

HB3437



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3437

by Rep. Kambium Buckner

SYNOPSIS AS INTRODUCED:

30 ILCS 105/5.891 new
625 ILCS 5/3-699.14

Amends the Illinois Vehicle Code to allow for the issuance of developmental disabilities awareness decals for Universal special license plates by the Department of Human Services. Provides fees for the decals. Creates the Developmental Disabilities Awareness Fund as a special fund in the State treasury. Provides that money in the Fund shall be paid as grants to the Illinois Department of Human Services to fund legal aid groups to assist with guardianship fees for private citizens willing to become guardians for individuals with developmental disabilities but who are unable to pay the legal fees associated with becoming a guardian. Makes a corresponding change in the State Finance Act. Effective January 1, 2020.

LRB101 09172 TAE 54266 b

FISCAL NOTE ACT
MAY APPLY

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 State Finance Act is amended by adding
5 Section 5.891 as follows:

6 (30 ILCS 105/5.891 new)

7 Sec. 5.891. The Developmental Disabilities Awareness Fund.

8 Section 10. The Illinois Vehicle Code is amended by
9 changing Section 3-699.14 as follows:

10 (625 ILCS 5/3-699.14)

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

12 (a) In addition to any other special license plate, the
13 Secretary, upon receipt of all applicable fees and applications
14 made in the form prescribed by the Secretary, may issue
15 Universal special license plates to residents of Illinois on
16 behalf of organizations that have been authorized by the
17 General Assembly to issue decals for Universal special license
18 plates. Appropriate documentation, as determined by the
19 Secretary, shall accompany each application. Authorized
20 organizations shall be designated by amendment to this Section.
21 When applying for a Universal special license plate the

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

20 (b) The design, color, and format of the Universal special
21 license plate shall be wholly within the discretion of the
22 Secretary. Universal special license plates are not required to
23 designate "Land of Lincoln", as prescribed in subsection (b) of
24 Section 3-412 of this Code. The design shall allow for the
25 application of a decal to the plate. Organizations authorized
26 by the General Assembly to issue decals for Universal special

1 license plates shall comply with rules adopted by the Secretary
2 governing the requirements for and approval of Universal
3 special license plate decals. The Secretary may, in his or her
4 discretion, allow Universal special license plates to be issued
5 as vanity or personalized plates in accordance with Section
6 3-405.1 of this Code. The Secretary of State must make a
7 version of the special registration plates authorized under
8 this Section in a form appropriate for motorcycles and
9 autocycles.

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

26 (d) Upon original issuance and for each registration

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

13 (e) The following organizations may issue decals for
14 Universal special license plates with the original and renewal
15 fees and fee distribution as follows:

16 (1) The Illinois Department of Natural Resources.

17 (A) Original issuance: \$25; with \$10 to the
18 Roadside Monarch Habitat Fund and \$15 to the Secretary
19 of State Special License Plate Fund.

20 (B) Renewal: \$25; with \$23 to the Roadside Monarch
21 Habitat Fund and \$2 to the Secretary of State Special
22 License Plate Fund.

23 (2) Illinois Veterans' Homes.

24 (A) Original issuance: \$26, which shall be
25 deposited into the Illinois Veterans' Homes Fund.

26 (B) Renewal: \$26, which shall be deposited into the

1 Illinois Veterans' Homes Fund.

2 (3) The Illinois Department of Human Services for
3 volunteerism decals.

4 (A) Original issuance: \$25, which shall be
5 deposited into the Secretary of State Special License
6 Plate Fund.

7 (B) Renewal: \$25, which shall be deposited into the
8 Secretary of State Special License Plate Fund.

9 (4) The Illinois Department of Public Health.

10 (A) Original issuance: \$25; with \$10 to the
11 Prostate Cancer Awareness Fund and \$15 to the Secretary
12 of State Special License Plate Fund.

13 (B) Renewal: \$25; with \$23 to the Prostate Cancer
14 Awareness Fund and \$2 to the Secretary of State Special
15 License Plate Fund.

16 (5) Horsemen's Council of Illinois.

17 (A) Original issuance: \$25; with \$10 to the
18 Horsemen's Council of Illinois Fund and \$15 to the
19 Secretary of State Special License Plate Fund.

20 (B) Renewal: \$25; with \$23 to the Horsemen's
21 Council of Illinois Fund and \$2 to the Secretary of
22 State Special License Plate Fund.

23 (6) The Illinois Department of Human Services for
24 developmental disabilities awareness decals.

25 (A) Original issuance: \$25; with \$10 to the
26 Developmental Disabilities Awareness Fund and \$15 to

1 the Secretary of State Special License Plate Fund.

2 (B) Renewal: \$25; with \$23 to the Developmental
3 Disabilities Awareness Fund and \$2 to the Secretary of
4 State Special License Plate Fund.

5 (f) The following funds are created as special funds in the
6 State treasury:

7 (1) The Roadside Monarch Habitat Fund. All moneys to be
8 paid as grants to the Illinois Department of Natural
9 Resources to fund roadside monarch and other pollinator
10 habitat development, enhancement, and restoration projects
11 in this State.

12 (2) The Prostate Cancer Awareness Fund. All moneys to
13 be paid as grants to the Prostate Cancer Foundation of
14 Chicago.

15 (3) The Horsemen's Council of Illinois Fund. All moneys
16 shall be paid as grants to the Horsemen's Council of
17 Illinois.

18 (4) The Developmental Disabilities Awareness Fund. All
19 moneys to be paid as grants to the Illinois Department of
20 Human Services to fund legal aid groups to assist with
21 guardianship fees for private citizens willing to become
22 guardians for individuals with developmental disabilities
23 but who are unable to pay the legal fees associated with
24 becoming a guardian.

25 (Source: P.A. 99-483, eff. 7-1-16; 99-723, eff. 8-5-16; 99-814,
26 eff. 1-1-17; 100-57, eff. 1-1-18; 100-60, eff. 1-1-18; 100-78,

1 eff. 1-1-18; 100-201, eff. 8-18-17; 100-863, eff. 8-14-18.)

2 Section 99. Effective date. This Act takes effect January
3 1, 2020.