

# SB3603



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB3603

Introduced 1/19/2022, by Sen. Craig Wilcox

### SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-704

from Ch. 95 1/2, par. 3-704

Amends the Illinois Vehicle Code. Provides that the Secretary of State shall suspend or revoke a General Assembly license plate when such a plate is knowingly displayed on a vehicle other than the vehicle to which the registration plate is issued. Effective immediately.

LRB102 23740 RAM 32929 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  
5 changing Section 3-704 as follows:

6 (625 ILCS 5/3-704) (from Ch. 95 1/2, par. 3-704)

7 Sec. 3-704. Authority of Secretary of State to suspend or  
8 revoke a registration or certificate of title; authority to  
9 suspend or revoke the registration of a vehicle.

10 (a) The Secretary of State may suspend or revoke the  
11 registration of a vehicle or a certificate of title,  
12 registration card, registration sticker or digital  
13 registration sticker, registration plate or digital  
14 registration plate, disability parking decal or device, or any  
15 nonresident or other permit in any of the following events:

16 1. When the Secretary of State is satisfied that such  
17 registration or that such certificate, card, plate or  
18 digital plate, registration sticker or digital  
19 registration sticker, or permit was fraudulently or  
20 erroneously issued;

21 2. When a registered vehicle has been dismantled or  
22 wrecked or is not properly equipped;

23 3. When the Secretary of State determines that any

1 required fees have not been paid to the Secretary of  
2 State, to the Illinois Commerce Commission, or to the  
3 Illinois Department of Revenue under the Motor Fuel Tax  
4 Law, and the same are not paid upon reasonable notice and  
5 demand;

6 4. When a registration card, registration plate or  
7 digital registration plate, registration sticker or  
8 digital registration sticker, or permit is knowingly  
9 displayed upon a vehicle other than the one for which  
10 issued;

11 5. When the Secretary of State determines that the  
12 owner has committed any offense under this Chapter  
13 involving the registration or the certificate, card, plate  
14 or digital plate, registration sticker or digital  
15 registration sticker, or permit to be suspended or  
16 revoked;

17 6. When the Secretary of State determines that a  
18 vehicle registered not-for-hire is used or operated  
19 for-hire unlawfully, or used or operated for purposes  
20 other than those authorized;

21 7. When the Secretary of State determines that an  
22 owner of a for-hire motor vehicle has failed to give proof  
23 of financial responsibility as required by this Act;

24 8. When the Secretary determines that the vehicle is  
25 not subject to or eligible for a registration;

26 9. When the Secretary determines that the owner of a

1 vehicle registered under the mileage weight tax option  
2 fails to maintain the records specified by law, or fails  
3 to file the reports required by law, or that such vehicle  
4 is not equipped with an operable and operating speedometer  
5 or odometer;

6 10. When the Secretary of State is so authorized under  
7 any other provision of law;

8 11. When the Secretary of State determines that the  
9 holder of a disability parking decal or device has  
10 committed any offense under Chapter 11 of this Code  
11 involving the use of a disability parking decal or device.

12 (a-5) The Secretary of State may revoke a certificate of  
13 title and registration card and issue a corrected certificate  
14 of title and registration card, at no fee to the vehicle owner  
15 or lienholder, if there is proof that the vehicle  
16 identification number is erroneously shown on the original  
17 certificate of title.

18 (b) The Secretary of State may suspend or revoke the  
19 registration of a vehicle as follows:

20 1. When the Secretary of State determines that the  
21 owner of a vehicle has not paid a civil penalty or a  
22 settlement agreement arising from the violation of rules  
23 adopted under the Illinois Motor Carrier Safety Law or the  
24 Illinois Hazardous Materials Transportation Act or that a  
25 vehicle, regardless of ownership, was the subject of  
26 violations of these rules that resulted in a civil penalty

1 or settlement agreement which remains unpaid.

2 2. When the Secretary of State determines that a  
3 vehicle registered for a gross weight of more than 16,000  
4 pounds within an affected area is not in compliance with  
5 the provisions of Section 13-109.1 of this Code.

6 3. When the Secretary of State is notified by the  
7 United States Department of Transportation that a vehicle  
8 is in violation of the Federal Motor Carrier Safety  
9 Regulations, as they are now or hereafter amended, and is  
10 prohibited from operating.

11 (c) The Secretary of State may suspend the registration of  
12 a vehicle when a court finds that the vehicle was used in a  
13 violation of Section 24-3A of the Criminal Code of 1961 or the  
14 Criminal Code of 2012 relating to gunrunning. A suspension of  
15 registration under this subsection (c) may be for a period of  
16 up to 90 days.

17 (d) The Secretary shall deny, suspend, or revoke  
18 registration if the applicant fails to disclose material  
19 information required, if the applicant has made a materially  
20 false statement on the application, if the applicant has  
21 applied as a subterfuge for the real party in interest who has  
22 been issued a federal out-of-service order, or if the  
23 applicant's business is operated by, managed by, or otherwise  
24 controlled by or affiliated with a person who is ineligible  
25 for registration, including the applicant entity, a relative,  
26 family member, corporate officer, or shareholder. The

1 Secretary shall deny, suspend, or revoke registration for  
2 either (i) a vehicle if the motor carrier responsible for the  
3 safety of the vehicle has been prohibited from operating by  
4 the Federal Motor Carrier Safety Administration; or (ii) a  
5 carrier whose business is operated by, managed by, or  
6 otherwise controlled by or affiliated with a person who is  
7 ineligible for registration, which may include the owner, a  
8 relative, family member, corporate officer, or shareholder of  
9 the carrier.

10 (e) The Secretary of State shall suspend or revoke a  
11 General Assembly license plate if such a plate is knowingly  
12 displayed on a vehicle other than the vehicle to which the  
13 registration plate is issued.

14 (Source: P.A. 101-185, eff. 1-1-20; 101-395, eff. 8-16-19;  
15 102-558, eff. 8-20-21.)

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