



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB2351**

Introduced 2/16/2005, by Rep. David R. Leitch

**SYNOPSIS AS INTRODUCED:**

625 ILCS 5/3-412  
625 ILCS 5/12-503

from Ch. 95 1/2, par. 3-412  
from Ch. 95 1/2, par. 12-503

Amends the Illinois Vehicle Code. Provides that the prohibition against tinted windshields and tinted front side windows does not apply to vehicles owned and operated by persons afflicted with systemic lupus erythematosus or used to transport those persons. Provides that the Secretary of State shall issue distinctive registration stickers for the exempted vehicles. Effective immediately.

LRB094 09725 DRH 39981 b

FISCAL NOTE ACT  
MAY APPLY

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 changing  
5 Sections 3-412 and 12-503 as follows:

6 (625 ILCS 5/3-412) (from Ch. 95 1/2, par. 3-412)

7 Sec. 3-412. Registration plates and registration stickers  
8 to be furnished by the Secretary of State.

9 (a) The Secretary of State upon registering a vehicle  
10 subject to annual registration for the first time shall issue  
11 or shall cause to be issued to the owner one registration plate  
12 for a motorcycle, trailer, semitrailer, motorized pedalcycle  
13 or truck-tractor, 2 registration plates for other motor  
14 vehicles and, where applicable, current registration stickers  
15 for motor vehicles of the first division. The provisions of  
16 this Section may be made applicable to such vehicles of the  
17 second division, as the Secretary of State may, from time to  
18 time, in his discretion designate. On subsequent annual  
19 registrations during the term of the registration plate as  
20 provided in Section 3-414.1, the Secretary shall issue or cause  
21 to be issued registration stickers as evidence of current  
22 registration. However, the issuance of annual registration  
23 stickers to vehicles registered under the provisions of  
24 Sections 3-402.1 and 3-405.3 of this Code may not be required  
25 if the Secretary deems the issuance unnecessary.

26 (b) Every registration plate shall have displayed upon it  
27 the registration number assigned to the vehicle for which it is  
28 issued, the name of this State, which may be abbreviated, the  
29 year number for which it was issued, which may be abbreviated,  
30 the phrase "Land of Lincoln" (except as otherwise provided in  
31 this Code ~~Chapter 3~~), and such other letters or numbers as the  
32 Secretary may prescribe. However, for apportionment plates

1 issued to vehicles registered under Section 3-402.1 and fleet  
2 plates issued to vehicles registered under Section 3-405.3, the  
3 phrase "Land of Lincoln" may be omitted to allow for the word  
4 "apportioned", the word "fleet", or other similar language to  
5 be displayed. Registration plates issued to a vehicle  
6 registered as a fleet vehicle may display a designation  
7 determined by the Secretary.

8 The Secretary may in his discretion prescribe that letters  
9 be used as prefixes only on registration plates issued to  
10 vehicles of the first division which are registered under this  
11 Code and only as suffixes on registration plates issued to  
12 other vehicles. Every registration sticker issued as evidence  
13 of current registration shall designate the year number for  
14 which it is issued and such other letters or numbers as the  
15 Secretary may prescribe and shall be of a contrasting color  
16 with the registration plates and registration stickers of the  
17 previous year.

18 (c) Each registration plate and the required letters and  
19 numerals thereon, except the year number for which issued,  
20 shall be of sufficient size to be plainly readable from a  
21 distance of 100 feet during daylight, and shall be coated with  
22 reflectorizing material. The dimensions of the plate issued to  
23 vehicles of the first division shall be 6 by 12 inches.

24 (d) The Secretary of State shall issue for every passenger  
25 motor vehicle rented without a driver the same type of  
26 registration plates as the type of plates issued for a private  
27 passenger vehicle.

28 (e) The Secretary of State shall issue for every passenger  
29 car used as a taxicab or livery, distinctive registration  
30 plates.

31 (f) The Secretary of State shall issue for every motorcycle  
32 distinctive registration plates distinguishing between  
33 motorcycles having 150 or more cubic centimeters piston  
34 displacement, or having less than 150 cubic centimeter piston  
35 displacement.

36 (g) Registration plates issued to vehicles for-hire may

1 display a designation as determined by the Secretary that such  
2 vehicles are for-hire.

3 (h) The Secretary of State shall issue for each electric  
4 vehicle distinctive registration plates which shall  
5 distinguish between electric vehicles having a maximum  
6 operating speed of 45 miles per hour or more and those having a  
7 maximum operating speed of less than 45 miles per hour.

8 (i) The Secretary of State shall issue for every public and  
9 private ambulance registration plates identifying the vehicle  
10 as an ambulance. The Secretary shall forward to the Department  
11 of Public Aid registration information for the purpose of  
12 verification of claims filed with the Department by ambulance  
13 owners for payment for services to public assistance  
14 recipients.

15 (j) The Secretary of State shall issue for every public and  
16 private medical carrier or rescue vehicle livery registration  
17 plates displaying numbers within ranges of numbers reserved  
18 respectively for medical carriers and rescue vehicles. The  
19 Secretary shall forward to the Department of Public Aid  
20 registration information for the purpose of verification of  
21 claims filed with the Department by owners of medical carriers  
22 or rescue vehicles for payment for services to public  
23 assistance recipients.

24 (k) The Secretary of State shall issue distinctive  
25 registration stickers for every vehicle exempted from  
26 subsection (a) of Section 12-503 by subsection (g-5) of that  
27 Section.

28 (Source: P.A. 92-629, eff. 7-1-03; 92-651, eff. 7-11-02;  
29 revised 9-27-03.)

30 (625 ILCS 5/12-503) (from Ch. 95 1/2, par. 12-503)

31 Sec. 12-503. Windshields must be unobstructed and equipped  
32 with wipers.

33 (a) No person shall drive a motor vehicle with any sign,  
34 poster, window application, reflective material, nonreflective  
35 material or tinted film upon the front windshield, sidewings or

1 side windows immediately adjacent to each side of the driver. A  
2 nonreflective tinted film may be used along the uppermost  
3 portion of the windshield if such material does not extend more  
4 than 6 inches down from the top of the windshield. Nothing in  
5 this Section shall create a cause of action on behalf of a  
6 buyer against a dealer or manufacturer who sells a motor  
7 vehicle with a window which is in violation of this Section.

8 (b) Nothing contained in this Section shall prohibit the  
9 use of nonreflective, smoked or tinted glass, nonreflective  
10 film, perforated window screen or other decorative window  
11 application on windows to the rear of the driver's seat, except  
12 that any motor vehicle with a window to the rear of the  
13 driver's seat treated in this manner shall be equipped with a  
14 side mirror on each side of the motor vehicle which are in  
15 conformance with Section 12-502.

16 (c) No person shall drive a motor vehicle with any objects  
17 placed or suspended between the driver and the front  
18 windshield, rear window, side wings or side windows immediately  
19 adjacent to each side of the driver which materially obstructs  
20 the driver's view.

21 (d) Every motor vehicle, except motorcycles, shall be  
22 equipped with a device, controlled by the driver, for cleaning  
23 rain, snow, moisture or other obstructions from the windshield;  
24 and no person shall drive a motor vehicle with snow, ice,  
25 moisture or other material on any of the windows or mirrors,  
26 which materially obstructs the driver's clear view of the  
27 highway.

28 (e) No person shall drive a motor vehicle when the  
29 windshield, side or rear windows are in such defective  
30 condition or repair as to materially impair the driver's view  
31 to the front, side or rear. A vehicle equipped with a side  
32 mirror on each side of the vehicle which are in conformance  
33 with Section 12-502 will be deemed to be in compliance in the  
34 event the rear window of the vehicle is materially obscured.

35 (f) Paragraphs (a) and (b) of this Section shall not apply  
36 to:

1 (1) motor vehicles manufactured prior to January 1,  
2 1982; or

3 (2) to those motor vehicles properly registered in  
4 another jurisdiction.

5 (g) Paragraph (a) of this Section shall not apply to any  
6 motor vehicle with a window treatment, including but not  
7 limited to a window application, reflective material,  
8 nonreflective material, or tinted film, applied or affixed to  
9 the motor vehicle for the purposes set forth in item (1) or (2)  
10 before the effective date of this amendatory Act of 1997 and:

11 (1) that is owned and operated by a person afflicted  
12 with or suffering from a medical illness, ailment, or  
13 disease which would require that person to be shielded from  
14 the direct rays of the sun; or

15 (2) that is used in transporting a person when the  
16 person resides at the same address as the registered owner  
17 of the vehicle and the person is afflicted with or  
18 suffering from a medical illness, ailment or disease which  
19 would require the person to be shielded from the direct  
20 rays of the sun;

21 It must be certified by a physician licensed to  
22 practice medicine in Illinois that such person owning and  
23 operating or being transported in a motor vehicle is  
24 afflicted with or suffers from such illness, ailment, or  
25 disease and such certification must be carried in the motor  
26 vehicle at all times. The certification shall be legible  
27 and shall contain the date of issuance, the name, address  
28 and signature of the attending physician, and the name,  
29 address, and medical condition of the person requiring  
30 exemption. The information on the certificate for a window  
31 treatment applied or affixed before the effective date of  
32 this amendatory Act of 1997 must remain current and shall  
33 be renewed annually by the attending physician, but in no  
34 event shall a certificate issued for purposes of this  
35 subsection be valid on or after January 1, 2008. The person  
36 shall also submit a copy of the certification to the

1 Secretary of State. The Secretary of State may forward  
2 notice of certification to law enforcement agencies.

3 This subsection shall not be construed to authorize window  
4 treatments applied or affixed on or after the effective date of  
5 this amendatory Act of 1997.

6 The exemption provided by this subsection (g) shall not  
7 apply to any motor vehicle on and after January 1, 2008.

8 This subsection (g) does not apply to the exemption set  
9 forth in subsection (g-5).

10 (g-5) Paragraph (a) of this Section does not apply to any  
11 motor vehicle with a window treatment, including but not  
12 limited to a window application, reflective material,  
13 nonreflective material, or tinted film, applied or affixed to a  
14 motor vehicle that:

15 (i) is owned and operated by a person afflicted with or  
16 suffering from systemic lupus erythematosus; or

17 (ii) is used in transporting a person who resides at  
18 the same address as the registered owner and is afflicted  
19 with or suffers from systemic lupus erythematosus.

20 It must be certified by a physician licensed to practice  
21 medicine in Illinois that the person owning and operating or  
22 being transported in a motor vehicle is afflicted with or  
23 suffers from systemic lupus erythematosus and the  
24 certification must be carried in the motor vehicle at all  
25 times. The certification shall be legible and shall contain the  
26 date of issuance, the name, address, and signature of the  
27 attending physician, and the name, address, and medical  
28 condition of the person requiring exemption. The information on  
29 the certificate for a window treatment must remain current and  
30 shall be renewed annually by the attending physician. The owner  
31 of the vehicle shall also submit a copy of the certification to  
32 the Secretary of State. The Secretary of State may forward  
33 notice of certification to law enforcement agencies.

34 (h) Paragraph (a) of this Section shall not apply to motor  
35 vehicle stickers or other certificates issued by State or local  
36 authorities which are required to be displayed upon motor

1 vehicle windows to evidence compliance with requirements  
2 concerning motor vehicles.

3 (i) Those motor vehicles exempted under paragraph (f)(1) of  
4 this Section shall not cause their windows to be treated as  
5 described in paragraph (a) after January 1, 1993.

6 (j) A person found guilty of violating paragraphs (a), (b),  
7 or (i) of this Section shall be guilty of a petty offense and  
8 fined no less than \$50 nor more than \$500. A second or  
9 subsequent violation of paragraphs (a), (b), or (i) of this  
10 Section shall be treated as a Class C misdemeanor and the  
11 violator fined no less than \$100 nor more than \$500. Any person  
12 convicted under paragraphs (a), (b), or (i) of this Section  
13 shall be ordered to alter any nonconforming windows into  
14 compliance with this Section.

15 (Source: P.A. 90-389, eff. 1-1-98.)

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