



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3847

by Rep. Sam Yingling

SYNOPSIS AS INTRODUCED:

35 ILCS 200/2-72 new	
35 ILCS 200/3-40	
55 ILCS 5/3-10007	from Ch. 34, par. 3-10007
55 ILCS 5/4-6001	from Ch. 34, par. 4-6001
55 ILCS 5/4-6002	from Ch. 34, par. 4-6002
55 ILCS 5/4-6003	from Ch. 34, par. 4-6003
55 ILCS 5/4-8002	from Ch. 34, par. 4-8002
705 ILCS 105/27.3	from Ch. 25, par. 27.3
30 ILCS 805/8.41 new	

Amends the Property Tax Code, the Counties Code, and the Clerks of Courts Act. Provides that, on or after the effective date of the amendatory Act, stipends using moneys received from the State will not be paid to township assessors and to elected supervisors of assessments, county treasurers, county coroners, county recorders, county auditors, sheriffs, and clerks of the circuit court. Amends the State Mandates Act to require implementation without reimbursement.

LRB100 10643 AWJ 20866 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Property Tax Code is amended by changing
5 Section 3-40 and by adding Section 2-72 as follows:

6 (35 ILCS 200/2-72 new)

7 Sec. 2-72. Stipends from the State. On and after the
8 effective date of this amendatory Act of the 100th General
9 Assembly, a township assessor or multi-township assessor shall
10 not receive any stipend from the State.

11 (35 ILCS 200/3-40)

12 Sec. 3-40. Compensation of supervisors of assessments.

13 (a) A supervisor of assessments shall receive annual
14 compensation in an amount fixed by the county board subject to
15 the following minimum amounts:

16 In counties with less than 14,000 inhabitants, not less
17 than \$7,500;

18 In counties with 14,000 or more but less than 30,000
19 inhabitants, not less than \$8,000;

20 In counties with 30,000 or more but less than 60,000
21 inhabitants, not less than \$9,000;

22 In counties with 60,000 or more but less than 100,000

1 inhabitants, not less than \$10,000;

2 In counties with 100,000 or more but less than 200,000
3 inhabitants, not less than \$11,500;

4 In counties with 200,000 or more but less than 300,000
5 inhabitants, not less than \$13,000;

6 In counties with 300,000 or more but less than
7 1,000,000 inhabitants, not less than \$15,000.

8 For purposes of this subsection, the number of inhabitants
9 shall be determined by the latest Federal decennial or special
10 census of the county.

11 (b) Elected supervisors of assessments who began a term of
12 office before December 1, 1990 shall be compensated at the rate
13 of their base salary. "Base salary" is the compensation paid
14 for their position before July 1, 1989.

15 (c) Elected supervisors of assessments beginning a term of
16 office on or after December 1, 1990 shall, beginning December
17 1, 1993, receive their base salary plus at least 12% of base
18 salary.

19 Any supervisor of assessments who has been presented a
20 Certified Assessing Evaluator Certificate by the International
21 Association of Assessing Officers shall receive an additional
22 compensation of \$500 per year to be paid out of funds
23 appropriated to the Department from the Personal Property Tax
24 Replacement Fund. Notwithstanding any other provision of law,
25 on or after the effective date of this amendatory Act of the
26 100th General Assembly, an elected supervisor of assessments

1 shall not receive a stipend.

2 The salary set by the county board shall be paid in equal
3 monthly installments out of the treasury of the county in which
4 he or she is appointed or elected. If the Department has
5 determined that the total assessed value of property in a
6 county, as equalized by the supervisor of assessments under
7 Section 9-210, is between 31 1/3% and 35 1/3% of the total fair
8 cash value of property in the county, subject to appropriation,
9 the Department shall reimburse the county monthly from the
10 Personal Property Tax Replacement Fund 50% of the amount of
11 salary the county paid to the officer for the preceding month.

12 The county board shall provide necessary office space for
13 the officer and pay all necessary expenses of the office out of
14 the county treasury.

15 Each supervisor of assessments may, with the advice and
16 consent of the county board, appoint necessary deputies and
17 clerks, their compensation to be fixed by the county board and
18 paid by the county.

19 (Source: P.A. 97-72, eff. 7-1-11.)

20 Section 10. The Counties Code is amended by changing
21 Sections 3-10007, 4-6001, 4-6002, 4-6003, and 4-8002 as
22 follows:

23 (55 ILCS 5/3-10007) (from Ch. 34, par. 3-10007)

24 Sec. 3-10007. Annual stipend. In addition to all other

1 compensation provided by law, every elected county treasurer,
2 for additional duties mandated by State law, shall receive an
3 annual stipend of (i) \$5,000 if his or her term begins before
4 December 1, 1998, (ii) \$5,500 after December 1, 1998 and \$6,500
5 after December 1, 1999 if his or her term begins on or after
6 December 1, 1998 but before December 1, 2000, and (iii) \$6,500
7 if his or her term begins December 1, 2000 or thereafter, to be
8 annually appropriated from the Personal Property Tax
9 Replacement Fund by the General Assembly to the Department of
10 Revenue which shall distribute the awards in annual lump sum
11 payments to every elected county treasurer. Notwithstanding
12 any other provision of law, on or after the effective date of
13 this amendatory Act of the 100th General Assembly, an elected
14 county treasurer shall not receive a stipend. This annual
15 stipend shall not affect any other compensation provided by law
16 to be paid to elected county treasurers. No county board may
17 reduce or otherwise impair the compensation payable from county
18 funds to an elected county treasurer if such reduction or
19 impairment is the result of his receiving an annual stipend
20 under this Section.

21 (Source: P.A. 97-72, eff. 7-1-11.)

22 (55 ILCS 5/4-6001) (from Ch. 34, par. 4-6001)

23 Sec. 4-6001. Officers in counties of less than 2,000,000.

24 (a) In all counties of less than 2,000,000 inhabitants, the
25 compensation of Coroners, County Treasurers, County Clerks,

1 Recorders and Auditors shall be determined under this Section.
2 The County Board in those counties shall fix the amount of the
3 necessary clerk hire, stationery, fuel and other expenses of
4 those officers. The compensation of those officers shall be
5 separate from the necessary clerk hire, stationery, fuel and
6 other expenses, and such compensation (except for coroners in
7 those counties with less than 2,000,000 population in which the
8 coroner's compensation is set in accordance with Section
9 4-6002) shall be fixed within the following limits:

10 To each such officer in counties containing less than
11 14,000 inhabitants, not less than \$13,500 per annum.

12 To each such officer in counties containing 14,000 or more
13 inhabitants, but less than 30,000 inhabitants, not less than
14 \$14,500 per annum.

15 To each such officer in counties containing 30,000 or more
16 inhabitants but less than 60,000 inhabitants, not less than
17 \$15,000 per annum.

18 To each such officer in counties containing 60,000 or more
19 inhabitants but less than 100,000 inhabitants, not less than
20 \$15,000 per annum.

21 To each such officer in counties containing 100,000 or more
22 inhabitants but less than 200,000 inhabitants, not less than
23 \$16,500 per annum.

24 To each such officer in counties containing 200,000 or more
25 inhabitants but less than 300,000 inhabitants, not less than
26 \$18,000 per annum.

1 To each such officer in counties containing 300,000 or more
2 inhabitants but less than 2,000,000 inhabitants, not less than
3 \$20,000 per annum.

4 (b) Those officers beginning a term of office before
5 December 1, 1990 shall be compensated at the rate of their base
6 salary. "Base salary" is the compensation paid for each of
7 those offices, respectively, before July 1, 1989.

8 (c) Those officers beginning a term of office on or after
9 December 1, 1990 shall be compensated as follows:

10 (1) Beginning December 1, 1990, base salary plus at
11 least 3% of base salary.

12 (2) Beginning December 1, 1991, base salary plus at
13 least 6% of base salary.

14 (3) Beginning December 1, 1992, base salary plus at
15 least 9% of base salary.

16 (4) Beginning December 1, 1993, base salary plus at
17 least 12% of base salary.

18 (d) In addition to but separate and apart from the
19 compensation provided in this Section, the county clerk of each
20 county, the recorder of each county, and the chief clerk of
21 each county board of election commissioners shall receive an
22 award as follows:

23 (1) \$4,500 per year after January 1, 1998;

24 (2) \$5,500 per year after January 1, 1999; and

25 (3) \$6,500 per year after January 1, 2000.

26 The total amount required for such awards each year shall be

1 appropriated by the General Assembly to the State Board of
2 Elections which shall distribute the awards in annual lump sum
3 payments to the several county clerks, recorders, and chief
4 election clerks. Beginning December 1, 1990, this annual award,
5 and any other award or stipend paid out of State funds to
6 county officers, shall not affect any other compensation
7 provided by law to be paid to county officers. Notwithstanding
8 any other provision of law, on or after the effective date of
9 this amendatory Act of the 100th General Assembly, elected
10 county officers shall not receive a stipend.

11 (e) Beginning December 1, 1990, no county board may reduce
12 or otherwise impair the compensation payable from county funds
13 to a county officer if the reduction or impairment is the
14 result of the county officer receiving an award or stipend
15 payable from State funds.

16 (f) The compensation, necessary clerk hire, stationery,
17 fuel and other expenses of the county auditor, as fixed by the
18 county board, shall be paid by the county.

19 (g) The population of all counties for the purpose of
20 fixing compensation, as herein provided, shall be based upon
21 the last Federal census immediately previous to the election of
22 the officer in question in each county.

23 (h) With respect to an auditor who takes office on or after
24 the effective date of this amendatory Act of the 95th General
25 Assembly, the auditor shall receive an annual stipend of \$6,500
26 per year. The General Assembly shall appropriate the total

1 amount required for the stipend each year from the Personal
2 Property Tax Replacement Fund to the Department of Revenue, and
3 the Department of Revenue shall distribute the awards in an
4 annual lump sum payment to each county auditor. The stipend
5 shall be in addition to, but separate and apart from, the
6 compensation provided in this Section. Notwithstanding any
7 other provision of law, on or after the effective date of this
8 amendatory Act of the 100th General Assembly, elected county
9 auditors shall not receive a stipend. No county board may
10 reduce or otherwise impair the compensation payable from county
11 funds to the auditor if the reduction or impairment is the
12 result of the auditor receiving an award or stipend pursuant to
13 this subsection.

14 (Source: P.A. 97-72, eff. 7-1-11.)

15 (55 ILCS 5/4-6002) (from Ch. 34, par. 4-6002)

16 Sec. 4-6002. Coroners in counties of less than 2,000,000.

17 (a) The County Board, in all counties of less than
18 2,000,000 inhabitants, shall fix the compensation of Coroners
19 within the limitations fixed by this Division, and shall
20 appropriate for their necessary clerk hire, stationery, fuel,
21 supplies, and other expenses. The compensation of the Coroner
22 shall be fixed separately from his necessary clerk hire,
23 stationery, fuel and other expenses, and such compensation
24 shall be fixed within the following limits:

25 To each Coroner in counties containing less than 5,000

1 inhabitants, not less than \$4,500 per annum.

2 To each Coroner in counties containing 5,000 or more
3 inhabitants but less than 14,000 inhabitants, not less than
4 \$6,000 per annum.

5 To each Coroner in counties containing 14,000 or more
6 inhabitants, but less than 30,000 inhabitants, not less than
7 \$9,000 per annum.

8 To each Coroner in counties containing 30,000 or more
9 inhabitants, but less than 60,000 inhabitants, not less than
10 \$14,000 per annum.

11 To each Coroner in counties containing 60,000 or more
12 inhabitants, but less than 100,000 inhabitants, not less than
13 \$15,000 per annum.

14 To each Coroner in counties containing 100,000 or more
15 inhabitants, but less than 200,000 inhabitants, not less than
16 \$16,500 per annum.

17 To each Coroner in counties containing 200,000 or more
18 inhabitants, but less than 300,000 inhabitants, not less than
19 \$18,000 per annum.

20 To each Coroner in counties containing 300,000 or more
21 inhabitants, but less than 2,000,000 inhabitants, not less than
22 \$20,000 per annum.

23 The population of all counties for the purpose of fixing
24 compensation, as herein provided, shall be based upon the last
25 Federal census immediately previous to the election of the
26 Coroner in question in each county. This Section does not apply

1 to a county which has abolished the elective office of coroner.

2 (b) Those coroners beginning a term of office on or after
3 December 1, 1990 shall be compensated as follows:

4 (1) Beginning December 1, 1990, base salary plus at
5 least 3% of base salary.

6 (2) Beginning December 1, 1991, base salary plus at
7 least 6% of base salary.

8 (3) Beginning December 1, 1992, base salary plus at
9 least 9% of base salary.

10 (4) Beginning December 1, 1993, base salary plus at
11 least 12% of base salary.

12 "Base salary", as used in this subsection (b), means the
13 salary in effect before July 1, 1989.

14 (c) In addition to, but separate and apart from, the
15 compensation provided in this Section, subject to
16 appropriation, the coroner of each county shall receive an
17 annual stipend of \$6,500 to be paid by the Illinois Department
18 of Revenue out of the Personal Property Tax Replacement Fund if
19 his or her term begins on or after December 1, 2000.
20 Notwithstanding any other provision of law, on or after the
21 effective date of this amendatory Act of the 100th General
22 Assembly, elected coroners shall not receive a stipend.

23 (Source: P.A. 97-72, eff. 7-1-11.)

24 (55 ILCS 5/4-6003) (from Ch. 34, par. 4-6003)

25 Sec. 4-6003. Compensation of sheriffs for certain expenses

1 in counties of less than 2,000,000.

2 (a) The County Board, in all counties of less than
3 2,000,000 inhabitants, shall fix the compensation of sheriffs,
4 with the amount of their necessary clerk hire, stationery, fuel
5 and other expenses. The county shall supply the sheriff with
6 all necessary uniforms, guns and ammunition. The compensation
7 of each such officer shall be fixed separately from his
8 necessary clerk hire, stationery, fuel and other expenses.
9 Beginning immediately, no county with a population under
10 2,000,000 may reduce the rate of compensation of its sheriff
11 below the rate of compensation that it was actually paying to
12 its sheriff on January 1, 2002 or the effective date of this
13 amendatory Act of the 92nd General Assembly, whichever is
14 greater.

15 (b) In addition to the requirement of subsection (a), the
16 rate of compensation payable to the sheriff by the county shall
17 not be less than the following:

18 To each such sheriff in counties containing less than
19 10,000 inhabitants, not less than \$27,000 per annum.

20 To each such sheriff in counties containing 10,000 or more
21 inhabitants but less than 20,000 inhabitants, not less than
22 \$31,000 per annum.

23 To each such sheriff in counties containing 20,000 or more
24 inhabitants but less than 30,000 inhabitants, not less than
25 \$34,000 per annum.

26 To each such sheriff in counties containing 30,000 or more

1 inhabitants but less than 60,000 inhabitants, not less than
2 \$37,000 per annum.

3 To each such sheriff in counties containing 60,000 or more
4 inhabitants but less than 100,000 inhabitants, not less than
5 \$40,000 per annum.

6 To each such sheriff in counties containing 100,000 or more
7 inhabitants but less than 2,000,000 inhabitants, not less than
8 \$43,000 per annum.

9 The population of each county for the purpose of fixing
10 compensation as herein provided, shall be based upon the last
11 federal census immediately previous to the election of the
12 sheriff in question in such county.

13 (c) (Blank).

14 (d) In addition to the salary provided for in subsections
15 (a), (b), and (c), beginning December 1, 1998, subject to
16 appropriation, each sheriff, for his or her additional duties
17 imposed by other statutes or laws, shall receive an annual
18 stipend to be paid by the Illinois Department of Revenue out of
19 the Personal Property Tax Replacement Fund in the amount of
20 \$6,500. Notwithstanding any other provision of law, on or after
21 the effective date of this amendatory Act of the 100th General
22 Assembly, an elected sheriff shall not receive a stipend.

23 (e) No county board may reduce or otherwise impair the
24 compensation payable from county funds to a sheriff if the
25 reduction or impairment is the result of the sheriff receiving
26 an award or stipend payable from State funds.

1 (Source: P.A. 97-72, eff. 7-1-11.)

2 (55 ILCS 5/4-8002) (from Ch. 34, par. 4-8002)

3 Sec. 4-8002. Additional compensation of sheriff and
4 recorder.

5 (a) In addition to any salary otherwise provided by law,
6 beginning December 1, 1998, subject to appropriation, the
7 sheriff of Cook County for his or her additional duties imposed
8 by other statutes or laws shall receive an annual stipend to be
9 paid by the Illinois Department of Revenue out of the Personal
10 Property Tax Replacement Fund in the amount of \$6,500.
11 Notwithstanding any other provision of law, on or after the
12 effective date of this amendatory Act of the 100th General
13 Assembly, the Cook County Sheriff shall not receive a stipend.
14 The county board shall not reduce or otherwise impair the
15 compensation payable from county funds to the sheriff if the
16 reduction or impairment is the result of the sheriff receiving
17 a stipend payable from State funds.

18 (b) In addition to any salary otherwise provided by law,
19 beginning December 1, 2000, subject to appropriation, the
20 recorder of deeds of Cook County for his or her additional
21 duties imposed by law shall receive an annual stipend to be
22 paid by the State in an amount equal to the stipend paid to
23 each recorder in other counties under subsection (d) of Section
24 4-6001 of this Code. Notwithstanding any other provision of
25 law, on or after the effective date of this amendatory Act of

1 the 100th General Assembly, the Cook County Recorder of Deeds
 2 shall not receive a stipend. The county board may not reduce or
 3 otherwise impair the compensation payable from county funds to
 4 the recorder of deeds if the reduction or impairment is the
 5 result of the recorder of deeds receiving a stipend payable
 6 from State funds.

7 (Source: P.A. 97-72, eff. 7-1-11; 97-619, eff. 11-14-11.)

8 Section 15. The Clerks of Courts Act is amended by changing
 9 Section 27.3 as follows:

10 (705 ILCS 105/27.3) (from Ch. 25, par. 27.3)

11 Sec. 27.3. Compensation.

12 (a) The county board shall provide the compensation of
 13 Clerks of the Circuit Court, and the amount necessary for clerk
 14 hire, stationery, fuel and other expenses. Beginning December
 15 1, 1989, the compensation per annum for Clerks of the Circuit
 16 Court shall be as follows:

17 In counties where the population is:

18	Less than 14,000	at least \$13,500
19	14,001-30,000.....	at least \$14,500
20	30,001-60,000.....	at least \$15,000
21	60,001-100,000	at least \$15,000
22	100,001-200,000.....	at least \$16,500
23	200,001-300,000.....	at least \$18,000
24	300,001- 3,000,000	at least \$20,000

1 Over 3,000,000 at least \$55,000

2 (b) In counties in which the population is 3,000,000 or
3 less, "base salary" is the compensation paid for each Clerk of
4 the Circuit Court, respectively, before July 1, 1989.

5 (c) The Clerks of the Circuit Court, in counties in which
6 the population is 3,000,000 or less, shall be compensated as
7 follows:

8 (1) Beginning December 1, 1989, base salary plus at
9 least 3% of base salary.

10 (2) Beginning December 1, 1990, base salary plus at
11 least 6% of base salary.

12 (3) Beginning December 1, 1991, base salary plus at
13 least 9% of base salary.

14 (4) Beginning December 1, 1992, base salary plus at
15 least 12% of base salary.

16 (d) In addition to the compensation provided by the county
17 board, each Clerk of the Circuit Court shall receive an award
18 from the State for the additional duties imposed by Sections
19 5-9-1 and 5-9-1.2 of the Unified Code of Corrections, Section
20 10 of the Violent Crime Victims Assistance Act, Section 16-104a
21 of the Illinois Vehicle Code, and other laws, in the following
22 amount:

23 (1) \$3,500 per year before January 1, 1997.

24 (2) \$4,500 per year beginning January 1, 1997.

25 (3) \$5,500 per year beginning January 1, 1998.

26 (4) \$6,500 per year beginning January 1, 1999.

1 The total amount required for such awards shall be appropriated
2 each year by the General Assembly to the Supreme Court, which
3 shall distribute such awards in annual lump sum payments to the
4 Clerks of the Circuit Court in all counties. Notwithstanding
5 any other provision of law, on or after the effective date of
6 this amendatory Act of the 100th General Assembly, elected
7 Clerks of the Circuit Court shall not receive a stipend. This
8 annual award, and any other award or stipend paid out of State
9 funds to the Clerks of the Circuit Court, shall not affect any
10 other compensation provided by law to be paid to Clerks of the
11 Circuit Court.

12 (e) (Blank).

13 (f) No county board may reduce or otherwise impair the
14 compensation payable from county funds to a Clerk of the
15 Circuit Court if the reduction or impairment is the result of
16 the Clerk of the Circuit Court receiving an award or stipend
17 payable from State funds.

18 (Source: P.A. 98-24, eff. 6-19-13.)

19 Section 90. The State Mandates Act is amended by adding
20 Section 8.41 as follows:

21 (30 ILCS 805/8.41 new)

22 Sec. 8.41. Exempt mandate. Notwithstanding Sections 6 and 8
23 of this Act, no reimbursement by the State is required for the
24 implementation of any mandate created by this amendatory Act of

1 the 100th General Assembly.