



Rep. John D'Amico

Filed: 4/14/2015

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LRB099 04927 RJF 34067 a

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 autcycles, 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.".