



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB5534

Introduced 1/27/2006, by Rep. Robert W. Pritchard

SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-815.1

Amends the Illinois Vehicle Code. In a Section concerning the commercial distribution fee, provides that, beginning January 1, 2007 and through December 31, 2012, for each registration year, the owner of a vehicle for which biodiesel has been purchased during the previous registration year is entitled to a reduction of the fee for that vehicle. Sets forth the amount of the reduction based upon the amount of biodiesel purchased. Makes technical changes. Effective immediately.

LRB094 16838 BDD 52115 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 3-815.1 as follows:

6 (625 ILCS 5/3-815.1)

7 Sec. 3-815.1. Commercial distribution fee. Beginning July
8 1, 2003, in addition to any tax or fee imposed under this Code:

9 (a) Owners of vehicles ~~Vehicles~~ of the second division
10 with a gross vehicle weight that exceeds 8,000 pounds and
11 that incur any tax or fee under subsection (a) of Section
12 3-815 of this Code or subsection (a) of Section 3-818 of
13 this Code, as applicable, shall pay to the Secretary of
14 State a commercial distribution fee, for each registration
15 year, for the use of the public highways, State
16 infrastructure, and State services, in an amount equal to:
17 (i) for a registration year beginning on or after July 1,
18 2003 and before July 1, 2005, 36% of the taxes and fees
19 incurred under subsection (a) of Section 3-815 of this
20 Code, or subsection (a) of Section 3-818 of this Code, as
21 applicable, rounded up to the nearest whole dollar; (ii)
22 for a registration year beginning on or after July 1, 2005
23 and before July 1, 2006, 21.5% of the taxes and fees
24 incurred under subsection (a) of Section 3-815 of this
25 Code, or subsection (a) of Section 3-818 of this Code, as
26 applicable, rounded up to the nearest whole dollar; and
27 (iii) for a registration year beginning on or after July 1,
28 2006, 14.35% of the taxes and fees incurred under
29 subsection (a) of Section 3-815 of this Code, or subsection
30 (a) of Section 3-818 of this Code, as applicable, rounded
31 up to the nearest whole dollar.

32 (b) Until June 30, 2004, owners of vehicles of the

1 second division with a gross vehicle weight of 8,000 pounds
2 or less and that incur any tax or fee under subsection (a)
3 of Section 3-815 of this Code or subsection (a) of Section
4 3-818 of this Code, as applicable, and have claimed the
5 rolling stock exemption under the Retailers' Occupation
6 Tax Act, Use Tax Act, Service Occupation Tax Act, or
7 Service Use Tax Act shall pay to the Illinois Department of
8 Revenue (or the Secretary of State under an
9 intergovernmental agreement) a commercial distribution
10 fee, for each registration year, for the use of the public
11 highways, State infrastructure, and State services, in an
12 amount equal to 36% of the taxes and fees incurred under
13 subsection (a) of Section 3-815 of this Code or subsection
14 (a) of Section 3-818 of this Code, as applicable, rounded
15 up to the nearest whole dollar.

16 The fees paid under this Section shall be deposited by the
17 Secretary of State into the General Revenue Fund.

18 Beginning January 1, 2007 and through December 31, 2012,
19 for each registration year, the owner of a vehicle for which
20 biodiesel has been purchased during the previous registration
21 year is entitled to a reduction of the fees imposed under this
22 Section for that vehicle. The amount of the reduction is:

23 (1) 50% of the fees imposed if the owner purchased
24 \$10,000 or more worth of biodiesel for the vehicle during
25 the previous registration year;

26 (2) 25% of the fees imposed if the owner purchased
27 \$5,000 or more but less than \$10,000 worth of biodiesel for
28 the vehicle during the previous registration year; or

29 (3) 15% of the fees imposed if the owner purchased
30 \$2,500 or more but less than \$5,000 worth of biodiesel for
31 the vehicle during the previous registration year.

32 For the purpose of this paragraph, "biodiesel" has the meaning
33 set forth under Section 10 of the Illinois Renewable Fuels
34 Development Program Act. The Secretary of State must adopt
35 rules to administer this paragraph, including, without
36 limitation, rules concerning application procedures and the

1 documentation and other proof of biodiesel purchases.

2 (Source: P.A. 93-23, eff. 6-20-03; 93-1033, eff. 9-3-04.)

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