



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3246

Introduced 2/24/2011, by Rep. Norine Hammond - Chad Hays -
Richard Morthland - Jerry L. Mitchell

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, 2012.

LRB097 06610 HEP 46695 b

FISCAL NOTE ACT
MAY APPLY

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 | \$98 |
| 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 Beginning with the 2010 registration year a \$1 surcharge
18 shall be collected for vehicles registered in the 8,000 lbs.
19 and less flat weight plate category above to be deposited into
20 the State Police Vehicle Fund.

21 All of the proceeds of the additional fees imposed by this
22 amendatory Act of the 96th General Assembly shall be deposited
23 into the Capital Projects Fund.

24 (a-1) A Special Hauling Vehicle is a vehicle or combination
25 of vehicles of the second division registered under Section
26 3-813 transporting asphalt or concrete in the plastic state or

1 a vehicle or combination of vehicles that are subject to the
 2 gross weight limitations in subsection (b) of Section 15-111
 3 for which the owner of the vehicle or combination of vehicles
 4 has elected to pay, in addition to the registration fee in
 5 subsection (a), \$125 to the Secretary of State for each
 6 registration year. The Secretary shall designate this class of
 7 vehicle as a Special Hauling Vehicle.

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

| 16 MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER | |
|--|---------------|
| 17 Gross Weight in Lbs. | Total Fees |
| 18 Including Vehicle and | Each |
| 19 Maximum Load | Calendar Year |
| 20 8,000 lbs and less | \$78 |
| 21 8,001 Lbs. to 10,000 Lbs | 90 |
| 22 10,001 Lbs. and Over | 102 |
| 23 CAMPING TRAILER OR TRAVEL TRAILER | |
| 24 Gross Weight in Lbs. | Total Fees |
| 25 Including Vehicle and | Each |
| 26 Maximum Load | Calendar Year |

| | | |
|---|---------------------------|------|
| 1 | 3,000 Lbs. and Less | \$18 |
| 2 | 3,001 Lbs. to 8,000 Lbs. | 30 |
| 3 | 8,001 Lbs. to 10,000 Lbs. | 38 |
| 4 | 10,001 Lbs. and Over | 50 |

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

6 (c) Farm Truck. Any truck used exclusively for the owner's
 7 own agricultural, horticultural or livestock raising
 8 operations and not-for-hire only, or any truck used only in the
 9 transportation for-hire of seasonal, fresh, perishable fruit
 10 or vegetables from farm to the point of first processing, may
 11 be registered by the owner under this paragraph in lieu of
 12 registration under paragraph (a), upon filing of a proper
 13 application and the payment of the \$10 registration fee and the
 14 highway use tax herein specified as follows:

15 SCHEDULE OF FEES AND TAXES

| 16 | Gross Weight in Lbs. | | Total Amount for |
|----|-----------------------|-------|------------------|
| 17 | Including Truck and | | each |
| 18 | Maximum Load | Class | Fiscal Year |
| 19 | 16,000 lbs. or less | VF | \$150 |
| 20 | 16,001 to 20,000 lbs. | VG | 226 |
| 21 | 20,001 to 24,000 lbs. | VH | 290 |
| 22 | 24,001 to 28,000 lbs. | VJ | 378 |
| 23 | 28,001 to 32,000 lbs. | VK | 506 |
| 24 | 32,001 to 36,000 lbs. | VL | 610 |
| 25 | 36,001 to 45,000 lbs. | VP | 810 |
| 26 | 45,001 to 54,999 lbs. | VR | 1,026 |

| | | | |
|---|-----------------------|----|-------|
| 1 | 55,000 to 64,000 lbs. | VT | 1,202 |
| 2 | 64,001 to 73,280 lbs. | VV | 1,290 |
| 3 | 73,281 to 77,000 lbs. | VX | 1,350 |
| 4 | 77,001 to 80,000 lbs. | VZ | 1,490 |

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

8 Any combination of vehicles having 5 axles, with a distance
9 of 42 feet or less between extreme axles, that are subject to
10 the weight limitations in subsection (a) and (b) of Section
11 15-111 for which the owner of the combination of vehicles has
12 elected to pay, in addition to the registration fee in
13 subsection (c), \$125 to the Secretary of State for each
14 registration year shall be designated by the Secretary as a
15 Special Hauling Vehicle.

16 (c-1) A farm truck eligible for yearly registration under
17 subsection (c) may, at the owner's option, instead be
18 registered under this subsection (c-1) for a period of 4
19 months, at a cost of one-third of the applicable yearly
20 registration fee. The Secretary shall provide by rule for the
21 issuance and display of distinctive decals for each of the
22 4-month periods of the year: July through October, November
23 through February and March through June. The owner of a truck
24 registered under this subsection (c-1) must affix to the
25 truck's rear registration plate, in the manner prescribed by
26 the Secretary, the proper decal for the 4-month period during

1 which the vehicle is operated. A farm truck registered under
2 this subsection (c-1) may not be registered for more than 2
3 4-month periods in a registration year.

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

6 (e) An owner may only apply for and receive 5 farm truck
7 registrations, and only 2 of those 5 vehicles shall exceed
8 59,500 gross weight in pounds per vehicle.

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

13 (Source: P.A. 95-1009, eff. 12-15-08; 96-34, eff. 7-13-09.)

14 (625 ILCS 5/3-819) (from Ch. 95 1/2, par. 3-819)

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

16 (a) Farm Trailer. Any farm trailer drawn by a motor vehicle
17 of the second division registered under paragraph (a) or (c) of
18 Section 3-815 and used exclusively by the owner for his own
19 agricultural, horticultural or livestock raising operations
20 and not used for hire, or any farm trailer utilized only in the
21 transportation for-hire of seasonal, fresh, perishable fruit
22 or vegetables from farm to the point of first processing, and
23 any trailer used with a farm tractor that is not an implement
24 of husbandry may be registered under this paragraph in lieu of
25 registration under paragraph (b) of this Section upon the

1 filing of a proper application and the payment of the \$10
 2 registration fee and the highway use tax herein for use of the
 3 public highways of this State, at the following rates which
 4 include the \$10 registration fee:

5 SCHEDULE OF FEES AND TAXES

| 6 Gross Weight in Lbs. | 7 Class | 8 Total Amount |
|--------------------------|---------|----------------|
| 9 Including Vehicle | | each |
| 10 and Maximum Load | | Fiscal Year |
| 11 10,000 lbs. or less | VDD | \$60 |
| 12 10,001 to 14,000 lbs. | VDE | 106 |
| 13 14,001 to 20,000 lbs. | VDG | 166 |
| 14 20,001 to 28,000 lbs. | VDJ | 378 |
| 15 28,001 to 36,000 lbs. | VDL | 650 |

16 An owner may only apply for and receive two farm trailer
 17 registrations.

18 (a-1) A farm trailer eligible for yearly registration under
 19 subsection (a) may, at the owner's option, instead be
 20 registered under this subsection (a-1) for a period of 4
 21 months, at a cost of one-third of the applicable yearly
 22 registration fee. The Secretary shall provide by rule for the
 23 issuance and display of distinctive decals for each of the
 24 4-month periods of the year: July through October, November
 25 through February and March through June. The owner of a trailer
 26 registered under this subsection (a-1) must affix to the
trailer's registration plate, in the manner prescribed by the
Secretary, the proper decal for the 4-month period during which

1 the trailer is used. A farm trailer registered under this
 2 subsection (a-1) may not be registered for more than 2 4-month
 3 periods in a registration year.

4 (b) All other owners of trailers, other than apportionable
 5 trailers registered under Section 3-402.1 of this Code, used
 6 with a motor vehicle on the public highways, shall pay to the
 7 Secretary of State for each registration year a flat weight
 8 tax, for the use of the public highways of this State, at the
 9 following rates (which includes the registration fee of \$10
 10 required by Section 3-813):

11 SCHEDULE OF TRAILER FLAT

12 WEIGHT TAX REQUIRED

13 BY LAW

| 14 Gross Weight in Lbs. | Total Fees |
|-------------------------------------|-------------------|
| 15 Including Vehicle and | each |
| 16 Maximum Load | Class Fiscal Year |
| 17 3,000 lbs. and less | TA \$18 |
| 18 5,000 lbs. and more than 3,000 | TB 54 |
| 19 8,000 lbs. and more than 5,000 | TC 58 |
| 20 10,000 lbs. and more than 8,000 | TD 106 |
| 21 14,000 lbs. and more than 10,000 | TE 170 |
| 22 20,000 lbs. and more than 14,000 | TG 258 |
| 23 32,000 lbs. and more than 20,000 | TK 722 |
| 24 36,000 lbs. and more than 32,000 | TL 1,082 |
| 25 40,000 lbs. and more than 36,000 | TN 1,502 |

26 (c) The number of axles necessary to carry the maximum load

1 provided shall be determined from Chapter 15 of this Code.

2 (Source: P.A. 96-328, eff. 8-11-09.)

3 Section 99. Effective date. This Act takes effect January
4 1, 2012.