



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5569

Introduced 2/15/2012, by Rep. Thomas Morrison

SYNOPSIS AS INTRODUCED:

30 ILCS 105/5.811 new
625 ILCS 5/3-699 new

Amends the Illinois Vehicle Code and the State Finance Act. Provides for the issuance of Choose Life license plates. Provides that, in addition to the appropriate registration fees, an applicant for the special plate shall be charged a fee of \$25 at original issuance and \$25 at renewal. Provides that \$15 of the original issuance fee and \$2 of the renewal fee shall be deposited into the Secretary of State Special License Plate Fund. Provides that \$10 of the additional original issuance fee and \$23 of the renewal fee shall be deposited into the Choose Life Fund, a new special fund in the State treasury. Provides that all money in the Choose Life Fund shall be distributed in accordance with a specified formula to all applying qualified non-governmental, not-for-profit agencies whose services include counseling and meeting the material needs of pregnant women who are planning to place their children for adoption and contains other provisions regarding the distribution of money from the Choose Life Fund.

LRB097 18405 HEP 63631 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 5.811 as follows:

6 (30 ILCS 105/5.811 new)

7 Sec. 5.811. The Choose Life Fund.

8 Section 10. The Illinois Vehicle Code is amended by adding
9 Section 3-699 as follows:

10 (625 ILCS 5/3-699 new)

11 Sec. 3-699. Choose Life license plates.

12 (a) The Secretary, upon receipt of an application made in
13 the form prescribed by the Secretary, may issue special
14 registration plates designated as Choose Life license plates to
15 any person who wishes to demonstrate support of organizations
16 that encourage adoption as a positive choice for women with
17 unplanned or unwanted pregnancies. The special plates issued
18 under this Section shall be affixed only to passenger vehicles
19 of the first division and motor vehicles of the second division
20 weighing not more than 8,000 pounds. Plates issued under this
21 Section shall expire according to the multi-year procedure

1 established by Section 3-414.1 of this Code.

2 (b) The Secretary shall confer with Illinois Choose Life,
3 Inc. of Illinois regarding the design, color, and format of the
4 plates, which shall carry the words "Choose Life".

5 The Secretary may also allow the plates to be issued as
6 vanity plates or personalized plates under Section 3-405.1 of
7 this Code. The Secretary shall prescribe stickers or decals as
8 provided under Section 3-412 of this Code.

9 (c) An applicant for the special plates shall be charged a
10 \$25 fee for original issuance in addition to the appropriate
11 registration fee. Of this \$25 fee, \$10 shall be deposited into
12 the Choose Life Fund and \$15 shall be deposited into the
13 Secretary of State Special License Plate Fund, to be used by
14 the Secretary to help defray the administrative processing
15 costs.

16 For each registration renewal period, a \$25 fee, in
17 addition to the appropriate registration fee, shall be charged.
18 Of this \$25 fee, \$23 shall be deposited into the Choose Life
19 Fund and \$2 shall be deposited into the Secretary of State
20 Special License Plate Fund.

21 (d) The Choose Life Fund is created as a special fund in
22 the State treasury. All moneys in the Choose Life Fund shall be
23 distributed on a pro-rated basis at the beginning of each
24 fiscal year to all applying qualified non-governmental,
25 not-for-profit agencies whose services include counseling and
26 meeting the material needs of pregnant women who are planning

1 to place their children for adoption. No moneys may be
2 distributed to organizations described in subsection (f) of
3 this Section. Moneys shall be distributed to the applying
4 qualified agencies in each county in direct proportion to the
5 number of "Choose Life" registrations and renewals
6 attributable to that county. Any unused moneys in excess of 10%
7 of the moneys allocated to a qualified non-profit organization
8 shall be returned to the Choose Life Fund at the end of the
9 fiscal year to be aggregated and distributed with the next
10 fiscal year's distributions to that county's qualified
11 agencies.

12 (e) To apply to be determined a qualified agency and
13 receive the moneys available through the Choose Life Fund, an
14 organization must deliver to the Secretary a notarized
15 affidavit signed by a duly appointed representative of the
16 organization under penalties of perjury that states the
17 following is true and correct to the best of his or her
18 knowledge:

19 (1) The organization is a non-profit organization.

20 (2) The organization does not discriminate because of
21 race, marital status, gender, religion, national origin,
22 handicap, or age.

23 (3) The organization is committed to counseling
24 pregnant women about the option of adoption.

25 (4) The organization is not involved or associated with
26 any abortion activities, including counseling for or

1 referrals to abortion clinics, providing medical
2 abortion-related procedures, or pro-abortion advertising.

3 (5) The organization does not charge women for any
4 services received.

5 (6) The organization understands and agrees that no
6 more than 60% of the moneys received may be used for the
7 material needs of pregnant women who are planning to place
8 their children for adoption, including, but not limited to,
9 clothing, housing, medical care, food, utilities, and
10 transportation. These moneys may also be expended on birth
11 mothers up to 60 days after delivery and on infants
12 awaiting placement with adoptive parents. Agencies that
13 receive these moneys shall use no more than 40% of the
14 moneys received to enhance their adoption efforts,
15 including, but not limited to counseling, training, and
16 advertising.

17 (7) These moneys may not be used for administrative
18 expenses, legal expenses, or capital expenditures.

19 (8) The organization understands and agrees that any
20 unused moneys at the end of the fiscal year that exceed 10%
21 of the moneys received by the organization during the
22 fiscal year must be returned to the Choose Life Fund to be
23 aggregated and distributed with the next fiscal year
24 distribution to that county's qualified applicants.

25 (9) The organization understands and agrees that each
26 organization that receives funds must submit a notarized

1 annual affidavit attesting the funds received were used in
2 the manner described in this Section.

3 (f) Moneys in the Choose Life Fund may not be distributed
4 to any organization involved or associated with any abortion
5 activities, including counseling for or referrals to abortion
6 clinics, providing medical abortion-related procedures, or
7 pro-abortion advertising. Funds may not be distributed to any
8 organization that charges women for any services received.

9 (g) 60% of the moneys received from the Choose Life Fund
10 may be used for the material needs of pregnant women who are
11 planning to place their children for adoption, including, but
12 not limited to, clothing, housing, medical care, food,
13 utilities, and transportation. These moneys may also be
14 expended on birth mothers up to 60 days after delivery and
15 infants awaiting placement with adoptive parents. Agencies
16 that receive these moneys shall use no more than 40% of the
17 moneys received from the Choose Life Fund to enhance their
18 adoption efforts, including, but not limited to counseling,
19 training, and advertising. These moneys may not be used for
20 administrative expenses, legal expenses, or capital
21 expenditures.

22 (h) Each organization that receives moneys from the Choose
23 Life Fund must submit to a notarized annual affidavit attesting
24 the moneys received were used in the manner described in this
25 Section.