

# HB0251



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB0251

by Rep. Lawrence Walsh, Jr.

#### SYNOPSIS AS INTRODUCED:

35 ILCS 200/21-135

Amends the Property Tax Code. Provides that the notice of application for judgment and sale may be mailed by first-class mail (currently, registered or certified mail). Provides that the envelope containing the notice shall be clearly marked "Notice of Judgment and Sale of Unpaid Property Taxes". Removes a requirement that the county collector must present proof of the mailing to the court along with the application for judgement.

LRB101 04678 HLH 49687 b

A BILL FOR

1 AN ACT concerning revenue.

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 21-135 as follows:

6 (35 ILCS 200/21-135)

7 Sec. 21-135. Mailed notice of application for judgment and  
8 sale. Not less than 15 days before the date of application for  
9 judgment and sale of delinquent properties, the county  
10 collector shall mail, by first-class ~~registered or certified~~  
11 mail, a notice of the forthcoming application for judgment and  
12 sale to the person shown by the current collector's warrant  
13 book to be the party in whose name the taxes were last assessed  
14 or to the current owner of record and, if applicable, to the  
15 party specified under Section 15-170. The notice shall include  
16 the intended dates of application for judgment and sale and  
17 commencement of the sale, and a description of the properties.  
18 The envelope containing the notice shall be clearly marked  
19 "Notice of Judgment and Sale of Unpaid Property Taxes". ~~The~~  
20 ~~county collector must present proof of the mailing to the court~~  
21 ~~along with the application for judgement.~~

22 In counties with less than 3,000,000 inhabitants, a copy of  
23 this notice shall also be mailed by the county collector by

1 first-class ~~registered or certified~~ mail to any lienholder of  
2 record who annually requests a copy of the notice. The envelope  
3 containing the notice shall be clearly marked "Notice of  
4 Judgment and Sale of Unpaid Property Taxes". The failure of the  
5 county collector to mail a notice or its non-delivery to the  
6 lienholder shall not affect the validity of the judgment.

7 In counties with 3,000,000 or more inhabitants, notice  
8 shall not be mailed to any person when, under Section 14-15, a  
9 certificate of error has been executed by the county assessor  
10 or by both the county assessor and board of appeals (until the  
11 first Monday in December 1998 and the board of review beginning  
12 the first Monday in December 1998 and thereafter), except as  
13 provided by court order under Section 21-120.

14 The collector shall collect \$10 from the proceeds of each  
15 sale to cover the costs of ~~registered or certified~~ mailing and  
16 the costs of advertisement and publication. If a taxpayer pays  
17 the taxes on the property after the notice of the forthcoming  
18 application for judgment and sale is mailed but before the sale  
19 is made, then the collector shall collect \$10 from the taxpayer  
20 to cover the costs of ~~registered or certified~~ mailing and the  
21 costs of advertisement and publication.

22 (Source: P.A. 93-899, eff. 8-10-04.)