



Sen. David Koehler

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10200SB3609sam002

LRB102 25403 LNS 36522 a

1 AMENDMENT TO SENATE BILL 3609

2 AMENDMENT NO. _____. Amend Senate Bill 3609, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Vehicle Code is amended by
6 changing Section 3-113 and by adding Section 3-806.10 as
7 follows:

8 (625 ILCS 5/3-113) (from Ch. 95 1/2, par. 3-113)

9 Sec. 3-113. Transfer to or from dealer; records.

10 (a) After a dealer buys a vehicle and holds it for resale,
11 the dealer must procure the certificate of title from the
12 owner or the lienholder. The dealer may hold the certificate
13 until he or she transfers the vehicle to another person. Upon
14 transferring the vehicle to another person, the dealer shall
15 promptly and within 20 days execute the assignment and
16 warranty of title by a dealer, showing the names and addresses

1 of the transferee and of any lienholder holding a security
2 interest created or reserved at the time of the resale, in the
3 spaces provided therefor on the certificate or as the
4 Secretary of State prescribes, and mail or deliver the
5 certificate to the Secretary of State with the transferee's
6 application for a new certificate, except as provided in
7 Section 3-117.2. A dealer has complied with this Section if
8 the date of the mailing of the certificate, as indicated by the
9 postmark, is within 20 days of the date on which the vehicle
10 was transferred to another person.

11 (b) The Secretary of State may decline to process any
12 application for a transfer of an interest in a vehicle if any
13 fees or taxes due under this Code from the transferor or the
14 transferee have not been paid upon reasonable notice and
15 demand.

16 (c) Any person who violates this Section shall be guilty
17 of a petty offense.

18 (d) Beginning January 1, 2014 and continuing until 90 days
19 after the effective date of this amendatory Act of the 102nd
20 General Assembly, the Secretary of State is authorized to
21 impose a delinquent vehicle dealer transfer fee of \$20 if the
22 certificate of title is received by the Secretary from the
23 dealer 30 days but less than 60 days after the date of sale;
24 however, if ~~if~~ the certificate of title is received by the
25 Secretary from the dealer 60 days but less than 90 days after
26 the date of sale, the delinquent dealer transfer fee shall be

1 \$35. Beginning 90 days after the effective date of this
2 amendatory Act of the 102nd General Assembly, the Secretary of
3 State is authorized to impose a delinquent vehicle dealer
4 transfer fee of \$10 if the certificate of title is received by
5 the Secretary from the dealer more than 45 days but less than
6 60 days after the date of sale; however, if the certificate of
7 title is received by the Secretary from the dealer 60 or more
8 days but less than 90 days after the date of sale, the
9 delinquent dealer transfer fee shall be \$20. If the
10 certificate of title is received by the Secretary from the
11 dealer 90 or more days but less than 120 days after the date of
12 sale, the delinquent vehicle dealer transfer fee shall be \$65.
13 If the certificate of title is received by the Secretary from
14 the dealer 120 days or more after the date of the sale, the
15 delinquent vehicle dealer transfer fee shall be \$100. All
16 monies collected under this subsection shall be deposited into
17 the CDLIS/AAMVAnet/NMVTIS Trust Fund.

18 (e) Beginning January 1, 2022, the Secretary of State is
19 authorized to issue a certificate of title in the name of the
20 dealership to a licensed dealer under Chapter 5 for \$20 if the
21 surrendered certificate of title has no space to assign the
22 certificate of title again.

23 (f) Any licensee under Chapter 5 who sells, transfers, or
24 wholesales a vehicle out of State shall mail the certificate
25 of title to the physical business address in the requisite
26 jurisdiction in lieu of transferring title at the time of

1 sale.

2 (Source: P.A. 102-154, eff. 1-1-22.)

3 (625 ILCS 5/3-806.10 new)

4 Sec. 3-806.10. Vehicles manufactured in Illinois. Upon
5 payment of the title fee for a first division passenger
6 vehicle other than an autocycle, motorcycle, motor driven
7 cycle, or pedalcycle or for a second division vehicle weighing
8 8,000 pounds or less, the buyer or owner of the vehicle may
9 apply for a rebate in the amount of \$25 on a form prescribed by
10 the Secretary of State if the vehicle is manufactured in this
11 State and the application for title is made no more than one
12 year after the month in which the vehicle was manufactured.
13 Each qualifying vehicle shall be eligible for one rebate of
14 \$25 for the lifetime of the qualifying vehicle. The Secretary
15 of State shall adopt administrative rules to administer this
16 Section that include the information necessary for the rebate
17 application."