



FMCSA-2009-0271

OFFICE OF THE STATE'S ATTORNEY
COOK COUNTY, ILLINOIS

ANITA ALVAREZ
STATE'S ATTORNEY

December 24, 2009

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CHICAGO, ILLINOIS 60602
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Mr. Larry W. Minor
Associate Administrator for Program
And Policy Development
U.S. Department of Transportation
1200 New Jersey Avenue, SE
Washington, D.C. 20590

DEPT OF TRANSPORTATION
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RE: MC-PSD

Dear Mr. Minor:

In September, you sent a letter to the Chief Financial Officer of Cook County regarding certain elements of Cook County's Wheel Tax Ordinance, Cook County Code of Ordinances, Article XIV. Specifically, you sought the County's response regarding the American Trucking Association's petition that alleged the County's identification requirements, as to commercial motor vehicles, are preempted by Federal law.

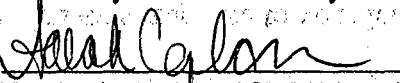
The County's response to your letter is that it acknowledges that it is preempted by Federal law from requiring commercial vehicles to display its window sticker. However, the County has not enforced this provision of the Ordinance for quite some time.

Even though the language remains in the Ordinance, the County is not requiring commercial drivers to display the sticker. Moreover, the Cook County Sheriff is not issuing tickets to commercial drivers for failure to display the sticker. At this time, the County is evaluating amending the Ordinance in order to clarify which vehicles are required to display the sticker.

We hope that our response has been helpful. If you should need any further information regarding this matter, please feel free to contact the undersigned.

Very truly yours,

ANITA ALVAREZ
Cook County's Attorney

By: 
Sarah W. Cunningham
Assistant State's Attorney
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