

1 AN ACT in relation to vehicles.

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 13-101 as follows:

6 (625 ILCS 5/13-101) (from Ch. 95 1/2, par. 13-101)

7 Sec. 13-101. Submission to safety test; Certificate of  
8 safety. To promote the safety of the general public, every  
9 owner of a second division vehicle, medical transport  
10 vehicle, tow truck, or contract carrier transporting  
11 employees in the course of their employment on a highway of  
12 this State in a vehicle designed to carry 15 or fewer  
13 passengers shall, before operating the vehicle upon the  
14 highways of Illinois, submit it to a "safety test" and secure  
15 a certificate of safety furnished by the Department as set  
16 forth in Section 13-109. Each second division motor vehicle  
17 that pulls or draws a trailer, semitrailer or pole trailer,  
18 with a gross weight of more than 8,000 lbs or is registered  
19 for a gross weight of more than 8,000 lbs, motor bus,  
20 religious organization bus, school bus, senior citizen  
21 transportation vehicle, and limousine shall be subject to  
22 inspection by the Department and the Department is authorized  
23 to establish rules and regulations for the implementation of  
24 such inspections.

25 The owners of each salvage vehicle shall submit it to a  
26 "safety test" and secure a certificate of safety furnished by  
27 the Department prior to its salvage vehicle inspection  
28 pursuant to Section 3-308 of this Code. In implementing and  
29 enforcing the provisions of this Section, the Department and  
30 other authorized State agencies shall do so in a manner that  
31 is not inconsistent with any applicable federal law or

1 regulation so that no federal funding or support is  
2 jeopardized by the enactment or application of these  
3 provisions.

4 However, none of the provisions of Chapter 13 requiring  
5 safety tests or a certificate of safety shall apply to:

6 (a) farm tractors, machinery and implements,  
7 wagons, wagon-trailers or like farm vehicles used  
8 primarily in agricultural pursuits;

9 (b) vehicles other than school buses, tow trucks  
10 and medical transport vehicles owned or operated by a  
11 municipal corporation or political subdivision having a  
12 population of 1,000,000 or more inhabitants and which are  
13 subject to safety tests imposed by local ordinance or  
14 resolution;

15 (c) a semitrailer or trailer having a gross weight  
16 of 5,000 pounds or less including vehicle weight and  
17 maximum load;

18 (d) recreational vehicles;

19 (e) vehicles registered as and displaying Illinois  
20 antique vehicle plates;

21 (f) house trailers equipped and used for living  
22 quarters;

23 (g) vehicles registered as and displaying Illinois  
24 permanently mounted equipment plates or similar vehicles  
25 eligible therefor but registered as governmental vehicles  
26 provided that if said vehicle is reclassified from a  
27 permanently mounted equipment plate so as to lose the  
28 exemption of not requiring a certificate of safety, such  
29 vehicle must be safety tested within 30 days of the  
30 reclassification;

31 (h) vehicles owned or operated by a manufacturer,  
32 dealer or transporter displaying a special plate or  
33 plates as described in Chapter 3 of this Code while such  
34 vehicle is being delivered from the manufacturing or

1 assembly plant directly to the purchasing dealership or  
2 distributor, or being temporarily road driven for quality  
3 control testing, or from one dealer or distributor to  
4 another, or are being moved by the most direct route from  
5 one location to another for the purpose of installing  
6 special bodies or equipment, or driven for purposes of  
7 demonstration by a prospective buyer with the dealer or  
8 his agent present in the cab of the vehicle during the  
9 demonstration;

10 (i) pole trailers and auxiliary axles;

11 (j) special mobile equipment;

12 (k) vehicles properly registered in another State  
13 pursuant to law and displaying a valid registration  
14 plate, except vehicles of contract carriers transporting  
15 employees in the course of their employment on a highway  
16 of this State in a vehicle designed to carry 15 or fewer  
17 passengers are only exempted to the extent that the  
18 safety testing requirements applicable to such vehicles  
19 in the state of registration are no less stringent than  
20 the safety testing requirements applicable to contract  
21 carriers that are lawfully registered in Illinois;

22 (l) water-well boring apparatuses or rigs;

23 (m) any vehicle which is owned and operated by the  
24 federal government and externally displays evidence of  
25 such ownership; and

26 (n) second division vehicles registered for a gross  
27 weight of 8,000 pounds or less, except when such second  
28 division motor vehicles pull or draw a trailer,  
29 semi-trailer or pole trailer having a gross weight of or  
30 registered for a gross weight of more than 8,000 pounds;  
31 motor buses; religious organization buses; school buses;  
32 senior citizen transportation vehicles; medical transport  
33 vehicles and tow trucks.

34 The safety test shall include the testing and inspection

1 of brakes, lights, horns, reflectors, rear vision mirrors,  
2 mufflers, safety chains, windshields and windshield wipers,  
3 warning flags and flares, frame, axle, cab and body, or cab  
4 or body, wheels, steering apparatus, and other safety devices  
5 and appliances required by this Code and such other safety  
6 tests as the Department may by rule or regulation require,  
7 for second division vehicles, school buses, medical transport  
8 vehicles, tow trucks, vehicles designed to carry 15 or fewer  
9 passengers operated by a contract carrier transporting  
10 employees in the course of their employment on a highway of  
11 this State, trailers, and semitrailers subject to inspection.

12 For tow trucks, the safety test and inspection shall also  
13 include the inspection of winch mountings, body panels, body  
14 mounts, wheel lift swivel points, and sling straps, and other  
15 tests and inspections the Department by rule requires for tow  
16 trucks.

17 For trucks, truck tractors, trailers, semi-trailers, and  
18 buses, the safety test shall be conducted in accordance with  
19 the Minimum Periodic Inspection Standards promulgated by the  
20 Federal Highway Administration of the U.S. Department of  
21 Transportation and contained in Appendix G to Subchapter B of  
22 Chapter III of Title 49 of the Code of Federal Regulations.  
23 Those standards, as now in effect, are made a part of this  
24 Code, in the same manner as though they were set out in full  
25 in this Code.

26 The passing of the safety test shall not be a bar at any  
27 time to prosecution for operating a second division vehicle,  
28 medical transport vehicle, or vehicle designed to carry 15 or  
29 fewer passengers operated by a contract carrier as provided  
30 in this Section which is unsafe as determined by the  
31 standards prescribed in this Code.

32 (Source: P.A. 92-108, eff. 1-1-02.)