



Rep. Jaime M. Andrade, Jr.

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10400HB5226ham001

LRB104 19761 TRT 34820 a

1 AMENDMENT TO HOUSE BILL 5226

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5226 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Sections 3-810.1 and 3-834 as follows:

6 (625 ILCS 5/3-810.1) (from Ch. 95 1/2, par. 3-810.1)

7 Sec. 3-810.1. Tow truck; registration plates.

8 (a) Tow truck operators who hold a valid license or  
9 registration or certificate of exemption issued by the  
10 Illinois Commerce Commission ~~registered~~ under this Code may  
11 obtain registration plates for use as provided in this Code at  
12 the rate per set provided in subsection (a) of Section 3-815 of  
13 this Code for each vehicle so registered if: -

14 (1) in the case of a tow truck that is a light-duty tow  
15 truck, the tow truck is equipped as a self-loader or a  
16 flatbed truck;

1           (2) in the case of a tow truck that is a medium-duty  
2           tow truck, the tow truck is equipped as a wrecker, a  
3           flatbed, a self-loader, or a combination truck; and

4           (3) in the case of a tow truck that is a heavy-duty tow  
5           truck or tractor, the vehicle is equipped as a wrecker  
6           truck.

7           Upon revocation of a license or registration issued by the  
8           Illinois Commerce Commission, the tow truck operator shall  
9           immediately cease using and shall surrender the registration  
10           plates issued under this Section to the Secretary of State. If  
11           the holder of a certificate of exemption engages in non-exempt  
12           transportation, the Illinois Commerce Commission may revoke  
13           the certificate.

14           (b) As used in this Section:

15           "Light-duty tow truck" means a vehicle designed to safely  
16           transport vehicles weighing 8,000 pounds or less.

17           "Medium-duty tow truck" means a vehicle designed to safely  
18           transport vehicles weighing more than 8,000 pounds but less  
19           than 26,000 pounds.

20           "Heavy-duty tow truck or tractor" means a vehicle designed  
21           to safely transport vehicles weighing more than 26,000 pounds.

22           (c) A violation of this Section is a Class B misdemeanor.

23           (Source: P.A. 100-863, eff. 8-14-18.)

24           (625 ILCS 5/3-834) (from Ch. 95 1/2, par. 3-834)

25           Sec. 3-834. Violations of this Chapter 3.

1           (a) It is unlawful for any person to violate any of the  
2 provisions of this Chapter 3, except as provided in paragraph  
3 (b) of this Section and subsection (c) of Section 3-810.1,  
4 unless such violation is by this Code or other law of this  
5 State declared to be a felony.

6           (b) Except as provided in Section 3-810.1 of this Code,  
7 every ~~Every~~ person convicted of a misdemeanor for a violation  
8 of any of the provisions of this Chapter 3 for which another  
9 penalty is not provided shall for a first and second  
10 conviction be guilty of a petty offense; upon a third or  
11 subsequent conviction within one year after the first  
12 conviction such person shall be guilty of a Class C  
13 misdemeanor. Compliance with the registration provisions of  
14 this Code after apprehension or arrest shall not excuse  
15 imposition of the penalties herein provided nor be cause for  
16 dismissal of the arrest or of the summons nor be a basis for  
17 setting aside a conviction therefor.

18 (Source: P.A. 88-476.)".