

# SB2149



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

SB2149

Introduced 2/14/2008, by Sen. Dave Syverson

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-809

from Ch. 95 1/2, par. 3-809

Amends provisions of the Illinois Vehicle Code exempting vehicles meeting certain criteria from registration. Provides that those provisions do not prohibit the exempt vehicle from towing another vehicle if the towed vehicle does not exceed the registered weight of 8,000 pounds, is used exclusively for transportation to and from the work site, and is not used for carrying counter weights or other material related to the operation of the exempt vehicle while under tow.

LRB095 15650 WGH 44979 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 3-809 as follows:

6 (625 ILCS 5/3-809) (from Ch. 95 1/2, par. 3-809)

7 Sec. 3-809. Farm machinery, exempt vehicles and fertilizer  
8 spreaders - registration fee.

9 (a) Vehicles of the second division having a corn sheller,  
10 a well driller, hay press, clover huller, feed mixer and  
11 unloader, or other farm machinery permanently mounted thereon  
12 and used solely for transporting the same, farm wagon type  
13 trailers having a fertilizer spreader attachment permanently  
14 mounted thereon, having a gross weight of not to exceed 36,000  
15 pounds and used only for the transportation of bulk fertilizer,  
16 and farm wagon type tank trailers of not to exceed 3,000  
17 gallons capacity, used during the liquid fertilizer season as  
18 field-storage "nurse tanks" supplying the fertilizer to a field  
19 applicator and moved on highways only for bringing the  
20 fertilizer from a local source of supply to farm or field or  
21 from one farm or field to another, or used during the lime  
22 season and moved on the highways only for bringing from a local  
23 source of supply to farm or field or from one farm or field to

1 another, shall be registered upon the filing of a proper  
2 application and the payment of a registration fee of \$13 per  
3 2-year registration period. This registration fee of \$13 shall  
4 be paid in full and shall not be reduced even though such  
5 registration is made after the beginning of the registration  
6 period.

7 (b) Vehicles exempt from registration under the provisions  
8 of Section 3-402.A of this Act, as amended, except those  
9 vehicles required to be registered under paragraph (c) of this  
10 Section, may, at the option of the owner, be identified as  
11 exempt vehicles by displaying registration plates issued by the  
12 Secretary of State. The owner thereof may apply for such  
13 permanent, non-transferable registration plates upon the  
14 filing of a proper application and the payment of a  
15 registration fee of \$13. The application for and display of  
16 such registration plates for identification purposes by  
17 vehicles exempt from registration shall not be deemed as a  
18 waiver or rescission of its exempt status, nor make such vehicle  
19 subject to registration. Nothing in this Section prohibits the  
20 towing of another vehicle by the exempt vehicle if the towed  
21 vehicle:

22 (i) does not exceed the registered weight of 8,000  
23 pounds;

24 (ii) is used exclusively for transportation to and from  
25 the work site; and

26 (iii) is not used for carrying counter weights or other

1 material related to the operation of the exempt vehicle  
2 while under tow.

3 (c) Any single unit self-propelled agricultural fertilizer  
4 implement, designed for both on and off road use, equipped with  
5 flotation tires and otherwise specially adapted for the  
6 application of plant food materials or agricultural chemicals,  
7 desiring to be operated upon the highways ladened with load  
8 shall be registered upon the filing of a proper application and  
9 payment of a registration fee of \$250. The registration fee  
10 shall be paid in full and shall not be reduced even though such  
11 registration is made during the second half of the registration  
12 year. These vehicles shall, whether loaded or unloaded, be  
13 limited to a maximum gross weight of 36,000 pounds, restricted  
14 to a highway speed of not more than 30 miles per hour and a  
15 legal width of not more than 12 feet. Such vehicles shall be  
16 limited to the furthering of agricultural or horticultural  
17 pursuits and in furtherance of these pursuits, such vehicles  
18 may be operated upon the highway, within a 50 mile radius of  
19 their point of loading as indicated on the written or printed  
20 statement required by the "Illinois Fertilizer Act of 1961", as  
21 amended, for the purpose of moving plant food materials or  
22 agricultural chemicals to the field, or from field to field,  
23 for the sole purpose of application.

24 No single unit self-propelled agricultural fertilizer  
25 implement, designed for both on and off road use, equipped with  
26 flotation tires and otherwise specially adapted for the

1 application of plant food materials or agricultural chemicals,  
2 having a width of more than 12 feet or a gross weight in excess  
3 of 36,000 pounds, shall be permitted to operate upon the  
4 highways ladened with load.

5 Whenever any vehicle is operated in violation of Section  
6 3-809 (c) of this Act, the owner or the driver of such vehicle  
7 shall be deemed guilty of a petty offense and either may be  
8 prosecuted for such violation.

9 (Source: P.A. 92-15, eff. 7-1-01; 93-312, eff. 1-1-04.)