

**SB0034**



**96TH GENERAL ASSEMBLY**

**State of Illinois**

**2009 and 2010**

**SB0034**

Introduced 1/30/2009, by Sen. Bill Brady

**SYNOPSIS AS INTRODUCED:**

|                  |                             |
|------------------|-----------------------------|
| 625 ILCS 5/3-803 | from Ch. 95 1/2, par. 3-803 |
| 625 ILCS 5/3-815 | from Ch. 95 1/2, par. 3-815 |
| 625 ILCS 5/3-819 | from Ch. 95 1/2, par. 3-819 |

Amends the Illinois Vehicle Code. Provides that registration plates for farm trucks and trailers may, at the vehicle owner's option, be issued for periods of 4 months, rather than one year. Provides that the Secretary of State shall provide by rule for the issuance and display of distinctive decals for each of the 4-month periods of the year. Provides that the owner of a truck or trailer registered under these provisions must affix the proper decal to the truck or trailer's registration plate in the manner prescribed by the Secretary. Effective January 1, 2010.

LRB096 02865 AJT 12879 b

FISCAL NOTE ACT  
MAY APPLY

**A BILL FOR**

1 AN ACT in relation to vehicles.

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 Sections 3-803, 3-815, and 3-819 as follows:

6 (625 ILCS 5/3-803) (from Ch. 95 1/2, par. 3-803)  
7 Sec. 3-803. Reductions.

8 (a) Reduction of fees and taxes prescribed in this Chapter  
9 shall be applicable only to vehicles newly-acquired by the  
10 owner after the beginning of a registration period or which  
11 become subject to registration after the beginning of a  
12 registration period as specified in this Act. The Secretary of  
13 State may deny a reduction as to any vehicle operated in this  
14 State without being properly and timely registered in Illinois  
15 under this Chapter, of a vehicle in violation of any provision  
16 of this Chapter, or upon detection of such violation by an  
17 audit, or upon determining that such vehicle was operated in  
18 Illinois before such violation. Bond or other security in the  
19 proper amount may be required by the Secretary of State while  
20 the matter is under investigation. Reductions shall be granted  
21 if a person becomes the owner after the dates specified or if a  
22 vehicle becomes subject to registration under this Act, as  
23 amended, after the dates specified.

1 (b) Vehicles of the First Division. The annual fees and  
2 taxes prescribed by Section 3-806 shall be reduced by 50% on  
3 and after June 15, except as provided in Sections 3-414 and  
4 3-802 of this Act.

5 (c) Vehicles of the Second Division. The annual fees and  
6 taxes prescribed by Sections 3-402, 3-402.1, 3-815 and 3-819  
7 and paid on a calendar year for such vehicles shall be reduced  
8 on a quarterly basis if the vehicle becomes subject to  
9 registration on and after March 31, June 30 or September 30.  
10 Where such fees and taxes are payable on a fiscal year basis,  
11 they shall be reduced on a quarterly basis on and after  
12 September 30, December 31 or March 31.

13 (d) Two-year Registrations. The fees and taxes prescribed  
14 by Section 3-808 for 2-year registrations shall not be reduced  
15 in any event. However, the fees and taxes prescribed for all  
16 other 2-year registrations by this Act, shall be reduced as  
17 follows:

18 By 25% on and after June 15;

19 By 50% on and after December 15;

20 By 75% on and after the next ensuing June 15.

21 (e) The registration fees and taxes imposed upon certain  
22 vehicles shall not be reduced by any amount in any event in the  
23 following instances:

24 Permits under Sections 3-403 and 3-811;

25 Municipal Buses under Section 3-807;

26 Governmental or charitable vehicles under Section 3-808;

1 Farm Machinery under Section 3-809;  
2 Soil and conservation equipment under Section 3-809.1;  
3 Special Plates under Section 3-810;  
4 Permanently mounted equipment under Section 3-812;  
5 Registration fee under Section 3-813;  
6 Semitrailer fees under Section 3-814;  
7 ~~Farm trucks under Section 3-815;~~  
8 Mileage weight tax option under Section 3-818;  
9 ~~Farm trailers under Section 3-819;~~  
10 Duplicate plates under Section 3-820;  
11 Fees under Section 3-821;  
12 Search Fees under Section 3-823.

13 (f) The reductions provided for shall not apply to any  
14 vehicle of the first or second division registered by the same  
15 applicant in the prior registration year.

16 The changes to this Section made by Public Act 84-210 take  
17 effect with the 1986 Calendar Registration Year.

18 (g) Reductions shall in no event result in payment of a fee  
19 or tax less than \$6, and the Secretary of State shall  
20 promulgate schedules of fees reflecting applicable reductions.  
21 Where any reduced amount is not stated in full dollars, the  
22 Secretary of State may adjust the amount due to the nearest  
23 full dollar amount.

24 (h) The reductions provided for in subsections (a) through  
25 (g) of this Section shall not apply to those vehicles of the  
26 first or second division registered on a staggered registration

1 basis.

2 (i) A vehicle which becomes subject to registration during  
 3 the last month of the current registration year is exempt from  
 4 any applicable reduced fourth quarter or second semiannual  
 5 registration fee, and may register for the subsequent  
 6 registration year as its initial registration. This subsection  
 7 does not include those apportioned and prorated fees under  
 8 Sections 3-402 and 3-402.1 of this Code.

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

10 (625 ILCS 5/3-815) (from Ch. 95 1/2, par. 3-815)

11 Sec. 3-815. Flat weight tax; vehicles of the second  
 12 division.

13 (a) Except as provided in Section 3-806.3, every owner of a  
 14 vehicle of the second division registered under Section 3-813,  
 15 and not registered under the mileage weight tax under Section  
 16 3-818, shall pay to the Secretary of State, for each  
 17 registration year, for the use of the public highways, a flat  
 18 weight tax at the rates set forth in the following table, the  
 19 rates including the \$10 registration fee:

20 SCHEDULE OF FLAT WEIGHT TAX

21 REQUIRED BY LAW

|    |                      |             |
|----|----------------------|-------------|
| 22 | Gross Weight in Lbs. | Total Fees  |
| 23 | Including Vehicle    | each Fiscal |
| 24 | and Maximum          | year        |
| 25 | Load                 | Class       |

|    |                            |   |       |
|----|----------------------------|---|-------|
| 1  | 8,000 lbs. and less        | B | \$78  |
| 2  | 8,001 lbs. to 12,000 lbs.  | D | 138   |
| 3  | 12,001 lbs. to 16,000 lbs. | F | 242   |
| 4  | 16,001 lbs. to 26,000 lbs. | H | 490   |
| 5  | 26,001 lbs. to 28,000 lbs. | J | 630   |
| 6  | 28,001 lbs. to 32,000 lbs. | K | 842   |
| 7  | 32,001 lbs. to 36,000 lbs. | L | 982   |
| 8  | 36,001 lbs. to 40,000 lbs. | N | 1,202 |
| 9  | 40,001 lbs. to 45,000 lbs. | P | 1,390 |
| 10 | 45,001 lbs. to 50,000 lbs. | Q | 1,538 |
| 11 | 50,001 lbs. to 54,999 lbs. | R | 1,698 |
| 12 | 55,000 lbs. to 59,500 lbs. | S | 1,830 |
| 13 | 59,501 lbs. to 64,000 lbs. | T | 1,970 |
| 14 | 64,001 lbs. to 73,280 lbs. | V | 2,294 |
| 15 | 73,281 lbs. to 77,000 lbs. | X | 2,622 |
| 16 | 77,001 lbs. to 80,000 lbs. | Z | 2,790 |

17 (a-1) A Special Hauling Vehicle is a vehicle or combination  
18 of vehicles of the second division registered under Section  
19 3-813 transporting asphalt or concrete in the plastic state or  
20 a vehicle or combination of vehicles that are subject to the  
21 gross weight limitations in subsection (b) of Section 15-111  
22 for which the owner of the vehicle or combination of vehicles  
23 has elected to pay, in addition to the registration fee in  
24 subsection (a), \$125 to the Secretary of State for each  
25 registration year. The Secretary shall designate this class of  
26 vehicle as a Special Hauling Vehicle.

1 (b) Except as provided in Section 3-806.3, every camping  
 2 trailer, motor home, mini motor home, travel trailer, truck  
 3 camper or van camper used primarily for recreational purposes,  
 4 and not used commercially, nor for hire, nor owned by a  
 5 commercial business, may be registered for each registration  
 6 year upon the filing of a proper application and the payment of  
 7 a registration fee and highway use tax, according to the  
 8 following table of fees:

9 MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER

| 10 Gross Weight in Lbs.     | Total Fees    |
|-----------------------------|---------------|
| 11 Including Vehicle and    | Each          |
| 12 Maximum Load             | Calendar Year |
| 13 8,000 lbs and less       | \$78          |
| 14 8,001 Lbs. to 10,000 Lbs | 90            |
| 15 10,001 Lbs. and Over     | 102           |

16 CAMPING TRAILER OR TRAVEL TRAILER

| 17 Gross Weight in Lbs.      | Total Fees    |
|------------------------------|---------------|
| 18 Including Vehicle and     | Each          |
| 19 Maximum Load              | Calendar Year |
| 20 3,000 Lbs. and Less       | \$18          |
| 21 3,001 Lbs. to 8,000 Lbs.  | 30            |
| 22 8,001 Lbs. to 10,000 Lbs. | 38            |
| 23 10,001 Lbs. and Over      | 50            |

24 Every house trailer must be registered under Section 3-819.

25 (c) Farm Truck. Any truck used exclusively for the owner's  
 26 own agricultural, horticultural or livestock raising

1 operations and not-for-hire only, or any truck used only in the  
 2 transportation for-hire of seasonal, fresh, perishable fruit  
 3 or vegetables from farm to the point of first processing, may  
 4 be registered by the owner under this paragraph in lieu of  
 5 registration under paragraph (a), upon filing of a proper  
 6 application and the payment of the \$10 registration fee and the  
 7 highway use tax herein specified as follows:

8 SCHEDULE OF FEES AND TAXES

| 9 Gross Weight in Lbs.   |       | Total Amount for |
|--------------------------|-------|------------------|
| 10 Including Truck and   |       | each             |
| 11 Maximum Load          | Class | Fiscal Year      |
| 12 16,000 lbs. or less   | VF    | \$150            |
| 13 16,001 to 20,000 lbs. | VG    | 226              |
| 14 20,001 to 24,000 lbs. | VH    | 290              |
| 15 24,001 to 28,000 lbs. | VJ    | 378              |
| 16 28,001 to 32,000 lbs. | VK    | 506              |
| 17 32,001 to 36,000 lbs. | VL    | 610              |
| 18 36,001 to 45,000 lbs. | VP    | 810              |
| 19 45,001 to 54,999 lbs. | VR    | 1,026            |
| 20 55,000 to 64,000 lbs. | VT    | 1,202            |
| 21 64,001 to 73,280 lbs. | VV    | 1,290            |
| 22 73,281 to 77,000 lbs. | VX    | 1,350            |
| 23 77,001 to 80,000 lbs. | VZ    | 1,490            |

24 In the event the Secretary of State revokes a farm truck  
 25 registration as authorized by law, the owner shall pay the flat  
 26 weight tax due hereunder before operating such truck.



1 Any combination of vehicles having 5 axles, with a distance  
2 of 42 feet or less between extreme axles, that are subject to  
3 the weight limitations in subsection (a) and (b) of Section  
4 15-111 for which the owner of the combination of vehicles has  
5 elected to pay, in addition to the registration fee in  
6 subsection (c), \$125 to the Secretary of State for each  
7 registration year shall be designated by the Secretary as a  
8 Special Hauling Vehicle.

9 (c-1) A farm truck eligible for yearly registration under  
10 subsection (c) may, at the owner's option, instead be  
11 registered under this subsection (c-1) for a period of 4  
12 months, at a cost of one-third of the applicable yearly  
13 registration fee. The Secretary shall provide by rule for the  
14 issuance and display of distinctive decals for each of the  
15 4-month periods of the year: July through October, November  
16 through February and March through June. The owner of a truck  
17 registered under this subsection (c-1) must affix to the  
18 truck's rear registration plate, in the manner prescribed by  
19 the Secretary, the proper decal for the 4-month period during  
20 which the vehicle is operated. A farm truck registered under  
21 this subsection (c-1) may not be registered for more than 2  
22 4-month periods in a registration year.

23 (d) The number of axles necessary to carry the maximum load  
24 provided shall be determined from Chapter 15 of this Code.

25 (e) An owner may only apply for and receive 5 farm truck  
26 registrations, and only 2 of those 5 vehicles shall exceed

1 59,500 gross weight in pounds per vehicle.

2 (f) Every person convicted of violating this Section by  
3 failure to pay the appropriate flat weight tax to the Secretary  
4 of State as set forth in the above tables shall be punished as  
5 provided for in Section 3-401.

6 (Source: P.A. 91-37, eff. 7-1-99.)

7 (625 ILCS 5/3-819) (from Ch. 95 1/2, par. 3-819)

8 Sec. 3-819. Trailer; Flat weight tax.

9 (a) Farm Trailer. Any farm trailer drawn by a motor vehicle  
10 of the second division registered under paragraph (a) or (c) of  
11 Section 3-815 and used exclusively by the owner for his own  
12 agricultural, horticultural or livestock raising operations  
13 and not used for hire, or any farm trailer utilized only in the  
14 transportation for-hire of seasonal, fresh, perishable fruit  
15 or vegetables from farm to the point of first processing, and  
16 any trailer used with a farm tractor that is not an implement  
17 of husbandry may be registered under this paragraph in lieu of  
18 registration under paragraph (b) of this Section upon the  
19 filing of a proper application and the payment of the \$10  
20 registration fee and the highway use tax herein for use of the  
21 public highways of this State, at the following rates which  
22 include the \$10 registration fee:

23 SCHEDULE OF FEES AND TAXES

| 24 Gross Weight in Lbs. | Class | Total Amount |
|-------------------------|-------|--------------|
| 25 Including Vehicle    |       | each         |

|   | and Maximum Load      |     | Fiscal Year |
|---|-----------------------|-----|-------------|
| 1 |                       |     |             |
| 2 | 10,000 lbs. or less   | VDD | \$60        |
| 3 | 10,001 to 14,000 lbs. | VDE | 106         |
| 4 | 14,001 to 20,000 lbs. | VDG | 166         |
| 5 | 20,001 to 28,000 lbs. | VDJ | 378         |
| 6 | 28,001 to 36,000 lbs. | VDL | 650         |

7       An owner may only apply for and receive two farm trailer  
8 registrations.

9       (a-1) A farm trailer eligible for yearly registration under  
10 subsection (a) may, at the owner's option, instead be  
11 registered under this subsection (a-1) for a period of 4  
12 months, at a cost of one-third of the applicable yearly  
13 registration fee. The Secretary shall provide by rule for the  
14 issuance and display of distinctive decals for each of the  
15 4-month periods of the year: July through October, November  
16 through February and March through June. The owner of a trailer  
17 registered under this subsection (a-1) must affix to the  
18 trailer's registration plate, in the manner prescribed by the  
19 Secretary, the proper decal for the 4-month period during which  
20 the trailer is used. A farm trailer registered under this  
21 subsection (a-1) may not be registered for more than 2 4-month  
22 periods in a registration year.

23       (b) All other owners of trailers, other than apportionable  
24 trailers registered under Section 3-402.1 of this Code, used  
25 with a motor vehicle on the public highways, shall pay to the  
26 Secretary of State for each registration year a flat weight

1 tax, for the use of the public highways of this State, at the  
 2 following rates (which includes the registration fee of \$10  
 3 required by Section 3-813):

4 SCHEDULE OF TRAILER FLAT

5 WEIGHT TAX REQUIRED

6 BY LAW

| 7 Gross Weight in Lbs.                             |       | Total Fees  |
|--|-------|-------------|
| 8 Including Vehicle and                            |       | each        |
| 9 Maximum Load                                     | Class | Fiscal Year |
| 10 3,000 lbs. and less                             | TA    | \$18        |
| 11 5,000 lbs. and more than 3,000                  | TB    | 54          |
| 12 8,000 lbs. and more than 5,000                  | TC    | 58          |
| 13 10,000 lbs. and more than 8,000                 | TD    | 106         |
| 14 14,000 lbs. and more than 10,000                | TE    | 170         |
| 15 20,000 lbs. and <del>and</del> more than 14,000 | TG    | 258         |
| 16 32,000 lbs. and more than 20,000                | TK    | 722         |
| 17 36,000 lbs. and more than 32,000                | TL    | 1,082       |
| 18 40,000 lbs. and more than 36,000                | TN    | 1,502       |

19 (c) The number of axles necessary to carry the maximum load  
 20 provided shall be determined from Chapter 15 of this Code.

21 (Source: P.A. 91-37, eff. 7-1-99.)

22 Section 99. Effective date. This Act takes effect January  
 23 1, 2010.