



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB5150

Introduced 1/27/2022, by Rep. Angelica Guerrero-Cuellar

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/4-103

from Ch. 95 1/2, par. 4-103

Amends the Illinois Vehicle Code. Provides that a person not entitled to the possession of a vehicle or essential part of a vehicle who receives, possesses, conceals, sells, disposes or transfers such vehicle, knowing it to have been stolen or converted, regardless of whether the person stole or converted the vehicle, commits a Class 2 felony.

LRB102 25094 RAM 34354 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  
5 changing Section 4-103 as follows:

6 (625 ILCS 5/4-103) (from Ch. 95 1/2, par. 4-103)

7 Sec. 4-103. Offenses relating to motor vehicles and other  
8 vehicles - Felonies.

9 (a) Except as provided in subsection (a-1), it is a  
10 violation of this Chapter for:

11 (1) A person not entitled to the possession of a  
12 vehicle or essential part of a vehicle to receive,  
13 possess, conceal, sell, dispose, or transfer it, knowing  
14 it to have been stolen or converted, regardless of whether  
15 the person stole or converted the vehicle. Knowledge that  
16 a vehicle or essential part is stolen or converted may be  
17 inferred: (A) from the surrounding facts and  
18 circumstances, which would lead a reasonable person to  
19 believe that the vehicle or essential part is stolen or  
20 converted; or (B) if the person exercises exclusive  
21 unexplained possession over the stolen or converted  
22 vehicle or essential part, regardless of whether the date  
23 on which the vehicle or essential part was stolen is

1 recent or remote;

2 (2) A person to knowingly remove, alter, deface,  
3 destroy, falsify, or forge a manufacturer's identification  
4 number of a vehicle or an engine number of a motor vehicle  
5 or any essential part thereof having an identification  
6 number;

7 (3) A person to knowingly conceal or misrepresent the  
8 identity of a vehicle or any essential part thereof;

9 (4) A person to buy, receive, possess, sell or dispose  
10 of a vehicle, or any essential part thereof, with  
11 knowledge that the identification number of the vehicle or  
12 any essential part thereof having an identification number  
13 has been removed or falsified;

14 (5) A person to knowingly possess, buy, sell,  
15 exchange, give away, or offer to buy, sell, exchange or  
16 give away, any manufacturer's identification number plate,  
17 mylar sticker, federal certificate label, State police  
18 reassignment plate, Secretary of State assigned plate,  
19 rosette rivet, or facsimile of such which has not yet been  
20 attached to or has been removed from the original or  
21 assigned vehicle. It is an affirmative defense to  
22 subsection (a) of this Section that the person possessing,  
23 buying, selling or exchanging a plate mylar sticker or  
24 label described in this paragraph is a police officer  
25 doing so as part of his official duties, or is a  
26 manufacturer's authorized representative who is replacing

1 any manufacturer's identification number plate, mylar  
2 sticker or Federal certificate label originally placed on  
3 the vehicle by the manufacturer of the vehicle or any  
4 essential part thereof;

5 (6) A person to knowingly make a false report of the  
6 theft or conversion of a vehicle to any police officer of  
7 this State or any employee of a law enforcement agency of  
8 this State designated by the law enforcement agency to  
9 take, receive, process, or record reports of vehicle theft  
10 or conversion.

11 (a-1) A person engaged in the repair or servicing of  
12 vehicles does not violate this Chapter by knowingly possessing  
13 a manufacturer's identification number plate for the purpose  
14 of reaffixing it on the same damaged vehicle from which it was  
15 originally taken, if the person reaffixes or intends to  
16 reaffix the original manufacturer's identification number  
17 plate in place of the identification number plate affixed on a  
18 new dashboard that has been or will be installed in the  
19 vehicle. The person must notify the Secretary of State each  
20 time the original manufacturer's identification number plate  
21 is reaffixed on a vehicle. The person must keep a record  
22 indicating that the identification number plate affixed on the  
23 new dashboard has been removed and has been replaced by the  
24 manufacturer's identification number plate originally affixed  
25 on the vehicle. The person also must keep a record regarding  
26 the status and location of the identification number plate

1 removed from the replacement dashboard. The Secretary shall  
2 adopt rules for implementing this subsection (a-1).

3 (a-2) The owner of a vehicle repaired under subsection  
4 (a-1) must, within 90 days of the date of the repairs, contact  
5 an officer of the Illinois State Police Vehicle Inspection  
6 Bureau and arrange for an inspection of the vehicle, by the  
7 officer or the officer's designee, at a mutually agreed upon  
8 date and location.

9 (b) Sentence. A person convicted of a violation of this  
10 Section shall be guilty of a Class 2 felony.

11 (c) The offenses set forth in subsection (a) of this  
12 Section shall not include the offense set forth in Section  
13 4-103.2 of this Code.

14 (Source: P.A. 100-745, eff. 8-10-18.)