

# HB3667



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB3667

Introduced 2/28/2007, by Rep. Donald L. Moffitt

#### 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, 2008 and through December 31, 2013, 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.

LRB095 06986 BDD 27105 b

FISCAL NOTE ACT  
MAY APPLY

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 3-815.1 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

1 incurred under subsection (a) of Section 3-815 of this  
2 Code, or subsection (a) of Section 3-818 of this Code, as  
3 applicable, rounded up to the nearest whole dollar; and  
4 (iii) for a registration year beginning on or after July 1,  
5 2006, 14.35% of the taxes and fees incurred under  
6 subsection (a) of Section 3-815 of this Code, or subsection  
7 (a) of Section 3-818 of this Code, as applicable, rounded  
8 up to the nearest whole dollar.

9 (b) Until June 30, 2004, owners of vehicles of the  
10 second division with a gross vehicle weight of 8,000 pounds  
11 or less and that incur any tax or fee under subsection (a)  
12 of Section 3-815 of this Code or subsection (a) of Section  
13 3-818 of this Code, as applicable, and have claimed the  
14 rolling stock exemption under the Retailers' Occupation  
15 Tax Act, Use Tax Act, Service Occupation Tax Act, or  
16 Service Use Tax Act shall pay to the Illinois Department of  
17 Revenue (or the Secretary of State under an  
18 intergovernmental agreement) a commercial distribution  
19 fee, for each registration year, for the use of the public  
20 highways, State infrastructure, and State services, in an  
21 amount equal to 36% of the taxes and fees incurred under  
22 subsection (a) of Section 3-815 of this Code or subsection  
23 (a) of Section 3-818 of this Code, as applicable, rounded  
24 up to the nearest whole dollar.

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

1 Beginning January 1, 2008 and through December 31, 2013,  
2 for each registration year, the owner of a vehicle for which  
3 biodiesel has been purchased during the previous registration  
4 year is entitled to a reduction of the fees imposed under this  
5 Section for that vehicle. The amount of the reduction is:

6 (1) 50% of the fees imposed if the owner purchased  
7 \$10,000 or more worth of biodiesel for the vehicle during  
8 the previous registration year;

9 (2) 25% of the fees imposed if the owner purchased  
10 \$5,000 or more but less than \$10,000 worth of biodiesel for  
11 the vehicle during the previous registration year; or

12 (3) 15% of the fees imposed if the owner purchased  
13 \$2,500 or more but less than \$5,000 worth of biodiesel for  
14 the vehicle during the previous registration year.

15 For the purpose of this paragraph, "biodiesel" has the meaning  
16 set forth under Section 10 of the Illinois Renewable Fuels  
17 Development Program Act. The Secretary of State must adopt  
18 rules to administer this paragraph, including, without  
19 limitation, rules concerning application procedures and the  
20 documentation and other proof of biodiesel purchases.

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

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law.