



Sen. Iris Y. Martinez

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1 AMENDMENT TO HOUSE BILL 626

2 AMENDMENT NO. _____. Amend House Bill 626 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Rental Housing Support Program Act.

6 Section 5. Legislative findings and purpose. The General
7 Assembly finds that in many parts of this State, large numbers
8 of citizens are faced with the inability to secure affordable
9 rental housing. Due to either insufficient wages or a shortage
10 of affordable rental housing stock, or both, many families have
11 difficulty securing decent housing, are subjected to
12 overcrowding, pay too large a portion of their total monthly
13 income for housing and consequently suffer the lack of other
14 basic needs, live in substandard or unhealthy housing, or
15 experience chronic housing instability. Instability and
16 inadequacy in housing limits the employability and
17 productivity of many citizens, adversely affects family health
18 and stress levels, impedes children's ability to learn, and
19 produces corresponding drains on public resources. It is the
20 purpose of this Act to create a State program to help
21 localities address the need for decent, affordable, permanent
22 rental housing.

23 Section 7. Definitions. In this Act:

1 "Authority" means the Illinois Housing Development
2 Authority.

3 "Developer" means any entity that receives a grant under
4 Section 20.

5 "Program" means the Rental Housing Support Program.

6 "Real estate-related document" means any recorded document
7 that affects an interest in real property.

8 "Unit" means a rental apartment unit receiving a subsidy by
9 means of a grant under this Act. "Unit" does not include
10 housing units intended as transitional or temporary housing.

11 Section 10. Creation of Program and distribution of funds.

12 (a) The Rental Housing Support Program is created within
13 the Illinois Housing Development Authority. The Authority
14 shall administer the program and adopt rules for its
15 implementation.

16 (b) The Authority shall distribute amounts appropriated
17 for the Program from the Rental Housing Support Program Fund
18 and any other appropriations provided for the Program as
19 follows:

20 (1) A proportionate share of the annual appropriation,
21 as determined under subsection (d) of Section 15 of this
22 Act shall be distributed to municipalities with a
23 population greater than 2,000,000. Those municipalities
24 shall use at least 10% of those funds in accordance with
25 Section 20 of this Act, and all provisions governing the
26 Authority's actions under Section 20 shall govern the
27 actions of the corporate authorities of a municipality
28 under this Section. As to the balance of the annual
29 distribution, the municipality shall designate a
30 non-profit organization that meets the specific criteria
31 set forth in Section 25 of this Act to serve as the "local
32 administering agency" under Section 15 of this Act.

33 (2) Of the remaining appropriation after the

1 distribution in paragraph (1) of this subsection, the
2 Authority shall designate at least 10% for the purposes of
3 Section 20 of this Act in areas of the State not covered
4 under paragraph (1) of this subsection.

5 (3) The remaining appropriation after the
6 distributions in paragraphs (1) and (2) of this subsection
7 shall be distributed according to Section 15 of this Act in
8 areas of the State not covered under paragraph (1) of this
9 subsection.

10 Section 15. Grants to local administering agencies.

11 (a) Under the program, the Authority shall make grants to
12 local administering agencies to provide subsidies to landlords
13 to enable the landlords to charge rent affordable for
14 low-income tenants. Grants shall also include an amount for the
15 operating expenses of local administering agencies.

16 (b) The Authority shall develop a request-for-proposals
17 process for soliciting proposals from local administering
18 agencies and for awarding grants. The request-for-proposals
19 process and the funded projects must be consistent with the
20 criteria set forth in Section 25 and with additional criteria
21 set forth by the Authority in rules implementing this Act.

22 (c) Local administering agencies may be local governmental
23 bodies, local housing authorities, or not-for-profit
24 organizations. The Authority shall set forth in rules the
25 financial and capacity requirements necessary for an
26 organization to qualify as a local administering agency and the
27 parameters for administration of the grants by local
28 administering agencies.

29 (d) The Authority shall distribute grants to local
30 administering agencies according to a formula based on U.S.
31 Census data. The formula shall determine percentages of the
32 funds to be distributed to the following geographic areas: (i)
33 Chicago; (ii) suburban areas: Cook County (excluding Chicago),

1 DuPage County, Lake County, Kane County, Will County, and
2 McHenry County; (iii) small metropolitan areas: Springfield,
3 Rockford, Peoria, Decatur, Champaign-Urbana,
4 Bloomington-Normal, Rock Island, DeKalb, Madison County,
5 Moline, Pekin, Rantoul, and St. Clair County; and (iv) rural
6 areas, defined as all areas of the State not specifically named
7 in items (i), (ii), and (iii) of this subsection. A geographic
8 area's percentage share shall be determined by the total number
9 of households that have an annual income of less than 50% of
10 State median income for a household of 4 and that are paying
11 more than 30% of their income for rent. The geographic
12 distribution shall be re-determined by the Authority each time
13 new U.S. Census data becomes available. The Authority shall
14 phase in any changes to the geographic formula to prevent a
15 large withdrawal of resources from one area that could
16 negatively impact households receiving rental housing support.

17 (e) In order to ensure applications from all geographic
18 areas of the State, the Authority shall create a plan to ensure
19 that potential local administering agencies have ample time and
20 support to consider making an application and to prepare an
21 application. Such a plan must include, but is not limited to:
22 an outreach and education plan regarding the program and the
23 requirements for a local administering agency; ample time
24 between the initial notice of funding ability and the deadline
25 to submit an application, which shall not be less than 9
26 months; and access to assistance from the Authority or another
27 agency in considering and preparing the application.

28 (f) In order to maintain consistency for households
29 receiving rental housing support, the Authority shall, to the
30 extent possible given funding resources available in the Rental
31 Housing Support Program, continue to fund local administering
32 agencies at the same level on an annual basis, unless the
33 Authority determines that a local administering agency is not
34 meeting the criteria set forth in Section 25 or is not adhering

1 to other standards set forth by rule by the Authority.

2 Section 20. Grants for affordable housing developments.

3 (a) The Authority may award grants under the program
4 directly for the development of affordable rental housing for
5 long-term operating support to enable the rent on such units to
6 be affordable. Developers of such new housing shall apply
7 directly to the Authority for this type of grant under the
8 program.

9 (b) The Authority shall prescribe by rule the application
10 requirements and the qualifications necessary for a developer
11 and a development to qualify for a grant under the program. In
12 any event, however, to qualify for a grant, the development
13 must satisfy the criteria set forth in Section 25, unless
14 waived by the Authority based on special circumstances and in
15 furtherance of the purpose of the program to increase the
16 supply of affordable rental housing.

17 (c) The Authority must use at least 10% of the funds
18 generated for the Program in any given year for grants under
19 this Section. In any given year, the Authority is not required
20 to spend the 10% of its funds that accrues in that year but may
21 add all or part of that 10% to the 10% allocation for
22 subsequent years for the purpose of funding grants under this
23 Section.

24 Section 25. Criteria for awarding grants. The Authority
25 shall adopt rules to govern the awarding of grants and the
26 continuing eligibility for grants under Sections 15 and 20.
27 Requests for proposals under Section 20 must specify that
28 proposals must satisfy these rules. The rules must contain and
29 be consistent with, but need not be limited to, the following
30 criteria:

31 (1) Eligibility for tenancy in the units supported by
32 grants to local administering agencies must be limited to

1 households with gross income at or below 30% of the median
2 family income for the area in which the grant will be made.
3 Fifty percent of the units that are supported by any grant
4 must be set aside for households whose income is at or
5 below 15% of the area median family income for the area in
6 which the grant will be made, provided that local
7 administering agencies may negotiate flexibility in this
8 set-aside with the Authority if they demonstrate that they
9 have been unable to locate sufficient tenants in this lower
10 income range. Income eligibility for units supported by
11 grants to local administering agencies must be verified
12 annually by landlords and submitted to local administering
13 agencies. Tenants must have sufficient income to be able to
14 afford the tenant's share of the rent. For grants awarded
15 under Section 20, eligibility for tenancy in units
16 supported by grants must be limited to households with a
17 gross income at or below 30% of area median family income
18 for the area in which the grant will be made. Fifty percent
19 of the units that are supported by any grant must be set
20 aside for households whose income is at or below 15% of the
21 median family income for the area in which the grant will
22 be made, provided that developers may negotiate
23 flexibility in this set-aside with the Authority or
24 municipality as defined in subsection (b) of Section 10 if
25 it demonstrates that it has been unable to locate
26 sufficient tenants in this lower income range. The
27 Authority shall determine what sources qualify as a
28 tenant's income.

29 (2) Local administering agencies must include
30 2-bedroom, 3-bedroom, and 4-bedroom units among those
31 intended to be supported by grants under the program. In
32 grants under Section 15, the precise number of these units
33 among all the units intended to be supported by a grant
34 must be based on need in the community for larger units and

1 other factors that the Authority specifies in rules. The
2 local administering agency must specify the basis for the
3 numbers of these units that are proposed for support under
4 a grant. Local administering agencies must make a good
5 faith effort to comply with this allocation of unit sizes.
6 In grants awarded under Section 20, developers and the
7 Authority or municipality, as defined in subsection (b) of
8 Section 10, shall negotiate the numbers and sizes of units
9 to be built in a project and supported by the grant.

10 (3) Under grants awarded under Section 15, local
11 administering agencies must enter into a payment contract
12 with the landlord that defines the method of payment and
13 must pay subsidies to landlords on a quarterly basis and in
14 advance of the quarter paid for.

15 (4) Local administering agencies and developers must
16 specify how vacancies in units supported by a grant must be
17 advertised and they must include provisions for outreach to
18 local homeless shelters, organizations that work with
19 people with disabilities, and others interested in
20 affordable housing.

21 (5) The local administering agency or developer must
22 establish a schedule for the tenant's rental obligation for
23 units supported by a grant. The tenant's share of the rent
24 must be a flat amount, calculated annually, based on the
25 size of the unit and the household's income category. In
26 establishing the schedule for the tenant's rental
27 obligation, the local administering agency or developer
28 must use 30% of gross income within an income range as a
29 guide, and it may charge an additional or lesser amount.

30 (6) The amount of the subsidy provided under a grant
31 for a unit must be the difference between the amount of the
32 tenant's obligation and the total amount of rent for the
33 unit. The total amount of rent for the unit must be
34 negotiated between the local administering authority and

1 the landlord under Section 15, or between the Authority or
2 municipality, as defined in subsection (b) of Section 10,
3 and the developer under Section 20, using comparable rents
4 for units of comparable size and condition in the
5 surrounding community as a guideline.

6 (7) Local administering agencies and developers,
7 pursuant to criteria the Authority develops in rules, must
8 ensure that there are procedures in place to maintain the
9 safety and habitability of units supported under grants.
10 Local administering agencies must inspect units before
11 supporting them under a grant awarded under Section 15.

12 (8) Local administering agencies must provide or
13 ensure that tenants are provided with a "bill of rights"
14 with their lease setting forth local landlord-tenant laws
15 and procedures and contact information for the local
16 administering agency.

17 (9) A local administering agency must create a plan
18 detailing a process for helping to provide information,
19 when necessary, on how to access education, training, and
20 other supportive services to tenants living in units
21 supported under the grant. The plan must be submitted as a
22 part of the administering agency's proposal to the
23 Authority required under Section 15.

24 (10) Local administering agencies and developers may
25 not use funding under the grant to develop or support
26 housing that requires that a tenant has a particular
27 diagnosis or type or presence of disability as a condition
28 of eligibility for occupancy unless the requirement is
29 mandated by another funding source for the housing.

30 (11) In order to plan for periodic fluctuations in
31 program revenue, the Authority shall establish by rule a
32 mechanism for establishing a reserve fund and the level of
33 funding that shall be held in reserve either by the
34 Authority or by local administering agencies.

1 Section 85. The State Finance Act is amended by adding
2 Section 5.640 as follows:

3 (30 ILCS 105/5.640 new)

4 Sec. 5.640. The Rental Housing Support Program Fund.

5 Section 90. The Counties Code is amended by changing
6 Sections 3-5018 and 4-12002 as follows:

7 (55 ILCS 5/3-5018) (from Ch. 34, par. 3-5018)

8 Sec. 3-5018. Fees. The recorder elected as provided for in
9 this Division shall receive such fees as are or may be provided
10 for him by law, in case of provision therefor: otherwise he
11 shall receive the same fees as are or may be provided in this
12 Section, except when increased by county ordinance pursuant to
13 the provisions of this Section, to be paid to the county clerk
14 for his services in the office of recorder for like services.

15 For recording deeds or other instruments \$12 for the first
16 4 pages thereof, plus \$1 for each additional page thereof, plus
17 \$1 for each additional document number therein noted. The
18 aggregate minimum fee for recording any one instrument shall
19 not be less than \$12.

20 For recording deeds or other instruments wherein the
21 premises affected thereby are referred to by document number
22 and not by legal description a fee of \$1 in addition to that
23 hereinabove referred to for each document number therein noted.

24 For recording assignments of mortgages, leases or liens \$12
25 for the first 4 pages thereof, plus \$1 for each additional page
26 thereof. However, except for leases and liens pertaining to
27 oil, gas and other minerals, whenever a mortgage, lease or lien
28 assignment assigns more than one mortgage, lease or lien
29 document, a \$7 fee shall be charged for the recording of each
30 such mortgage, lease or lien document after the first one.

1 For recording maps or plats of additions or subdivisions
2 approved by the county or municipality (including the spreading
3 of the same of record in map case or other proper books) or
4 plats of condominiums \$50 for the first page, plus \$1 for each
5 additional page thereof except that in the case of recording a
6 single page, legal size 8 1/2 x 14, plat of survey in which
7 there are no more than two lots or parcels of land, the fee
8 shall be \$12. In each county where such maps or plats are to be
9 recorded, the recorder may require the same to be accompanied
10 by such number of exact, true and legible copies thereof as the
11 recorder deems necessary for the efficient conduct and
12 operation of his office.

13 For certified copies of records the same fees as for
14 recording, but in no case shall the fee for a certified copy of
15 a map or plat of an addition, subdivision or otherwise exceed
16 \$10.

17 Each certificate of such recorder of the recording of the
18 deed or other writing and of the date of recording the same
19 signed by such recorder, shall be sufficient evidence of the
20 recording thereof, and such certificate including the indexing
21 of record, shall be furnished upon the payment of the fee for
22 recording the instrument, and no additional fee shall be
23 allowed for the certificate or indexing.

24 The recorder shall charge an additional fee, in an amount
25 equal to the fee otherwise provided by law, for recording a
26 document (other than a document filed under the Plat Act or the
27 Uniform Commercial Code) that does not conform to the following
28 standards:

- 29 (1) The document shall consist of one or more
30 individual sheets measuring 8.5 inches by 11 inches, not
31 permanently bound and not a continuous form. Graphic
32 displays accompanying a document to be recorded that
33 measure up to 11 inches by 17 inches shall be recorded
34 without charging an additional fee.

1 (2) The document shall be legibly printed in black ink,
2 by hand, type, or computer. Signatures and dates may be in
3 contrasting colors if they will reproduce clearly.

4 (3) The document shall be on white paper of not less
5 than 20-pound weight and shall have a clean margin of at
6 least one-half inch on the top, the bottom, and each side.
7 Margins may be used for non-essential notations that will
8 not affect the validity of the document, including but not
9 limited to form numbers, page numbers, and customer
10 notations.

11 (4) The first page of the document shall contain a
12 blank space, measuring at least 3 inches by 5 inches, from
13 the upper right corner.

14 (5) The document shall not have any attachment stapled
15 or otherwise affixed to any page.

16 A document that does not conform to these standards shall not
17 be recorded except upon payment of the additional fee required
18 under this paragraph. This paragraph, as amended by this
19 amendatory Act of 1995, applies only to documents dated after
20 the effective date of this amendatory Act of 1995.

21 The county board of any county may provide for an
22 additional charge of \$3 for filing every instrument, paper, or
23 notice for record, (1) in order to defray the cost of
24 converting the county recorder's document storage system to
25 computers or micrographics and (2) in order to defray the cost
26 of providing access to records through the global information
27 system known as the Internet.

28 A special fund shall be set up by the treasurer of the
29 county and such funds collected pursuant to Public Act 83-1321
30 shall be used (1) for a document storage system to provide the
31 equipment, materials and necessary expenses incurred to help
32 defray the costs of implementing and maintaining such a
33 document records system and (2) for a system to provide
34 electronic access to those records.

1 The county board of any county that provides and maintains
2 a countywide map through a Geographic Information System (GIS)
3 may provide for an additional charge of \$3 for filing every
4 instrument, paper, or notice for record (1) in order to defray
5 the cost of implementing or maintaining the county's Geographic
6 Information System and (2) in order to defray the cost of
7 providing electronic access to the county's Geographic
8 Information System records. Of that amount, \$2 must be
9 deposited into a special fund set up by the treasurer of the
10 county, and any moneys collected pursuant to this amendatory
11 Act of the 91st General Assembly and deposited into that fund
12 must be used solely for the equipment, materials, and necessary
13 expenses incurred in implementing and maintaining a Geographic
14 Information System and in order to defray the cost of providing
15 electronic access to the county's Geographic Information
16 System records. The remaining \$1 must be deposited into the
17 recorder's special funds created under Section 3-5005.4. The
18 recorder may, in his or her discretion, use moneys in the funds
19 created under Section 3-5005.4 to defray the cost of
20 implementing or maintaining the county's Geographic
21 Information System and to defray the cost of providing
22 electronic access to the county's Geographic Information
23 System records.

24 The recorder shall collect an \$11 Rental Housing Support
25 Program State surcharge for the recordation of any real
26 estate-related document. Payment of the Rental Housing Support
27 Program State surcharge shall be evidenced by a receipt that
28 shall be marked upon or otherwise affixed to the real
29 estate-related document by the recorder. The form of this
30 receipt shall be prescribed by the Department of Revenue and
31 the receipts shall be issued by the Department of Revenue to
32 each county recorder. The surcharge moneys collected shall be
33 distributed as follows:

34 (1) One dollar of each surcharge shall be deposited

1 into the county's general revenue fund.

2 (2) One dollar of each surcharge shall be deposited
3 into a special account of the county in which it was
4 collected, to be known as the County Housing Surcharge
5 Account. All amounts in that Account may be used for the
6 costs of administering the Rental Housing Support Program
7 State Surcharge and any other legal expenditures for the
8 operation of the office of the recorder. Those amounts may
9 not be appropriated or expended for any other purpose. The
10 amounts available to the recorder for expenditure from that
11 Account shall not offset or reduce any other county
12 appropriations or funding of the office of the recorder.

13 (3) On the 15th day of each month, each county recorder
14 shall report to the Department of Revenue, on a form
15 prescribed by the Department, the number of real
16 estate-related documents recorded for which the Rental
17 Housing Support Program State surcharge was collected.
18 Each recorder shall submit \$9 of each surcharge collected
19 in the preceding month to the Department of Revenue and the
20 Department shall deposit these amounts in the Rental
21 Housing Support Program Fund. Subject to appropriation,
22 amounts in the Fund may be expended only for the purpose of
23 funding and administering the Rental Housing Support
24 Program.

25 For purposes of this Section, "real estate-related
26 document" means that term as it is defined in Section 7 of the
27 Rental Housing Support Program Act.

28 The foregoing fees allowed by this Section are the maximum
29 fees that may be collected from any officer, agency, department
30 or other instrumentality of the State. The county board may,
31 however, by ordinance, increase the fees allowed by this
32 Section and collect such increased fees from all persons and
33 entities other than officers, agencies, departments and other
34 instrumentalities of the State if the increase is justified by

1 an acceptable cost study showing that the fees allowed by this
2 Section are not sufficient to cover the cost of providing the
3 service. Regardless of any other provision in this Section, the
4 maximum fee that may be collected from the Department of
5 Revenue for filing or indexing a lien, certificate of lien
6 release or subordination, or any other type of notice or other
7 documentation affecting or concerning a lien is \$5. Regardless
8 of any other provision in this Section, the maximum fee that
9 may be collected from the Department of Revenue for indexing
10 each additional name in excess of one for any lien, certificate
11 of lien release or subordination, or any other type of notice
12 or other documentation affecting or concerning a lien is \$1.

13 A statement of the costs of providing each service, program
14 and activity shall be prepared by the county board. All
15 supporting documents shall be public record and subject to
16 public examination and audit. All direct and indirect costs, as
17 defined in the United States Office of Management and Budget
18 Circular A-87, may be included in the determination of the
19 costs of each service, program and activity.

20 (Source: P.A. 92-16, eff. 6-28-01; 92-492, eff. 1-1-02; 93-256,
21 eff. 7-22-03.)

22 (55 ILCS 5/4-12002) (from Ch. 34, par. 4-12002)

23 Sec. 4-12002. Fees of recorder in third class counties. The
24 fees of the recorder in counties of the third class for
25 recording deeds or other instruments in writing and maps of
26 plats of additions, subdivisions or otherwise, and for
27 certifying copies of records, shall be paid in advance and
28 shall be as follows:

29 For recording deeds or other instruments \$20 for the first
30 2 pages thereof, plus \$2 for each additional page thereof. The
31 aggregate minimum fee for recording any one instrument shall
32 not be less than \$20.

33 For recording deeds or other instruments wherein the

1 premises affected thereby are referred to by document number
2 and not by legal description the recorder shall charge a fee of
3 \$4 in addition to that hereinabove referred to for each
4 document number therein noted.

5 For recording deeds or other instruments wherein more than
6 one tract, parcel or lot is described and such additional
7 tract, or tracts, parcel or parcels, lot or lots is or are
8 described therein as falling in a separate or different
9 addition or subdivision the recorder shall charge as an
10 additional fee, to that herein provided, the sum of \$2 for each
11 additional addition or subdivision referred to in such deed or
12 instrument.

13 For recording maps or plats of additions, subdivisions or
14 otherwise (including the spreading of the same of record in
15 well bound books) \$100 plus \$2 for each tract, parcel or lot
16 contained therein.

17 For certified copies of records the same fees as for
18 recording, but in no case shall the fee for a certified copy of
19 a map or plat of an addition, subdivision or otherwise exceed
20 \$200.

21 For non-certified copies of records, an amount not to
22 exceed one half of the amount provided herein for certified
23 copies, according to a standard scale of fees, established by
24 county ordinance and made public.

25 For filing of each release of any chattel mortgage or trust
26 deed which has been filed but not recorded and for indexing the
27 same in the book to be kept for that purpose \$10.

28 For processing the sworn or affirmed statement required for
29 filing a deed or assignment of a beneficial interest in a land
30 trust in accordance with Section 3-5020 of this Code, \$2.

31 The recorder shall charge an additional fee, in an amount
32 equal to the fee otherwise provided by law, for recording a
33 document (other than a document filed under the Plat Act or the
34 Uniform Commercial Code) that does not conform to the following

1 standards:

2 (1) The document shall consist of one or more
3 individual sheets measuring 8.5 inches by 11 inches, not
4 permanently bound and not a continuous form. Graphic
5 displays accompanying a document to be recorded that
6 measure up to 11 inches by 17 inches shall be recorded
7 without charging an additional fee.

8 (2) The document shall be legibly printed in black ink,
9 by hand, type, or computer. Signatures and dates may be in
10 contrasting colors if they will reproduce clearly.

11 (3) The document shall be on white paper of not less
12 than 20-pound weight and shall have a clean margin of at
13 least one-half inch on the top, the bottom, and each side.
14 Margins may be used only for non-essential notations that
15 will not affect the validity of the document, including but
16 not limited to form numbers, page numbers, and customer
17 notations.

18 (4) The first page of the document shall contain a
19 blank space, measuring at least 3 inches by 5 inches, from
20 the upper right corner.

21 (5) The document shall not have any attachment stapled
22 or otherwise affixed to any page.

23 A document that does not conform to these standards shall not
24 be recorded except upon payment of the additional fee required
25 under this paragraph. This paragraph, as amended by this
26 amendatory Act of 1995, applies only to documents dated after
27 the effective date of this amendatory Act of 1995.

28 The recorder shall collect an \$11 Rental Housing Support
29 Program State surcharge for the recordation of any real
30 estate-related document. Payment of the Rental Housing Support
31 Program State surcharge shall be evidenced by a receipt that
32 shall be marked upon or otherwise affixed to the real
33 estate-related document by the recorder. The form of this
34 receipt shall be prescribed by the Department of Revenue and

1 the receipts shall be issued by the Department of Revenue to
2 each county recorder. The surcharge moneys collected shall be
3 distributed as follows:

4 (1) One dollar of each surcharge shall be deposited
5 into the county's general revenue fund.

6 (2) One dollar of each surcharge shall be deposited
7 into a special account of the county in which it was
8 collected, to be known as the County Housing Surcharge
9 Account. All amounts in that Account may be used for the
10 costs of administering the Rental Housing Support Program
11 State Surcharge and any other legal expenditures for the
12 operation of the office of the recorder. Those amounts may
13 not be appropriated or expended for any other purpose. The
14 amounts available to the recorder for expenditure from that
15 Account shall not offset or reduce any other county
16 appropriations or funding of the office of the recorder.

17 (3) On the 15th day of each month, each county recorder
18 shall report to the Department of Revenue, on a form
19 prescribed by the Department, the number of real
20 estate-related documents recorded for which the Rental
21 Housing Support Program State surcharge was collected.
22 Each recorder shall submit \$9 of each surcharge collected
23 in the preceding month to the Department of Revenue and the
24 Department shall deposit these amounts in the Rental
25 Housing Support Program Fund. Subject to appropriation,
26 amounts in the Fund may be expended only for the purpose of
27 funding and administering the Rental Housing Support
28 Program.

29 For purposes of this Section, "real estate-related
30 document" means that term as it is defined in Section 7 of the
31 Rental Housing Support Program Act.

32 The fee requirements of this Section apply to units of
33 local government and school districts.

34 Regardless of any other provision in this Section, the

1 maximum fee that may be collected from the Department of
2 Revenue for filing or indexing a lien, certificate of lien
3 release or subordination, or any other type of notice or other
4 documentation affecting or concerning a lien is \$5. Regardless
5 of any other provision in this Section, the maximum fee that
6 may be collected from the Department of Revenue for indexing
7 each additional name in excess of one for any lien, certificate
8 of lien release or subordination, or any other type of notice
9 or other documentation affecting or concerning a lien is \$1.
10 (Source: P.A. 92-492, eff. 1-1-02; 93-671, eff. 6-1-04.)

11 Section 99. Effective date. This Act takes effect July 1,
12 2005.".