the death of any person, \$300,000 for
9 bodily injury to or the death of any 2 or more persons in
10 any one accident, and \$50,000 for damage to property, or
11 does not have any insurance at all, then the dealer's
12 insurer shall be the primary insurer and the permitted
13 user's insurer shall be the secondary insurer.

14 When a permitted user is "test driving" a Buy Here, Pay
15 Here used vehicle dealer's automobile, the Buy Here, Pay
16 Here used vehicle dealer's insurance shall be primary and
17 the permitted user's insurance shall be secondary.

18 As used in this paragraph, "permitted user" means a
19 person who, with the permission of the Buy Here, Pay Here
20 used vehicle dealer or an employee of the Buy Here, Pay
21 Here used vehicle dealer, drives a vehicle owned and held
22 for sale or lease by the Buy Here, Pay Here used vehicle
23 dealer that the person is considering to purchase or lease,
24 in order to evaluate the performance, reliability, or
25 condition of the vehicle. "Permitted user" includes a
26 person who, with the permission of the Buy Here, Pay Here

1 used vehicle dealer, drives a vehicle owned or held for
2 sale or lease by the Buy Here, Pay Here used vehicle dealer
3 for loaner purposes while the user's vehicle is being
4 repaired or evaluated.

5 As used in this paragraph, "test driving" occurs when a
6 permitted user who, with the permission of the Buy Here,
7 Pay Here used vehicle dealer or an employee of the Buy
8 Here, Pay Here used vehicle dealer, drives a vehicle owned
9 and held for sale or lease by a Buy Here, Pay Here used
10 vehicle dealer that the person is considering to purchase
11 or lease, in order to evaluate the performance,
12 reliability, or condition of the vehicle.

13 As used in this paragraph, "loaner purposes" means when
14 a person who, with the permission of the Buy Here, Pay Here
15 used vehicle dealer, drives a vehicle owned or held for
16 sale or lease by the used vehicle dealer while the user's
17 vehicle is being repaired or evaluated.

18 (5) An application for a Buy Here, Pay Here used
19 vehicle dealer's license shall be accompanied by the
20 following license fees:

21 (A) \$1,000 for the applicant's established place
22 of business, and \$50 for each additional place of
23 business, if any, to which the application pertains;
24 however, if the application is made after June 15 of
25 any year, the license fee shall be \$500 for the
26 applicant's established place of business plus \$25 for

1 each additional place of business, if any, to which the
2 application pertains. License fees shall be returnable
3 only if the application is denied by the Secretary of
4 State. Of the money received by the Secretary of State
5 as license fees under this subparagraph, 95% shall be
6 deposited into the General Revenue Fund.

7 (B) Except for dealers selling 25 or fewer
8 automobiles or as provided in subsection (h) of Section
9 5-102.7 of this Code, an Annual Dealer Recovery Fund
10 Fee in the amount of \$500 for the applicant's
11 established place of business, and \$50 for each
12 additional place of business, if any, to which the
13 application pertains; but if the application is made
14 after June 15 of any year, the fee shall be \$250 for
15 the applicant's established place of business plus \$25
16 for each additional place of business, if any, to which
17 the application pertains. For a license renewal
18 application, the fee shall be based on the amount of
19 automobiles sold in the past year according to the
20 following formula:

21 (1) \$0 for dealers selling 25 or less
22 automobiles;

23 (2) \$150 for dealers selling more than 25 but
24 less than 200 automobiles;

25 (3) \$300 for dealers selling 200 or more
26 automobiles but less than 300 automobiles; and

1 (4) \$500 for dealers selling 300 or more
2 automobiles.

3 Fees shall be returnable only if the application is
4 denied by the Secretary of State. Money received under
5 this subparagraph shall be deposited into the Dealer
6 Recovery Trust Fund. A Buy Here, Pay Here used vehicle
7 dealer shall pay into the Dealer Recovery Trust Fund
8 for every vehicle that is financed, sold, or otherwise
9 transferred to an individual or entity other than the
10 Buy Here, Pay Here used vehicle dealer even if the
11 individual or entity to which the Buy Here, Pay Here
12 used vehicle dealer transfers the vehicle is unable to
13 continue to adhere to the terms of the transaction by
14 the Buy Here, Pay Here used vehicle dealer.

15 (6) A statement that each officer, director,
16 shareholder having a 10% or greater ownership interest
17 therein, proprietor, partner, member, officer, director,
18 trustee, manager, or other principal in the business of the
19 applicant has not committed in the past 3 years any one
20 violation as determined in any civil, criminal, or
21 administrative proceedings of any one of the following:

22 (A) the Anti-Theft Laws of this Code;

23 (B) the Certificate of Title Laws of this Code;

24 (C) the Offenses against Registration and
25 Certificates of Title Laws of this Code;

26 (D) the Dealers, Transporters, Wreckers and

1 Rebuilders Laws of this Code;

2 (E) Section 21-2 of the Illinois Criminal Code of
3 1961 or the Criminal Code of 2012, Criminal Trespass to
4 Vehicles; or

5 (F) the Retailers' Occupation Tax Act.

6 (7) A statement that each officer, director,
7 shareholder having a 10% or greater ownership interest
8 therein, proprietor, partner, member, officer, director,
9 trustee, manager, or other principal in the business of the
10 applicant has not committed in any calendar year 3 or more
11 violations, as determined in any civil, criminal, or
12 administrative proceedings, of any one or more of the
13 following:

14 (A) the Consumer Finance Act;

15 (B) the Consumer Installment Loan Act;

16 (C) the Retail Installment Sales Act;

17 (D) the Motor Vehicle Retail Installment Sales
18 Act;

19 (E) the Interest Act;

20 (F) the Illinois Wage Assignment Act;

21 (G) Part 8 of Article XII of the Code of Civil
22 Procedure; or

23 (H) the Consumer Fraud and Deceptive Business
24 Practices Act.

25 (8) A statement that, within 10 years of application,
26 each officer, director, shareholder having a 10% or greater

1 ownership interest therein, proprietor, partner, member,
2 officer, director, trustee, manager, or other principal in
3 the business of the applicant has not committed, as
4 determined in any civil, criminal, or administrative
5 proceeding, in any calendar year one or more forcible
6 felonies under the Criminal Code of 1961 or the Criminal
7 Code of 2012, or a violation of either or both Article 16
8 or 17 of the Criminal Code of 1961, or a violation of
9 either or both Article 16 or 17 of the Criminal Code of
10 2012, Article 29B of the Criminal Code of 1961 or the
11 Criminal Code of 2012, or a similar out-of-state offense.
12 For the purposes of this paragraph, "forcible felony" has
13 the meaning provided in Section 2-8 of the Criminal Code of
14 2012.

15 (9) A bond or Certificate of Deposit in the amount of
16 \$50,000 for each location at which the applicant intends to
17 act as a Buy Here, Pay Here used vehicle dealer. The bond
18 shall be for the term of the license. The bond shall run to
19 the People of the State of Illinois, with surety by a
20 bonding or insurance company authorized to do business in
21 this State. It shall be conditioned upon the proper
22 transmittal of all title and registration fees and taxes
23 (excluding taxes under the Retailers' Occupation Tax Act)
24 accepted by the applicant as a Buy Here, Pay Here used
25 vehicle dealer.

26 (10) Such other information concerning the business of

1 the applicant as the Secretary of State may by rule
2 prescribe.

3 (11) A statement that the applicant understands
4 Chapter 1 through Chapter 5 of this Code.

5 (12) A copy of the certification from the prelicensing
6 education program.

7 (13) The full name, address, and contact information of
8 each of the dealer's agents or legal representatives who is
9 an Illinois resident and liable for the performance of the
10 dealership.

11 (d) Any change that renders no longer accurate any
12 information contained in any application for a Buy Here, Pay
13 Here used vehicle dealer's license shall be amended within 30
14 days after the occurrence of each change on such form as the
15 Secretary of State may prescribe by rule, accompanied by an
16 amendatory fee of \$2.

17 (e) Anything in this Chapter to the contrary
18 notwithstanding, no person shall be licensed as a Buy Here, Pay
19 Here used vehicle dealer unless the person maintains an
20 established place of business as defined in this Chapter.

21 (f) The Secretary of State shall, within a reasonable time
22 after receipt, examine an application submitted under this
23 Section. Unless the Secretary makes a determination that the
24 application does not conform to this Section or that grounds
25 exist for a denial of the application under Section 5-501 of
26 this Chapter, the Secretary must grant the applicant an

1 original Buy Here, Pay Here used vehicle dealer's license in
2 writing for his or her established place of business and a
3 supplemental license in writing for each additional place of
4 business in such form as the Secretary may prescribe by rule
5 that shall include the following:

6 (1) The name of the person licensed.

7 (2) If a corporation, the name and address of its
8 officers or if a sole proprietorship, a partnership, an
9 unincorporated association, or any similar form of
10 business organization, the name and address of the
11 proprietor or of each partner, member, officer, director,
12 trustee, or manager.

13 (3) In the case of an original license, the established
14 place of business of the licensee.

15 (4) In the case of a supplemental license, the
16 established place of business of the licensee and the
17 additional place of business to which the supplemental
18 license pertains.

19 (5) The full name, address, and contact information of
20 each of the dealer's agents or legal representatives who is
21 an Illinois resident and liable for the performance of the
22 dealership.

23 (g) The appropriate instrument evidencing the license or a
24 certified copy thereof, provided by the Secretary of State
25 shall be kept posted, conspicuously, in the established place
26 of business of the licensee and in each additional place of

1 business, if any, maintained by the licensee.

2 (h) Except as provided in subsection (i), all Buy Here, Pay
3 Here used vehicle dealer's licenses granted under this Section
4 expire by operation of law on December 31 of the calendar year
5 for which they are granted unless sooner revoked or cancelled
6 under Section 5-501 of this Chapter.

7 (i) A Buy Here, Pay Here used vehicle dealer's license may
8 be renewed upon application and payment of the fee required
9 herein, and submission of proof of coverage by an approved bond
10 under the Retailers' Occupation Tax Act or proof that the
11 applicant is not subject to such bonding requirements, as in
12 the case of an original license, but in the case of an
13 application for the renewal of an effective license made during
14 the month of December, the effective license shall remain in
15 force until the application for renewal is granted or denied by
16 the Secretary of State.

17 (j) Each person licensed as a Buy Here, Pay Here used
18 vehicle dealer is required to furnish each purchaser of a motor
19 vehicle:

20 (1) a certificate of title properly assigned to the
21 purchaser;

22 (2) a statement verified under oath that all
23 identifying numbers on the vehicle agree with those on the
24 certificate of title;

25 (3) a bill of sale properly executed on behalf of the
26 person;

1 (4) a copy of the Uniform Invoice-transaction
2 reporting return referred to in Section 5-402;

3 (5) in the case of a rebuilt vehicle, a copy of the
4 Disclosure of Rebuilt Vehicle Status; and

5 (6) in the case of a vehicle for which the warranty has
6 been reinstated, a copy of the warranty.

7 (k) Except at the time of sale or repossession of the
8 vehicle, no person licensed as a Buy Here, Pay Here used
9 vehicle dealer may issue any other person a newly created key
10 to a vehicle unless the Buy Here, Pay Here used vehicle dealer
11 makes a color photocopy or electronic scan of the driver's
12 license or State identification card of the person requesting
13 or obtaining the newly created key. The Buy Here, Pay Here used
14 vehicle dealer must retain the photocopy or scan for 30 days.

15 A Buy Here, Pay Here used vehicle dealer who violates this
16 subsection (k) is guilty of a petty offense. Violation of this
17 subsection (k) is not cause to suspend, revoke, cancel, or deny
18 renewal of the used vehicle dealer's license.

19 (1) A Buy Here, Pay Here used vehicle dealer licensed under
20 this Section shall provide the Secretary of State a register
21 for the sale at auction of each salvage or junk certificate
22 vehicle. Each register shall include the following
23 information:

24 (1) the year, make, model, style, and color of the
25 vehicle;

26 (2) the vehicle's manufacturer's identification number

1 or, if applicable, the Secretary of State or Illinois
2 Department of State Police identification number;

3 (3) the date of acquisition of the vehicle;

4 (4) the name and address of the person from whom the
5 vehicle was acquired;

6 (5) the name and address of the person to whom any
7 vehicle was disposed, the person's Illinois license number
8 or, if the person is an out-of-state salvage vehicle buyer,
9 the license number from the state or jurisdiction where the
10 buyer is licensed; and

11 (6) the purchase price of the vehicle.

12 The register shall be submitted to the Secretary of State
13 via written or electronic means within 10 calendar days from
14 the date of the auction.

15 (Source: P.A. 101-505, eff. 1-1-20.)

16 (625 ILCS 5/5-301) (from Ch. 95 1/2, par. 5-301)

17 Sec. 5-301. Automotive parts recyclers, scrap processors,
18 repairers and rebuilders must be licensed.

19 (a) No person in this State shall, except as an incident to
20 the servicing of vehicles, carry on or conduct the business of
21 an automotive parts recycler, a scrap processor, a repairer, or
22 a rebuilder, unless licensed to do so in writing by the
23 Secretary of State under this Section. No person shall rebuild
24 a salvage vehicle unless such person is licensed as a rebuilder
25 by the Secretary of State under this Section. No person shall

1 engage in the business of acquiring 5 or more previously owned
2 vehicles in one calendar year for the primary purpose of
3 disposing of those vehicles in the manner described in the
4 definition of a "scrap processor" in this Code unless the
5 person is licensed as an automotive parts recycler by the
6 Secretary of State under this Section. No person shall engage
7 in the act of dismantling, crushing, or altering a vehicle into
8 another form using machinery or equipment unless licensed to do
9 so and only from the fixed location identified on the license
10 issued by the Secretary. Each license shall be applied for and
11 issued separately, except that a license issued to a new
12 vehicle dealer under Section 5-101 of this Code shall also be
13 deemed to be a repairer license.

14 (b) Any application filed with the Secretary of State,
15 shall be duly verified by oath, in such form as the Secretary
16 of State may by rule or regulation prescribe and shall contain:

17 1. The name and type of business organization of the
18 applicant and his principal or additional places of
19 business, if any, in this State.

20 2. The kind or kinds of business enumerated in
21 subsection (a) of this Section to be conducted at each
22 location.

23 3. If the applicant is a corporation, a list of its
24 officers, directors, and shareholders having a ten percent
25 or greater ownership interest in the corporation, setting
26 forth the residence address of each; if the applicant is a

1 sole proprietorship, a partnership, an unincorporated
2 association, a trust, or any similar form of business
3 organization, the names and residence address of the
4 proprietor or of each partner, member, officer, director,
5 trustee or manager.

6 4. A statement that the applicant's officers,
7 directors, shareholders having a ten percent or greater
8 ownership interest therein, proprietor, partner, member,
9 officer, director, trustee, manager, or other principals
10 in the business have not committed in the past three years
11 any one violation as determined in any civil or criminal or
12 administrative proceedings of any one of the following
13 Acts:

14 (a) the Anti-Theft Laws of the Illinois Vehicle
15 Code;

16 (b) the "Certificate of Title Laws" of the Illinois
17 Vehicle Code;

18 (c) the "Offenses against Registration and
19 Certificates of Title Laws" of the Illinois Vehicle
20 Code;

21 (d) the "Dealers, Transporters, Wreckers and
22 Rebuilders Laws" of the Illinois Vehicle Code;

23 (e) Section 21-2 of the Criminal Code of 1961 or
24 the Criminal Code of 2012, Criminal Trespass to
25 Vehicles; or

26 (f) the Retailers Occupation Tax Act.

1 5. A statement that the applicant's officers,
2 directors, shareholders having a ten percent or greater
3 ownership interest therein, proprietor, partner, member,
4 officer, director, trustee, manager or other principals in
5 the business have not committed in any calendar year 3 or
6 more violations, as determined in any civil or criminal or
7 administrative proceedings, of any one or more of the
8 following Acts:

9 (a) the Consumer Finance Act;

10 (b) the Consumer Installment Loan Act;

11 (c) the Retail Installment Sales Act;

12 (d) the Motor Vehicle Retail Installment Sales
13 Act;

14 (e) the Interest Act;

15 (f) the Illinois Wage Assignment Act;

16 (g) Part 8 of Article XII of the Code of Civil
17 Procedure; or

18 (h) the Consumer Fraud Act.

19 6. An application for a license shall be accompanied by
20 the following fees: \$50 for applicant's established place
21 of business; \$25 for each additional place of business, if
22 any, to which the application pertains; provided, however,
23 that if such an application is made after June 15 of any
24 year, the license fee shall be \$25 for applicant's
25 established place of business plus \$12.50 for each
26 additional place of business, if any, to which the

1 application pertains. License fees shall be returnable
2 only in the event that such application shall be denied by
3 the Secretary of State.

4 7. A statement that the applicant understands Chapter 1
5 through Chapter 5 of this Code.

6 8. A statement that the applicant shall comply with
7 subsection (e) of this Section.

8 9. A statement indicating if the applicant, including
9 any of the applicant's affiliates or predecessor
10 corporations, has been subject to the revocation or
11 nonrenewal of a business license by a municipality under
12 Section 5-501.5 of this Code.

13 10. The applicant's National Motor Vehicle Title
14 Information System number and a statement of compliance if
15 applicable.

16 11. The full name, address, and contact information of
17 each of the dealer's agents or legal representatives who is
18 an Illinois resident and liable for the performance of the
19 dealership.

20 (c) Any change which renders no longer accurate any
21 information contained in any application for a license filed
22 with the Secretary of State shall be amended within 30 days
23 after the occurrence of such change on such form as the
24 Secretary of State may prescribe by rule or regulation,
25 accompanied by an amendatory fee of \$2.

26 (d) Anything in this Chapter to the contrary,

1 notwithstanding, no person shall be licensed under this Section
2 unless such person shall maintain an established place of
3 business as defined in this Chapter.

4 (e) The Secretary of State shall within a reasonable time
5 after receipt thereof, examine an application submitted to him
6 under this Section and unless he makes a determination that the
7 application submitted to him does not conform with the
8 requirements of this Section or that grounds exist for a denial
9 of the application, as prescribed in Section 5-501 of this
10 Chapter, grant the applicant an original license as applied for
11 in writing for his established place of business and a
12 supplemental license in writing for each additional place of
13 business in such form as he may prescribe by rule or regulation
14 which shall include the following:

- 15 1. the name of the person licensed;
- 16 2. if a corporation, the name and address of its
17 officers or if a sole proprietorship, a partnership, an
18 unincorporated association or any similar form of business
19 organization, the name and address of the proprietor or of
20 each partner, member, officer, director, trustee or
21 manager;
- 22 3. a designation of the kind or kinds of business
23 enumerated in subsection (a) of this Section to be
24 conducted at each location;
- 25 4. in the case of an original license, the established
26 place of business of the licensee;

1 5. in the case of a supplemental license, the
2 established place of business of the licensee and the
3 additional place of business to which such supplemental
4 license pertains;~~;~~

5 6. the full name, address, and contact information of
6 each of the dealer's agents or legal representatives who is
7 an Illinois resident and liable for the performance of the
8 dealership.

9 (f) The appropriate instrument evidencing the license or a
10 certified copy thereof, provided by the Secretary of State
11 shall be kept, posted, conspicuously in the established place
12 of business of the licensee and in each additional place of
13 business, if any, maintained by such licensee. The licensee
14 also shall post conspicuously in the established place of
15 business and in each additional place of business a notice
16 which states that such business is required to be licensed by
17 the Secretary of State under Section 5-301, and which provides
18 the license number of the business and the license expiration
19 date. This notice also shall advise the consumer that any
20 complaints as to the quality of service may be brought to the
21 attention of the Attorney General. The information required on
22 this notice also shall be printed conspicuously on all
23 estimates and receipts for work by the licensee subject to this
24 Section. The Secretary of State shall prescribe the specific
25 format of this notice.

26 (g) Except as provided in subsection (h) hereof, licenses

1 granted under this Section shall expire by operation of law on
2 December 31 of the calendar year for which they are granted
3 unless sooner revoked, nonrenewed, or cancelled under the
4 provisions of Section 5-501 or 5-501.5 of this Chapter.

5 (h) Any license granted under this Section may be renewed
6 upon application and payment of the fee required herein as in
7 the case of an original license, provided, however, that in
8 case an application for the renewal of an effective license is
9 made during the month of December, such effective license shall
10 remain in force until such application is granted or denied by
11 the Secretary of State.

12 (i) All automotive repairers and rebuilders shall, in
13 addition to the requirements of subsections (a) through (h) of
14 this Section, meet the following licensing requirements:

15 1. provide proof that the property on which first time
16 applicants plan to do business is in compliance with local
17 zoning laws and regulations, and a listing of zoning
18 classification;

19 2. provide proof that the applicant for a repairer's
20 license complies with the proper workers' compensation
21 rate code or classification, and listing the code of
22 classification for that industry;

23 3. provide proof that the applicant for a rebuilder's
24 license complies with the proper workers' compensation
25 rate code or classification for the repair industry or the
26 auto parts recycling industry and listing the code of

1 classification;

2 4. provide proof that the applicant has obtained or
3 applied for a hazardous waste generator number, and listing
4 the actual number if available or certificate of exemption;

5 5. provide proof that applicant has proper liability
6 insurance, and listing the name of the insurer and the
7 policy number; and

8 6. provide proof that the applicant has obtained or
9 applied for the proper State sales tax classification and
10 federal identification tax number, and listing the actual
11 numbers if available.

12 (i-1) All automotive repairers shall provide proof that
13 they comply with all requirements of the Automotive Collision
14 Repair Act.

15 (j) All automotive parts recyclers shall, in addition to
16 the requirements of subsections (a) through (h) of this
17 Section, meet the following licensing requirements:

18 1. provide a statement that the applicant purchases 5
19 vehicles per year or has 5 hulks or chassis in stock;

20 2. provide proof that the property on which all first
21 time applicants will do business does comply to the proper
22 local zoning laws in existence, and a listing of zoning
23 classifications;

24 3. provide proof that applicant complies with the
25 proper workers' compensation rate code or classification,
26 and listing the code of classification; and

1 4. provide proof that applicant has obtained or applied
2 for the proper State sales tax classification and federal
3 identification tax number, and listing the actual numbers
4 if available.

5 (Source: P.A. 100-409, eff. 8-25-17; 101-572, eff. 8-23-19.)

1

INDEX

2

Statutes amended in order of appearance

3

625 ILCS 5/1-213.8 new

4

625 ILCS 5/3-104

from Ch. 95 1/2, par. 3-104

5

625 ILCS 5/3-104.5

6

625 ILCS 5/3-113

from Ch. 95 1/2, par. 3-113

7

625 ILCS 5/3-202

from Ch. 95 1/2, par. 3-202

8

625 ILCS 5/3-209

from Ch. 95 1/2, par. 3-209

9

625 ILCS 5/3-403

from Ch. 95 1/2, par. 3-403

10

625 ILCS 5/3-405.1

from Ch. 95 1/2, par. 3-405.1

11

625 ILCS 5/3-506

12

625 ILCS 5/3-802

from Ch. 95 1/2, par. 3-802

13

625 ILCS 5/3-805

from Ch. 95 1/2, par. 3-805

14

625 ILCS 5/3-806.1

from Ch. 95 1/2, par. 3-806.1

15

625 ILCS 5/3-806.5

16

625 ILCS 5/5-100

from Ch. 95 1/2, par. 5-100

17

625 ILCS 5/5-101

from Ch. 95 1/2, par. 5-101

18

625 ILCS 5/5-101.1

19

625 ILCS 5/5-101.2

20

625 ILCS 5/5-102

from Ch. 95 1/2, par. 5-102

21

625 ILCS 5/5-102.8

22

625 ILCS 5/5-301

from Ch. 95 1/2, par. 5-301