



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB3769

Introduced 2/25/2005, by Rep. Bill Mitchell

SYNOPSIS AS INTRODUCED:

30 ILCS 105/6z-48
625 ILCS 5/2-119

from Ch. 95 1/2, par. 2-119

Amends the State Finance Act and the Illinois Vehicle Code. Provides that any balance remaining in the Motor Vehicle License Plate Fund at the close of business on June 30, 2005 shall be transferred into the Road Fund and that the Motor Vehicle License Plate Fund is abolished when that transfer has been made. Provides that, beginning July 1, 2005, of the moneys collected for each certificate of title, duplicate certificate of title, and connected certificate of title, \$52 shall be deposited into the Road Fund. Effective immediately.

LRB094 08705 DRH 38917 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning taxes.

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

4 Section 5. The State Finance Act is amended by changing
5 Section 6z-48 as follows:

6 (30 ILCS 105/6z-48)

7 Sec. 6z-48. Motor Vehicle License Plate Fund.

8 (a) The Motor Vehicle License Plate Fund is hereby created
9 as a special fund in the State Treasury. The Fund shall consist
10 of the deposits provided for in Section 2-119 of the Illinois
11 Vehicle Code and any moneys appropriated to the Fund.

12 (b) The Motor Vehicle License Plate Fund shall be used,
13 subject to appropriation, for the costs incident to providing
14 new or replacement license plates for motor vehicles.

15 (c) Any balance remaining in the Motor Vehicle License
16 Plate Fund at the close of business on June 30, 2005 shall be
17 transferred into the Road Fund, and the Motor Vehicle License
18 Plate Fund is abolished when that transfer has been made.

19 (Source: P.A. 93-32, eff. 7-1-03.)

20 Section 10. The Illinois Vehicle Code is amended by
21 changing Section 2-119 as follows:

22 (625 ILCS 5/2-119) (from Ch. 95 1/2, par. 2-119)

23 Sec. 2-119. Disposition of fees and taxes.

24 (a) All moneys received from Salvage Certificates shall be
25 deposited in the Common School Fund in the State Treasury.

26 (b) Beginning January 1, 1990 and concluding December 31,
27 1994, of the money collected for each certificate of title,
28 duplicate certificate of title and corrected certificate of
29 title, \$0.50 shall be deposited into the Used Tire Management
30 Fund. Beginning January 1, 1990 and concluding December 31,

1 1994, of the money collected for each certificate of title,
2 duplicate certificate of title and corrected certificate of
3 title, \$1.50 shall be deposited in the Park and Conservation
4 Fund.

5 Beginning January 1, 1995, of the money collected for each
6 certificate of title, duplicate certificate of title and
7 corrected certificate of title, \$2 shall be deposited in the
8 Park and Conservation Fund. The moneys deposited in the Park
9 and Conservation Fund pursuant to this Section shall be used
10 for the acquisition and development of bike paths as provided
11 for in Section 805-420 of the Department of Natural Resources
12 (Conservation) Law (20 ILCS 805/805-420).

13 Beginning January 1, 2000 and continuing through June 30,
14 2005, of the moneys collected for each certificate of title,
15 duplicate certificate of title, and corrected certificate of
16 title, \$48 shall be deposited into the Road Fund and \$4 shall
17 be deposited into the Motor Vehicle License Plate Fund, except
18 that if the balance in the Motor Vehicle License Plate Fund
19 exceeds \$40,000,000 on the last day of a calendar month, then
20 during the next calendar month the \$4 shall instead be
21 deposited into the Road Fund.

22 Beginning July 1, 2005, of the moneys collected for each
23 certificate of title, duplicate certificate of title, and
24 connected certificate of title, \$52 shall be deposited into the
25 Road Fund.

26 Beginning January 1, 2005, of the moneys collected for each
27 delinquent vehicle registration renewal fee, \$20 shall be
28 deposited into the General Revenue Fund.

29 Except as otherwise provided in this Code, all remaining
30 moneys collected for certificates of title, and all moneys
31 collected for filing of security interests, shall be placed in
32 the General Revenue Fund in the State Treasury.

33 (c) All moneys collected for that portion of a driver's
34 license fee designated for driver education under Section 6-118
35 shall be placed in the Driver Education Fund in the State
36 Treasury.

1 (d) Beginning January 1, 1999, of the monies collected as a
2 registration fee for each motorcycle, motor driven cycle and
3 motorized pedalcycle, 27% of each annual registration fee for
4 such vehicle and 27% of each semiannual registration fee for
5 such vehicle is deposited in the Cycle Rider Safety Training
6 Fund.

7 (e) Of the monies received by the Secretary of State as
8 registration fees or taxes or as payment of any other fee, as
9 provided in this Act, except fees received by the Secretary
10 under paragraph (7) of subsection (b) of Section 5-101 and
11 Section 5-109 of this Code, 37% shall be deposited into the
12 State Construction Fund.

13 (f) Of the total money collected for a CDL instruction
14 permit or original or renewal issuance of a commercial driver's
15 license (CDL) pursuant to the Uniform Commercial Driver's
16 License Act (UCDLA): (i) \$6 of the total fee for an original or
17 renewal CDL, and \$6 of the total CDL instruction permit fee
18 when such permit is issued to any person holding a valid
19 Illinois driver's license, shall be paid into the
20 CDLIS/AAMVAnet Trust Fund (Commercial Driver's License
21 Information System/American Association of Motor Vehicle
22 Administrators network Trust Fund) and shall be used for the
23 purposes provided in Section 6z-23 of the State Finance Act and
24 (ii) \$20 of the total fee for an original or renewal CDL or
25 commercial driver instruction permit shall be paid into the
26 Motor Carrier Safety Inspection Fund, which is hereby created
27 as a special fund in the State Treasury, to be used by the
28 Department of State Police, subject to appropriation, to hire
29 additional officers to conduct motor carrier safety
30 inspections pursuant to Chapter 18b of this Code.

31 (g) All remaining moneys received by the Secretary of State
32 as registration fees or taxes or as payment of any other fee,
33 as provided in this Act, except fees received by the Secretary
34 under paragraph (7) (A) of subsection (b) of Section 5-101 and
35 Section 5-109 of this Code, shall be deposited in the Road Fund
36 in the State Treasury. Moneys in the Road Fund shall be used

1 for the purposes provided in Section 8.3 of the State Finance
2 Act.

3 (h) (Blank).

4 (i) (Blank).

5 (j) (Blank).

6 (k) There is created in the State Treasury a special fund
7 to be known as the Secretary of State Special License Plate
8 Fund. Money deposited into the Fund shall, subject to
9 appropriation, be used by the Office of the Secretary of State
10 (i) to help defray plate manufacturing and plate processing
11 costs for the issuance and, when applicable, renewal of any new
12 or existing registration plates authorized under this Code and
13 (ii) for grants made by the Secretary of State to benefit
14 Illinois Veterans Home libraries.

15 On or before October 1, 1995, the Secretary of State shall
16 direct the State Comptroller and State Treasurer to transfer
17 any unexpended balance in the Special Environmental License
18 Plate Fund, the Special Korean War Veteran License Plate Fund,
19 and the Retired Congressional License Plate Fund to the
20 Secretary of State Special License Plate Fund.

21 (l) The Motor Vehicle Review Board Fund is created as a
22 special fund in the State Treasury. Moneys deposited into the
23 Fund under paragraph (7) of subsection (b) of Section 5-101 and
24 Section 5-109 shall, subject to appropriation, be used by the
25 Office of the Secretary of State to administer the Motor
26 Vehicle Review Board, including without limitation payment of
27 compensation and all necessary expenses incurred in
28 administering the Motor Vehicle Review Board under the Motor
29 Vehicle Franchise Act.

30 (m) Effective July 1, 1996, there is created in the State
31 Treasury a special fund to be known as the Family
32 Responsibility Fund. Moneys deposited into the Fund shall,
33 subject to appropriation, be used by the Office of the
34 Secretary of State for the purpose of enforcing the Family
35 Financial Responsibility Law.

36 (n) The Illinois Fire Fighters' Memorial Fund is created as

1 a special fund in the State Treasury. Moneys deposited into the
2 Fund shall, subject to appropriation, be used by the Office of
3 the State Fire Marshal for construction of the Illinois Fire
4 Fighters' Memorial to be located at the State Capitol grounds
5 in Springfield, Illinois. Upon the completion of the Memorial,
6 moneys in the Fund shall be used in accordance with Section
7 3-634.

8 (o) Of the money collected for each certificate of title
9 for all-terrain vehicles and off-highway motorcycles, \$17
10 shall be deposited into the Off-Highway Vehicle Trails Fund.

11 (p) For audits conducted on or after July 1, 2003 pursuant
12 to Section 2-124(d) of this Code, 50% of the money collected as
13 audit fees shall be deposited into the General Revenue Fund.

14 (Source: P.A. 92-16, eff. 6-28-01; 93-32, eff. 7-1-03; 93-840,
15 eff. 7-30-04.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.