



Rep. Jay Hoffman

Filed: 5/21/2024

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1 AMENDMENT TO SENATE BILL 898

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 898 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Sections 3-101, 3-111, and 3-111.1 as follows:

6 (625 ILCS 5/3-101) (from Ch. 95 1/2, par. 3-101)

7 Sec. 3-101. Certificate of title required.

8 (a) Except as provided in Section 3-102, every owner of a  
9 vehicle which is in this State and for which no Illinois  
10 certificate of title has been issued by the Secretary of State  
11 shall make application to the Secretary of State for an  
12 Illinois a certificate of title of the vehicle. Except as  
13 provided in Section 3-102, every owner of a vehicle, excluding  
14 vehicles acquired by insurance companies through a settlement  
15 of an insurance claim or by lienholders taking title through  
16 repossession, that is in this State for which no Illinois

1 certificate of title has been issued by the Secretary of State  
2 and every owner of a vehicle that is in the State applying for  
3 a duplicate certificate of title or a corrected certificate of  
4 title, including a dealer lien release certificate of title,  
5 must make application to the Secretary of State for an  
6 Illinois duplicate certificate of title or corrected  
7 certificate of title. A certificate of title issued to any  
8 owner of a vehicle, excluding vehicles acquired by insurance  
9 companies through a settlement of an insurance claim or by  
10 lienholders taking title through repossession, in this State  
11 showing an Illinois address for the owner that has been issued  
12 by an entity other than the Secretary of State must be  
13 converted to an Illinois title before the owner can transfer  
14 ownership of the vehicle.

15 Under no circumstances shall a dealer required to obtain  
16 an Illinois certificate of title pursuant to this Code be  
17 allowed to obtain an out-of-state certificate of title for  
18 purposes of a vehicle held for sale in this State by the  
19 dealer. Under no circumstances shall a dealer be allowed to  
20 obtain an out-of-state certificate of title in lieu of an  
21 Illinois-issued dealer lien release certificate of title when  
22 a dealer may have need of such title issuance. Nothing in this  
23 Section shall be construed so as to allow a dealer to acquire  
24 an out-of-state certificate of title in lieu of acquiring an  
25 Illinois certificate of title for purposes of a vehicle held  
26 for sale in this State by the dealer.

1           (b) Every owner of a motorcycle or motor driven cycle  
2 purchased new on and after January 1, 1980 shall make  
3 application to the Secretary of State for a certificate of  
4 title. However, if such cycle is not properly manufactured or  
5 equipped for general highway use pursuant to the provisions of  
6 this Act, it shall not be eligible for license registration,  
7 but shall be issued a distinctive certificate of title except  
8 as provided in Sections 3-102 and 3-110 of this Act.

9           (c) The Secretary of State shall not register or renew the  
10 registration of a vehicle unless a certificate of title has  
11 been issued by the Secretary of State to the owner or an  
12 application therefor has been delivered by the owner to the  
13 Secretary of State.

14           (d) Every owner of an all-terrain vehicle or off-highway  
15 motorcycle purchased on or after January 1, 1998 shall make  
16 application to the Secretary of State for a certificate of  
17 title.

18           (e) Every owner of a low-speed vehicle manufactured after  
19 January 1, 2010 shall make application to the Secretary of  
20 State for a certificate of title.

21           (Source: P.A. 96-653, eff. 1-1-10; 97-983, eff. 8-17-12.)

22           (625 ILCS 5/3-111) (from Ch. 95 1/2, par. 3-111)

23           Sec. 3-111. Lost, stolen or mutilated certificates. (a) If  
24 a certificate of title is lost, stolen, mutilated or destroyed  
25 or becomes illegible, the first lienholder or, if none, the

1 owner or legal representative of the owner named in the  
2 certificate, as shown by the records of the Secretary of  
3 State, shall promptly make application to the Secretary of  
4 State for and may obtain a duplicate upon furnishing  
5 information satisfactory to the Secretary of State. The  
6 duplicate certificate of title shall contain the legend "This  
7 is a duplicate certificate and may be subject to the rights of  
8 a person under the original certificate." It shall be mailed  
9 to the first lienholder named in it or, if none, to the owner  
10 or the owner's designee. A certificate of title or a duplicate  
11 certificate of title issued by another State showing an  
12 Illinois address for the owner cannot be used to transfer  
13 ownership of a vehicle, except if the transfer is to or from an  
14 insurance company or a lienholder of the vehicle through  
15 repossession.

16 (b) The Secretary of State shall not issue a duplicate  
17 certificate of title to any person within 15 days after the  
18 issuance of an original certificate of title to such person.

19 (c) A person recovering an original certificate of title  
20 for which a duplicate has been issued shall promptly surrender  
21 the original certificate to the Secretary of State.

22 (d) An application for a duplicate certificate of title  
23 must state the current vehicle odometer reading at the time of  
24 application and that the stated odometer reading is one of the  
25 following: actual mileage, not the actual mileage or mileage  
26 is in excess of its mechanical limits.

1 (e) If a Display certificate of title is lost, stolen,  
2 mutilated or destroyed or becomes illegible, the owner or  
3 legal representative of the owner named in the original  
4 Display certificate of title and in the certificate of title,  
5 as shown by the records of the Secretary of State, shall  
6 promptly make application for and may obtain a duplicate upon  
7 furnishing information satisfactory to the Secretary of State.  
8 The duplicate Display certificate of title shall contain the  
9 legend "Duplicate Display Certificate of Title." It shall be  
10 mailed to the owner or legal representative of the owner named  
11 in the original Display certificate of title and in the  
12 certificate of title. Such duplicate Display certificate of  
13 title shall be attached and displayed in the same manner and in  
14 the same place as the original Display certificate of title  
15 would have been attached and displayed had it not been lost,  
16 stolen, mutilated or destroyed or had it not become illegible.  
17 (Source: P.A. 86-444.)

18 (625 ILCS 5/3-111.1) (from Ch. 95 1/2, par. 3-111.1)

19 Sec. 3-111.1. Corrected certificates. An application for a  
20 corrected certificate of title must state the current vehicle  
21 odometer reading at the time of application and that the  
22 stated odometer reading is one of the following: actual  
23 mileage, not the actual mileage or mileage is in excess of its  
24 mechanical limits. The corrected certificate issued under this  
25 Section shall contain the notation "corrected". A certificate

1 of title or a corrected certificate of title issued by another  
2 State showing an Illinois address for the owner cannot be used  
3 to transfer ownership of a vehicle, except if the transfer is  
4 to or from an insurance company or a lienholder of the vehicle  
5 through repossession. The owner of a vehicle with a  
6 certificate of title or duplicate certificate of title issued  
7 by another state showing an Illinois address cannot transfer  
8 ownership of the vehicle without first converting the  
9 certificate of title to an Illinois certificate of title,  
10 except if the transfer is to or from an insurance company or a  
11 lienholder of the vehicle through repossession.

12 (Source: P.A. 90-212, eff. 1-1-98.)

13 Section 99. Effective date. This Act takes effect upon  
14 becoming law."