

HB0797



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB0797

Introduced 2/9/2009, by Rep. Ronald A. Wait

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, is not used for carrying counter weights or other material related to the operation of the exempt vehicle while under tow, and displays proper and current registration plates.

LRB096 03144 AJT 13161 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;

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; and

3 (iv) displays proper and current registration plates.

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

25 No single unit self-propelled agricultural fertilizer
26 implement, designed for both on and off road use, equipped with

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

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

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