

HB0217



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0217

Introduced 1/19/2007, by Rep. Jim Sacia

SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-113

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

Amends the Illinois Vehicle Code. Provides that a vehicle dealer has complied with the provision requiring the dealer to deliver to the Secretary of State, within 20 days after transferring a vehicle to another person, the certificate of title to that vehicle, if the dealer mails the title certificate to the Secretary within the 20 days, according to the postmark.

LRB095 04358 DRH 24401 b

A BILL FOR

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 3-113 as follows:

6 (625 ILCS 5/3-113) (from Ch. 95 1/2, par. 3-113)

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

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

1 another person.

2 (b) The Secretary of State may decline to process any
3 application for a transfer of an interest in a vehicle if any
4 fees or taxes due under this Code from the transferor or the
5 transferee have not been paid upon reasonable notice and
6 demand.

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

9 (Source: P.A. 94-239, eff. 1-1-06.)