

SB3357



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB3357

Introduced 2/19/2016, by Sen. Kyle McCarter

SYNOPSIS AS INTRODUCED:

625 ILCS 5/1-182.7 new

625 ILCS 5/3-413

625 ILCS 5/3-804.4 new

from Ch. 95 1/2, par. 3-413

Amends the Illinois Vehicle Code. Defines "secondary vehicle" as a motor vehicle of the first division or motor vehicle of the second division weighing 8,000 pounds or less that is used less than 5,000 miles per registration year. Provides that an owner of a secondary vehicle may register the vehicle as a secondary vehicle and shall complete at the time of registration and at any subsequent annual registrations an odometer certification verifying the vehicle's mileage use. Provides that a vehicle registered as a secondary vehicle is not required to display a front license plate on the secondary vehicle. Effective immediately.

LRB099 19307 AXK 43699 b

A BILL FOR

1 AN ACT concerning transportation.

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 Section 3-413 and by adding Sections 1-182.7 and 3-804.4 as
6 follows:

7 (625 ILCS 5/1-182.7 new)

8 Sec. 1-182.7. Secondary Vehicle. A motor vehicle of the
9 first division or motor vehicle of the second division weighing
10 8,000 pounds or less that is used less than 5,000 miles per
11 registration year.

12 (625 ILCS 5/3-413) (from Ch. 95 1/2, par. 3-413)

13 Sec. 3-413. Display of registration plates, registration
14 stickers, and drive-away permits; registration plate covers.

15 (a) Registration plates issued for a motor vehicle other
16 than a secondary vehicle with an appropriate rear license plate
17 designation, motorcycle, autocycle, trailer, semitrailer,
18 truck-tractor, apportioned bus, or apportioned truck shall be
19 attached thereto, one in the front and one in the rear. The
20 registration plate issued for a secondary vehicle, motorcycle,
21 autocycle, trailer or semitrailer required to be registered
22 hereunder and any apportionment plate issued to a bus under the

1 provisions of this Code shall be attached to the rear thereof.
2 The registration plate issued for a truck-tractor or an
3 apportioned truck required to be registered hereunder shall be
4 attached to the front thereof.

5 (b) Except for vehicles with rear loaded motorized
6 forklifts, every registration plate shall at all times be
7 securely fastened in a horizontal position to the vehicle for
8 which it is issued so as to prevent the plate from swinging and
9 at a height of not less than 5 inches from the ground,
10 measuring from the bottom of such plate, in a place and
11 position to be clearly visible and shall be maintained in a
12 condition to be clearly legible, free from any materials that
13 would obstruct the visibility of the plate. A registration
14 plate on a motorcycle may be mounted vertically as long as it
15 is otherwise clearly visible. Registration stickers issued as
16 evidence of renewed annual registration shall be attached to
17 registration plates as required by the Secretary of State, and
18 be clearly visible at all times. For those vehicles with rear
19 loaded motorized forklifts, if the rear plate is securely
20 fastened in a horizontal position as prescribed, the plate and
21 registration sticker shall not be required to be clearly
22 visible at all times as a result of the rear mounted motorized
23 forklift obstructing the view.

24 (c) Every drive-away permit issued pursuant to this Code
25 shall be firmly attached to the motor vehicle in the manner
26 prescribed by the Secretary of State. If a drive-away permit is

1 affixed to a motor vehicle in any other manner the permit shall
2 be void and of no effect.

3 (d) The Illinois prorated decal issued to a foreign
4 registered vehicle part of a fleet prorated or apportioned with
5 Illinois, shall be displayed on a registration plate and
6 displayed on the front of such vehicle in the same manner as an
7 Illinois registration plate.

8 (e) The registration plate issued for a camper body mounted
9 on a truck displaying registration plates shall be attached to
10 the rear of the camper body.

11 (f) No person shall operate a vehicle, nor permit the
12 operation of a vehicle, upon which is displayed an Illinois
13 registration plate, plates or registration stickers, except as
14 provided for in subsection (b) of Section 3-701 of this Code,
15 after the termination of the registration period for which
16 issued or after the expiration date set pursuant to Sections
17 3-414 and 3-414.1 of this Code.

18 (g) A person may not operate any motor vehicle that is
19 equipped with registration plate covers. A violation of this
20 subsection (g) or a similar provision of a local ordinance is
21 an offense against laws and ordinances regulating the movement
22 of traffic.

23 (h) A person may not sell or offer for sale a registration
24 plate cover. A violation of this subsection (h) is a business
25 offense.

26 (i) A person may not advertise for the purpose of promoting

1 the sale of registration plate covers. A violation of this
2 subsection (i) is a business offense.

3 (j) A person may not modify the original manufacturer's
4 mounting location of the rear registration plate on any vehicle
5 so as to conceal the registration or to knowingly cause it to
6 be obstructed in an effort to hinder a peace officer from
7 obtaining the registration for the enforcement of a violation
8 of this Code, Section 27.1 of the Toll Highway Act concerning
9 toll evasion, or any municipal ordinance. Modifications
10 prohibited by this subsection (j) include but are not limited
11 to the use of an electronic device. A violation of this
12 subsection (j) is a Class A misdemeanor.

13 (Source: P.A. 98-777, eff. 1-1-15; 98-1103, eff. 1-1-15; 99-68,
14 eff. 1-1-16; 99-78, eff. 7-20-15.)

15 (625 ILCS 5/3-804.4 new)

16 Sec. 3-804.4. Secondary Vehicle. An owner of a secondary
17 vehicle, as defined under Section 1-182.7, may register the
18 vehicle as a secondary vehicle and shall receive a registration
19 plate with a special designation prescribed by the Secretary of
20 State. Upon the first registration and subsequent annual
21 registrations of the secondary vehicle, the owner of the
22 vehicle shall complete an odometer certification provided by
23 the Secretary, which shall substantially provide as follows:

24 "I certify to the best of my knowledge that the odometer
25 reading is and reflects the actual mileage of the

1 vehicle. The vehicle has been used less than 5,000 miles during
2 the last registration year and will be used less than 5,000
3 during the upcoming registration year."

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