



Rep. Robert Rita

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1 AMENDMENT TO SENATE BILL 1828

2 AMENDMENT NO. _____. Amend Senate Bill 1828 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Finance Act is amended by changing
5 Sections 5.270, and 6z-23 as follows:

6 (30 ILCS 105/5.270) (from Ch. 127, par. 141.270)

7 Sec. 5.270. The CDLIS/AAMVAnet/NMVTIS Trust Fund
8 (Commercial Driver's License Information System/American
9 Association of Motor Vehicle Administrators network/National
10 Motor Vehicle Title Information Service Trust Fund).

11 (Source: P.A. 86-845; 86-1028.)

12 (30 ILCS 105/6z-23) (from Ch. 127, par. 142z-23)

13 Sec. 6z-23. All monies received by the Secretary of State
14 pursuant to paragraph (f) of Section 2-119 or subsection (b) of
15 Section 3-113 of the Illinois Vehicle Code shall be deposited

1 in the CDLIS/AAMVAnet/NMVTIS Trust Fund. The money in this Fund
2 shall only be used by the Secretary of State to pay for (1) the
3 enrollment of commercial drivers into the Commercial Driver
4 License Information System (CDLIS), (2) network charges
5 assessed Illinois by AAMVAnet, Inc., for motor vehicle and
6 driver records data and information, ~~and~~ (3) expenses (limited
7 to equipment, maintenance, and software) related to the testing
8 of applicants for commercial driver's licenses, and (4)
9 expenses related to participation in the National Motor Vehicle
10 Title Information Service.

11 (Source: P.A. 91-537, eff. 8-13-99; 91-679, eff. 1-26-00.);
12 and

13 Section 10. The Illinois Vehicle Code is amended by
14 changing Sections 2-119, 3-113, 5-803, and 6-118 as follows:

15 (625 ILCS 5/2-119) (from Ch. 95 1/2, par. 2-119)

16 Sec. 2-119. Disposition of fees and taxes.

17 (a) All moneys received from Salvage Certificates shall be
18 deposited in the Common School Fund in the State Treasury.

19 (b) Beginning January 1, 1990 and concluding December 31,
20 1994, of the money collected for each certificate of title,
21 duplicate certificate of title and corrected certificate of
22 title, \$0.50 shall be deposited into the Used Tire Management
23 Fund. Beginning January 1, 1990 and concluding December 31,
24 1994, of the money collected for each certificate of title,

1 duplicate certificate of title and corrected certificate of
2 title, \$1.50 shall be deposited in the Park and Conservation
3 Fund.

4 Beginning January 1, 1995, of the money collected for each
5 certificate of title, duplicate certificate of title and
6 corrected certificate of title, \$3.25 shall be deposited in the
7 Park and Conservation Fund. The moneys deposited in the Park
8 and Conservation Fund pursuant to this Section shall be used
9 for the acquisition and development of bike paths as provided
10 for in Section 805-420 of the Department of Natural Resources
11 (Conservation) Law (20 ILCS 805/805-420). The monies deposited
12 into the Park and Conservation Fund under this subsection shall
13 not be subject to administrative charges or chargebacks unless
14 otherwise authorized by this Act.

15 Beginning January 1, 2000, of the moneys collected for each
16 certificate of title, duplicate certificate of title, and
17 corrected certificate of title, \$48 shall be deposited into the
18 Road Fund and \$4 shall be deposited into the Motor Vehicle
19 License Plate Fund, except that if the balance in the Motor
20 Vehicle License Plate Fund exceeds \$40,000,000 on the last day
21 of a calendar month, then during the next calendar month the \$4
22 shall instead be deposited into the Road Fund.

23 Beginning January 1, 2005, of the moneys collected for each
24 delinquent vehicle registration renewal fee, \$20 shall be
25 deposited into the General Revenue Fund.

26 Except as otherwise provided in this Code, all remaining

1 moneys collected for certificates of title, and all moneys
2 collected for filing of security interests, shall be placed in
3 the General Revenue Fund in the State Treasury.

4 (c) All moneys collected for that portion of a driver's
5 license fee designated for driver education under Section 6-118
6 shall be placed in the Driver Education Fund in the State
7 Treasury.

8 (d) Beginning January 1, 1999, of the monies collected as a
9 registration fee for each motorcycle, motor driven cycle and
10 moped, 27% of each annual registration fee for such vehicle and
11 27% of each semiannual registration fee for such vehicle is
12 deposited in the Cycle Rider Safety Training Fund.

13 (e) Of the monies received by the Secretary of State as
14 registration fees or taxes or as payment of any other fee, as
15 provided in this Act, except fees received by the Secretary
16 under paragraph (7) of subsection (b) of Section 5-101 and
17 Section 5-109 of this Code, 37% shall be deposited into the
18 State Construction Fund.

19 (f) Of the total money collected for a CDL instruction
20 permit or original or renewal issuance of a commercial driver's
21 license (CDL) pursuant to the Uniform Commercial Driver's
22 License Act (UCDLA): (i) \$6 of the total fee for an original or
23 renewal CDL, and \$6 of the total CDL instruction permit fee
24 when such permit is issued to any person holding a valid
25 Illinois driver's license, shall be paid into the
26 CDLIS/AAMVAnet/NMVTIS Trust Fund (Commercial Driver's License

1 Information System/American Association of Motor Vehicle
2 Administrators network/National Motor Vehicle Title
3 Information Service Trust Fund) and shall be used for the
4 purposes provided in Section 6z-23 of the State Finance Act and
5 (ii) \$20 of the total fee for an original or renewal CDL or
6 commercial driver instruction permit shall be paid into the
7 Motor Carrier Safety Inspection Fund, which is hereby created
8 as a special fund in the State Treasury, to be used by the
9 Department of State Police, subject to appropriation, to hire
10 additional officers to conduct motor carrier safety
11 inspections pursuant to Chapter 18b of this Code.

12 (g) All remaining moneys received by the Secretary of State
13 as registration fees or taxes or as payment of any other fee,
14 as provided in this Act, except fees received by the Secretary
15 under paragraph (7) (A) of subsection (b) of Section 5-101 and
16 Section 5-109 of this Code, shall be deposited in the Road Fund
17 in the State Treasury. Moneys in the Road Fund shall be used
18 for the purposes provided in Section 8.3 of the State Finance
19 Act.

20 (h) (Blank).

21 (i) (Blank).

22 (j) (Blank).

23 (k) There is created in the State Treasury a special fund
24 to be known as the Secretary of State Special License Plate
25 Fund. Money deposited into the Fund shall, subject to
26 appropriation, be used by the Office of the Secretary of State

1 (i) to help defray plate manufacturing and plate processing
2 costs for the issuance and, when applicable, renewal of any new
3 or existing registration plates authorized under this Code and
4 (ii) for grants made by the Secretary of State to benefit
5 Illinois Veterans Home libraries.

6 On or before October 1, 1995, the Secretary of State shall
7 direct the State Comptroller and State Treasurer to transfer
8 any unexpended balance in the Special Environmental License
9 Plate Fund, the Special Korean War Veteran License Plate Fund,
10 and the Retired Congressional License Plate Fund to the
11 Secretary of State Special License Plate Fund.

12 (l) The Motor Vehicle Review Board Fund is created as a
13 special fund in the State Treasury. Moneys deposited into the
14 Fund under paragraph (7) of subsection (b) of Section 5-101 and
15 Section 5-109 shall, subject to appropriation, be used by the
16 Office of the Secretary of State to administer the Motor
17 Vehicle Review Board, including without limitation payment of
18 compensation and all necessary expenses incurred in
19 administering the Motor Vehicle Review Board under the Motor
20 Vehicle Franchise Act.

21 (m) Effective July 1, 1996, there is created in the State
22 Treasury a special fund to be known as the Family
23 Responsibility Fund. Moneys deposited into the Fund shall,
24 subject to appropriation, be used by the Office of the
25 Secretary of State for the purpose of enforcing the Family
26 Financial Responsibility Law.

1 (n) The Illinois Fire Fighters' Memorial Fund is created as
2 a special fund in the State Treasury. Moneys deposited into the
3 Fund shall, subject to appropriation, be used by the Office of
4 the State Fire Marshal for construction of the Illinois Fire
5 Fighters' Memorial to be located at the State Capitol grounds
6 in Springfield, Illinois. Upon the completion of the Memorial,
7 moneys in the Fund shall be used in accordance with Section
8 3-634.

9 (o) Of the money collected for each certificate of title
10 for all-terrain vehicles and off-highway motorcycles, \$17
11 shall be deposited into the Off-Highway Vehicle Trails Fund.

12 (p) For audits conducted on or after July 1, 2003 pursuant
13 to Section 2-124(d) of this Code, 50% of the money collected as
14 audit fees shall be deposited into the General Revenue Fund.

15 (Source: P.A. 96-554, eff. 1-1-10; 97-1136, eff. 1-1-13.)

16 (625 ILCS 5/3-113) (from Ch. 95 1/2, par. 3-113)

17 Sec. 3-113. Transfer to or from dealer; records.

18 (a) After a dealer buys a vehicle and holds it for resale,
19 the dealer must procure the certificate of title from the owner
20 or the lienholder. The dealer may hold the certificate until he
21 or she transfers the vehicle to another person. Upon
22 transferring the vehicle to another person, the dealer shall
23 promptly and within 20 days execute the assignment and warranty
24 of title by a dealer, showing the names and addresses of the
25 transferee and of any lienholder holding a security interest

1 created or reserved at the time of the resale, in the spaces
2 provided therefor on the certificate or as the Secretary of
3 State prescribes, and mail or deliver the certificate to the
4 Secretary of State with the transferee's application for a new
5 certificate, except as provided in Section 3-117.2. A dealer
6 has complied with this Section if the date of the mailing of
7 the certificate, as indicated by the postmark, is within 20
8 days of the date on which the vehicle was transferred to
9 another person.

10 (b) The Secretary of State may decline to process any
11 application for a transfer of an interest in a vehicle if any
12 fees or taxes due under this Code from the transferor or the
13 transferee have not been paid upon reasonable notice and
14 demand.

15 (c) Any person who violates this Section shall be guilty of
16 a petty offense.

17 (d) Beginning January 1, 2014, the Secretary of State is
18 authorized to impose a delinquent vehicle dealer transfer fee
19 of \$20 if the certificate of title is received by the Secretary
20 from the dealer 30 days but less than 60 days after the date of
21 sale. If the certificate of title is received by the Secretary
22 from the dealer 60 days but less than 90 days after the date of
23 sale, the delinquent dealer transfer fee shall be \$35. If the
24 certificate of title is received by the Secretary from the
25 dealer 90 days but less than 120 days after the date of sale,
26 the delinquent vehicle dealer transfer fee shall be \$65. If the

1 certificate of title is received by the Secretary from the
2 dealer 120 days or more after the date of the sale, the
3 delinquent vehicle dealer transfer fee shall be \$100. All
4 monies collected under this subsection shall be deposited into
5 the CDLIS/AAMVAnet/NMVTIS Trust Fund.

6 (Source: P.A. 94-239, eff. 1-1-06; 95-284, eff. 1-1-08.)

7 (625 ILCS 5/5-803)

8 Sec. 5-803. Administrative penalties. Instead of filing a
9 criminal complaint against a new or used vehicle dealer, or
10 against any other entity licensed by the Secretary under this
11 Code, a Secretary of State Police investigator may issue
12 administrative citations for violations of any of the
13 provisions of this Code Chapter or any administrative rule
14 adopted by the Secretary under this Code Chapter. A party
15 receiving a citation shall have the right to contest the
16 citation in proceedings before the Secretary of State
17 Department of Administrative Hearings. Penalties imposed by
18 issuance of an administrative citation shall not exceed \$50 per
19 violation. A penalty may not be imposed unless, during the
20 course of a single investigation or upon review of the party's
21 records, the party is found to have committed at least 3
22 separate violations of one or more of the provisions of this
23 Code or any administrative rule adopted by the Secretary under
24 this Code. Penalties paid as a result of the issuance of
25 administrative citations shall be deposited in the Secretary of

1 State Police Services Fund.

2 (Source: P.A. 97-838, eff. 7-20-12.)

3 (625 ILCS 5/6-118)

4 Sec. 6-118. Fees.

5 (a) The fee for licenses and permits under this Article is
6 as follows:

7 Original driver's license \$30

8 Original or renewal driver's license

9 issued to 18, 19 and 20 year olds 5

10 All driver's licenses for persons

11 age 69 through age 80 5

12 All driver's licenses for persons

13 age 81 through age 86 2

14 All driver's licenses for persons

15 age 87 or older 0

16 Renewal driver's license (except for

17 applicants ages 18, 19 and 20 or

18 age 69 and older) 30

19 Original instruction permit issued to

20 persons (except those age 69 and older)

21 who do not hold or have not previously

22 held an Illinois instruction permit or

23 driver's license 20

24 Instruction permit issued to any person

25 holding an Illinois driver's license

1 who wishes a change in classifications,
2 other than at the time of renewal 5
3 Any instruction permit issued to a person
4 age 69 and older 5
5 Instruction permit issued to any person,
6 under age 69, not currently holding a
7 valid Illinois driver's license or
8 instruction permit but who has
9 previously been issued either document
10 in Illinois 10
11 Restricted driving permit 8
12 Monitoring device driving permit 8
13 Duplicate or corrected driver's license
14 or permit 5
15 Duplicate or corrected restricted
16 driving permit 5
17 Duplicate or corrected monitoring
18 device driving permit 5
19 Duplicate driver's license or permit issued to
20 an active-duty member of the
21 United States Armed Forces,
22 the member's spouse, or
23 the dependent children living
24 with the member 0
25 Original or renewal M or L endorsement..... 5
26 SPECIAL FEES FOR COMMERCIAL DRIVER'S LICENSE

1 The fees for commercial driver licenses and permits
2 under Article V shall be as follows:

3 Commercial driver's license:

4 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund
5 (Commercial Driver's License Information
6 System/American Association of Motor Vehicle
7 Administrators network/National Motor Vehicle Title
8 Information Service Trust Fund);

9 \$20 for the Motor Carrier Safety Inspection Fund;

10 \$10 for the driver's license;

11 and \$24 for the CDL: \$60

12 Renewal commercial driver's license:

13 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund;

14 \$20 for the Motor Carrier Safety Inspection Fund;

15 \$10 for the driver's license; and

16 \$24 for the CDL: \$60

17 Commercial driver instruction permit

18 issued to any person holding a valid

19 Illinois driver's license for the

20 purpose of changing to a

21 CDL classification: \$6 for the

22 CDLIS/AAMVAnet/NMVTIS Trust Fund;

23 \$20 for the Motor Carrier

24 Safety Inspection Fund; and

25 \$24 for the CDL classification \$50

26 Commercial driver instruction permit

1 issued to any person holding a valid
2 Illinois CDL for the purpose of
3 making a change in a classification,
4 endorsement or restriction \$5
5 CDL duplicate or corrected license \$5

6 In order to ensure the proper implementation of the Uniform
7 Commercial Driver License Act, Article V of this Chapter, the
8 Secretary of State is empowered to pro-rate the \$24 fee for the
9 commercial driver's license proportionate to the expiration
10 date of the applicant's Illinois driver's license.

11 The fee for any duplicate license or permit shall be waived
12 for any person who presents the Secretary of State's office
13 with a police report showing that his license or permit was
14 stolen.

15 The fee for any duplicate license or permit shall be waived
16 for any person age 60 or older whose driver's license or permit
17 has been lost or stolen.

18 No additional fee shall be charged for a driver's license,
19 or for a commercial driver's license, when issued to the holder
20 of an instruction permit for the same classification or type of
21 license who becomes eligible for such license.

22 (b) Any person whose license or privilege to operate a
23 motor vehicle in this State has been suspended or revoked under
24 Section 3-707, any provision of Chapter 6, Chapter 11, or
25 Section 7-205, 7-303, or 7-702 of the Family Financial
26 Responsibility Law of this Code, shall in addition to any other

1 fees required by this Code, pay a reinstatement fee as follows:

2	Suspension under Section 3-707	\$100
3	Summary suspension under Section 11-501.1	\$250
4	Summary revocation under Section 11-501.1	\$500
5	Other suspension	\$70
6	Revocation	\$500

7 However, any person whose license or privilege to operate a
8 motor vehicle in this State has been suspended or revoked for a
9 second or subsequent time for a violation of Section 11-501 or
10 11-501.1 of this Code or a similar provision of a local
11 ordinance or a similar out-of-state offense or Section 9-3 of
12 the Criminal Code of 1961 or the Criminal Code of 2012 and each
13 suspension or revocation was for a violation of Section 11-501
14 or 11-501.1 of this Code or a similar provision of a local
15 ordinance or a similar out-of-state offense or Section 9-3 of
16 the Criminal Code of 1961 or the Criminal Code of 2012 shall
17 pay, in addition to any other fees required by this Code, a
18 reinstatement fee as follows:

19	Summary suspension under Section 11-501.1	\$500
20	Summary revocation under Section 11-501.1	\$500
21	Revocation	\$500

22 (c) All fees collected under the provisions of this Chapter
23 6 shall be paid into the Road Fund in the State Treasury except
24 as follows:

- 25 1. The following amounts shall be paid into the Driver
26 Education Fund:

1 (A) \$16 of the \$20 fee for an original driver's
2 instruction permit;

3 (B) \$5 of the \$30 fee for an original driver's
4 license;

5 (C) \$5 of the \$30 fee for a 4 year renewal driver's
6 license;

7 (D) \$4 of the \$8 fee for a restricted driving
8 permit; and

9 (E) \$4 of the \$8 fee for a monitoring device
10 driving permit.

11 2. \$30 of the \$250 fee for reinstatement of a license
12 summarily suspended under Section 11-501.1 shall be
13 deposited into the Drunk and Drugged Driving Prevention
14 Fund. However, for a person whose license or privilege to
15 operate a motor vehicle in this State has been suspended or
16 revoked for a second or subsequent time for a violation of
17 Section 11-501 or 11-501.1 of this Code or Section 9-3 of
18 the Criminal Code of 1961 or the Criminal Code of 2012,
19 \$190 of the \$500 fee for reinstatement of a license
20 summarily suspended under Section 11-501.1, and \$190 of the
21 \$500 fee for reinstatement of a revoked license shall be
22 deposited into the Drunk and Drugged Driving Prevention
23 Fund. \$190 of the \$500 fee for reinstatement of a license
24 summarily revoked pursuant to Section 11-501.1 shall be
25 deposited into the Drunk and Drugged Driving Prevention
26 Fund.

1 3. \$6 of such original or renewal fee for a commercial
2 driver's license and \$6 of the commercial driver
3 instruction permit fee when such permit is issued to any
4 person holding a valid Illinois driver's license, shall be
5 paid into the CDLIS/AAMVAnet/NMVTIS Trust Fund.

6 4. \$30 of the \$70 fee for reinstatement of a license
7 suspended under the Family Financial Responsibility Law
8 shall be paid into the Family Responsibility Fund.

9 5. The \$5 fee for each original or renewal M or L
10 endorsement shall be deposited into the Cycle Rider Safety
11 Training Fund.

12 6. \$20 of any original or renewal fee for a commercial
13 driver's license or commercial driver instruction permit
14 shall be paid into the Motor Carrier Safety Inspection
15 Fund.

16 7. The following amounts shall be paid into the General
17 Revenue Fund:

18 (A) \$190 of the \$250 reinstatement fee for a
19 summary suspension under Section 11-501.1;

20 (B) \$40 of the \$70 reinstatement fee for any other
21 suspension provided in subsection (b) of this Section;
22 and

23 (C) \$440 of the \$500 reinstatement fee for a first
24 offense revocation and \$310 of the \$500 reinstatement
25 fee for a second or subsequent revocation.

26 (d) All of the proceeds of the additional fees imposed by

1 this amendatory Act of the 96th General Assembly shall be
2 deposited into the Capital Projects Fund.

3 (e) The additional fees imposed by this amendatory Act of
4 the 96th General Assembly shall become effective 90 days after
5 becoming law.

6 (f) As used in this Section, "active-duty member of the
7 United States Armed Forces" means a member of the Armed
8 Services or Reserve Forces of the United States or a member of
9 the Illinois National Guard who is called to active duty
10 pursuant to an executive order of the President of the United
11 States, an act of the Congress of the United States, or an
12 order of the Governor.

13 (Source: P.A. 96-34, eff. 7-13-09; 96-38, eff. 7-13-09;
14 96-1231, eff. 7-23-10; 96-1344, eff. 7-1-11; 97-333, eff.
15 8-12-11; 97-1150, eff. 1-25-13.)

16 Section 99. Effective date. This Act takes effect January
17 1, 2014."