

AN ACT concerning State government.

**Be it enacted by the People of the State of Illinois,  
represented in the General Assembly:**

Section 5. The Recreational Trails of Illinois Act is amended by changing Sections 26 and 34 as follows:

(20 ILCS 862/26)

Sec. 26. Operation of off-highway vehicles without an Off-Highway Vehicle Usage Stamp. Except as hereinafter provided, no person shall, on or after July 1, 2013, operate any off-highway vehicle within the State unless the off-highway vehicle has attached an Off-Highway Vehicle Usage Stamp purchased and displayed in accordance with the provisions of this Act. The Department shall adopt rules for the purchase of Off-Highway Vehicle Usage Stamps. The fee for an Off-Highway Vehicle Usage Stamp for a vehicle with an engine capacity of over 75 cubic centimeters shall be \$15 annually and shall expire the March 31st following the year displayed on the Off-Highway Vehicle Usage Stamp. The Department shall deposit \$5 from the sale of each Off-Highway Vehicle Usage Stamp for vehicles with an engine capacity of over 75 cubic centimeters into the Conservation Police Operations Assistance Fund. The Department shall deposit \$10 from the sale of each Off-Highway Vehicle Usage Stamp for vehicles with an engine capacity of

over 75 cubic centimeters into the Park and Conservation Fund. The fee for an Off-Highway Vehicle Usage Stamp for a vehicle with an engine capacity of 75 cubic centimeters or below shall be \$10 annually. The Department shall deposit \$5 from the sale of each Off-Highway Vehicle Usage Stamp for vehicles with an engine capacity of 75 cubic centimeters or below into the Conservation Police Operations Assistance Fund. The Department shall deposit \$5 from the sale of each Off-Highway Vehicle Usage Stamp for vehicles with an engine capacity of 75 cubic centimeters or below into the Park and Conservation Fund. The monies deposited into the Conservation Police Operations Assistance Fund or the Park and Conservation Fund under this Section shall not be subject to administrative charges or chargebacks unless otherwise authorized by this Act.

(Source: P.A. 97-1136, eff. 1-1-13.)

(20 ILCS 862/34)

Sec. 34. Exception from display of Off-Highway Vehicle Usage Stamps. The operator of an off-highway vehicle shall not be required to display an Off-Highway Vehicle Usage Stamp if the off-highway vehicle is:

(1) owned and used by the United States, the State of Illinois, another state, or a political subdivision thereof, but these off-highway vehicles shall prominently display the name of the owner on the off-highway vehicle;

(2) operated on lands where the operator, his or her

immediate family, or both are the sole owners of the land  
~~owner permanently resides; this exception shall not apply~~  
to clubs, associations, or lands leased for hunting or  
recreational purposes, ~~or to off-highway vehicles being~~  
~~used by outfitters as defined in the Wildlife Code as part~~  
~~of their outfitting business;~~

(3) used only on local, national, or international ~~or~~  
~~national~~ competition circuits in events for which written  
permission has been obtained by the sponsoring or  
sanctioning body from the governmental unit having  
jurisdiction over the location of any event held in this  
State;

(4) (blank); ~~while being used for activities~~  
~~associated with farming or livestock production~~  
~~operations; or~~

(5) ~~while being~~ used on an off-highway vehicle grant  
assisted site and the off-highway vehicle displays a  
Off-Highway Vehicle Access decal;~~;~~

(6) used in conjunction with a bona fide commercial  
business, including, but not limited to, agricultural and  
livestock production;

(7) a golf cart, regardless of whether the golf cart is  
currently being used for golfing purposes;

(8) displaying a valid motor vehicle registration  
issued by the Secretary of State or any other state;

(9) operated by an individual who either possesses an

Illinois Identification Card issued to the operator by the Secretary of State that lists a Class P2 (or P20 or any successor classification) or P2A disability or an original or photocopy of a valid motor vehicle disability placard issued to the operator by the Secretary of State, or is assisting a disabled person with a Class P2 (or P20 or any successor classification) or P2A disability while using the same off-highway vehicle as the disabled individual; or  
(10) used only at commercial riding parks.

For the purposes of this Section, "golf cart" means a machine specifically designed for the purposes of transporting one or more persons and their golf clubs.

For the purposes of this Section, "local, national, or international competition circuit" means any competition circuit sponsored or sanctioned by an international, national, or state organization, including, but not limited to, the American Motorcyclist Association, or sponsored, sanctioned, or both by an affiliate organization of an international, national, or state organization which sanctions competitions, including trials or practices leading up to or in connection with those competitions.

For the purposes of this Section, "commercial riding parks" mean commercial properties used for the recreational operation of off-highway vehicles by the paying members of the park or paying guests.

(Source: P.A. 97-1136, eff. 1-1-13.)

Public Act 098-0820

SB2633 Enrolled

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Section 99. Effective date. This Act takes effect upon becoming law.