



Rep. John D'Amico

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1 AMENDMENT TO HOUSE BILL 1081

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1081 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Purpose. The General Assembly recognizes the  
5 desire of many commendable civic organizations and causes to be  
6 acknowledged by a special license plate and further recognizes  
7 that the issuance of special license plates may raise funds  
8 that will benefit these organizations and causes. However, the  
9 General Assembly also recognizes that the proliferation of  
10 special license plates in Illinois creates a significant  
11 challenge to law enforcement officials who are required to be  
12 familiar with, recognize, read, and record information from  
13 more than 100 types of special license plates now being issued  
14 in Illinois. To address this situation, the purpose of this  
15 amendatory Act of the 99th General Assembly is to authorize the  
16 issuance of Universal special license plates.

1 Section 5. The Illinois Vehicle Code is amended by changing  
2 Section 3-600 and by adding Section 3-699.14 as follows:

3 (625 ILCS 5/3-600) (from Ch. 95 1/2, par. 3-600)

4 Sec. 3-600. Requirements for issuance of special plates.

5 (a) The Secretary of State shall issue only special plates  
6 that have been authorized by the General Assembly. Except as  
7 provided in subsection (a-5), the ~~The~~ Secretary of State shall  
8 not issue a series of special plates, or Universal special  
9 plates associated with an organization authorized to issue  
10 decals for Universal special plates, unless applications, as  
11 prescribed by the Secretary, have been received for 2,000  
12 ~~10,000~~ plates of that series; ~~except that the Secretary of~~  
13 ~~State may prescribe some other required number of applications~~  
14 ~~if that number is sufficient to pay for the total cost of~~  
15 ~~designing, manufacturing and issuing the special license~~  
16 ~~plate.~~ Where a special plate is authorized by law to raise  
17 funds for a specific civic group, charitable entity, or other  
18 identified organization, or when the civic group, charitable  
19 entity, or organization is authorized to issue decals for  
20 Universal special license plates, and where the Secretary of  
21 State has not received the required number of applications to  
22 issue that special plate within 2 years of the effective date  
23 of the Public Act authorizing the special plate or decal, the  
24 Secretary of State's authority to issue the special plate or a  
25 Universal special plate associated with that decal is

1 nullified. All applications for special plates shall be on a  
2 form designated by the Secretary and shall be accompanied by  
3 any civic group's, charitable entity's, or other identified  
4 fundraising organization's portion of the additional fee  
5 associated with that plate or decal. All fees collected under  
6 this Section are non-refundable and shall be deposited in the  
7 special fund as designated in the enabling legislation,  
8 regardless of whether the plate or decal is produced. Upon the  
9 adoption of this amendatory Act of the 99th General Assembly,  
10 no further special license plates shall be authorized by the  
11 General Assembly unless that special license plate is  
12 authorized under subsection (a-5) of this Section.

13 (a-5) If the General Assembly authorizes the issuance of a  
14 special plate that recognizes the applicant's military service  
15 or receipt of a military medal or award, the Secretary may  
16 immediately begin issuing that special plate.

17 (b) The Secretary of State, upon issuing a new series of  
18 special license plates, shall notify all law enforcement  
19 officials of the design, color and other special features of  
20 the special license plate series.

21 (c) This Section shall not apply to the Secretary of  
22 State's discretion as established in Section 3-611.

23 (d) If a law authorizing a special license plate provides  
24 that the sponsoring organization is to designate a charitable  
25 entity as the recipient of the funds from the sale of that  
26 license plate, the designated charitable entity must be in

1 compliance with the registration and reporting requirements of  
2 the Charitable Trust Act and the Solicitation for Charity Act.  
3 In addition, the charitable entity must annually provide the  
4 Secretary of State's office a letter of compliance issued by  
5 the Illinois Attorney General's office verifying the entity is  
6 in compliance with the Acts.

7 In the case of a law in effect before the effective date of  
8 this amendatory Act of the 97th General Assembly, the name of  
9 the charitable entity which is to receive the funds shall be  
10 provided to the Secretary of State within one year after the  
11 effective date of this amendatory Act of the 97th General  
12 Assembly. In the case of a law that takes effect on or after  
13 the effective date of this amendatory Act of the 97th General  
14 Assembly, the name of the charitable entity which is to receive  
15 the funds shall be provided to the Secretary of State within  
16 one year after the law takes effect. If the organization fails  
17 to designate an appropriate charitable entity within the  
18 one-year period, or if the designated charitable entity fails  
19 to annually provide the Secretary of State a letter of  
20 compliance issued by the Illinois Attorney General's office,  
21 any funds collected from the sale of plates authorized for that  
22 organization and not previously disbursed shall be transferred  
23 to the General Revenue Fund, and the special plates shall be  
24 discontinued.

25 (e) If fewer than 1,000 sets of any special license plate  
26 authorized by law and issued by the Secretary of State are

1 actively registered for 2 consecutive calendar years, the  
2 Secretary of State may discontinue the issuance of that special  
3 license plate or require that special license plate to be  
4 exchanged for Universal special plates with appropriate  
5 decals.

6 (f) Where special license plates have been discontinued  
7 pursuant to subsection (d) or (e) of this Section, or when the  
8 special license plates are required to be exchanged for  
9 Universal special plates under subsection (e) of this Section,  
10 all previously issued plates of that type shall be recalled.  
11 Owners of vehicles which were registered with recalled plates  
12 shall not be charged a reclassification or registration sticker  
13 replacement plate fee upon the issuance of new plates for those  
14 vehicles.

15 (g) Any special plate that is authorized to be issued for  
16 motorcycles may also be issued for autocycles.

17 (Source: P.A. 97-409, eff. 1-1-12; 98-777, eff. 1-1-15.)

18 (625 ILCS 5/3-699.14 new)

19 Sec. 3-699.14. Universal special license plates.

20 (a) In addition to any other special license plate, the  
21 Secretary, upon receipt of all applicable fees and applications  
22 made in the form prescribed by the Secretary, may issue  
23 Universal special license plates to residents of Illinois on  
24 behalf of organizations that have been authorized by the  
25 General Assembly to issue decals for Universal special license

1 plates. Appropriate documentation, as determined by the  
2 Secretary, shall accompany each application. Authorized  
3 organizations shall be designated by amendment to this Section.  
4 When applying for a Universal special license plate the  
5 applicant shall inform the Secretary of the name of the  
6 authorized organization from which the applicant will obtain a  
7 decal to place on the plate. The Secretary shall make a record  
8 of that organization and that organization shall remain  
9 affiliated with that plate until the plate is surrendered,  
10 revoked, or otherwise cancelled. The authorized organization  
11 may charge a fee to offset the cost of producing and  
12 distributing the decal, but that fee shall be retained by the  
13 authorized organization and shall be separate and distinct from  
14 any registration fees charged by the Secretary. No decal,  
15 sticker, or other material may be affixed to a Universal  
16 special license plate other than a decal authorized by the  
17 General Assembly in this Section or a registration renewal  
18 sticker. The special plates issued under this Section shall be  
19 affixed only to passenger vehicles of the first division,  
20 including motorcycles and autocycles, or motor vehicles of the  
21 second division weighing not more than 8,000 pounds. Plates  
22 issued under this Section shall expire according to the  
23 multi-year procedure under Section 3-414.1 of this Code.

24 (b) The design, color, and format of the Universal special  
25 license plate shall be wholly within the discretion of the  
26 Secretary. Universal special license plates are not required to

1 designate "Land of Lincoln", as prescribed in subsection (b) of  
2 Section 3-412 of this Code. The design shall allow for the  
3 application of a decal to the plate. Organizations authorized  
4 by the General Assembly to issue decals for Universal special  
5 license plates shall comply with rules adopted by the Secretary  
6 governing the requirements for and approval of Universal  
7 special license plate decals. The Secretary may, in his or her  
8 discretion, allow Universal special license plates to be issued  
9 as vanity or personalized plates in accordance with Section  
10 3-405.1 of this Code. The Secretary of State must make a  
11 version of the special registration plates authorized under  
12 this Section in a form appropriate for motorcycles and  
13 autocycles.

14 (c) When authorizing a Universal special license plate, the  
15 General Assembly shall set forth whether an additional fee is  
16 to be charged for the plate and, if a fee is to be charged, the  
17 amount of the fee and how the fee is to be distributed. When  
18 necessary, the authorizing language shall create a special fund  
19 in the State treasury into which fees may be deposited for an  
20 authorized Universal special license plate. Additional fees  
21 may only be charged if the fee is to be paid over to a State  
22 agency or to a charitable entity that is in compliance with the  
23 registration and reporting requirements of the Charitable  
24 Trust Act and the Solicitation for Charity Act. Any charitable  
25 entity receiving fees for the sale of Universal special license  
26 plates shall annually provide the Secretary of State a letter

1 of compliance issued by the Attorney General verifying that the  
2 entity is in compliance with the Charitable Trust Act and the  
3 Solicitation for Charity Act.

4 (d) Upon original issuance and for each registration  
5 renewal period, in addition to the appropriate registration  
6 fee, if applicable, the Secretary shall collect any additional  
7 fees, if required, for issuance of Universal special license  
8 plates. The fees shall be collected on behalf of the  
9 organization designated by the applicant when applying for the  
10 plate. All fees collected shall be transferred to the State  
11 agency on whose behalf the fees were collected, or paid into  
12 the special fund designated in the law authorizing the  
13 organization to issue decals for Universal special license  
14 plates. All money in the designated fund shall be distributed  
15 by the Secretary subject to appropriation by the General  
16 Assembly.

17 (625 ILCS 5/3-633 rep.)

18 Section 10. The Illinois Vehicle Code is amended by  
19 repealing Section 3-633.

20 Section 99. Effective date. This Act takes effect July 1,  
21 2016.".