

# HB3836



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB3836

Introduced 2/22/2021, by Rep. Lindsey LaPointe

#### SYNOPSIS AS INTRODUCED:

35 ILCS 200/21-135

Amends the Property Tax Code. Provides that the notice of judgment and sale shall also be sent by first class mail (currently, registered or certified mail only). Provides that, if any notice is returned as undeliverable and includes an updated mailing address, the county collector shall mail a second notice to the new address. Provides that the collector shall collect \$30 (currently, \$10) from each tax purchaser prior to the issuance of any certificate of purchase to cover the costs of mailing. Effective January 1, 2022.

LRB102 12899 HLH 18242 b

FISCAL NOTE ACT  
MAY APPLY

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 registered or certified mail and by  
11 first class mail, a notice of the forthcoming application for  
12 judgment and sale to the person shown by the current  
13 collector's warrant book to be the party in whose name the  
14 taxes were last assessed or to the current owner of record and,  
15 if applicable, to the party specified under Section 15-170.  
16 The notice shall include the intended dates of application for  
17 judgment and sale and commencement of the sale, and a  
18 description of the properties. If any notice is returned as  
19 undeliverable and includes an updated mailing address, the  
20 county collector shall mail a second notice to the new address  
21 by registered or certified mail and by first class mail. The  
22 second notice does not change the date of application for  
23 judgment and sale stated in the original notice. The county

1 collector must present proof of the mailing or mailings and  
2 any returned mail to the court along with the application for  
3 judgement.

4 In counties with less than 3,000,000 inhabitants, a copy  
5 of this notice shall also be mailed by the county collector by  
6 registered or certified mail to any lienholder of record who  
7 annually requests a copy of the notice. The failure of the  
8 county collector to mail a notice or its non-delivery to the  
9 lienholder shall not affect the validity of the judgment.

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

17 The collector shall collect \$30 from each person  
18 purchasing any property at a sale under this Code prior to the  
19 issuance of any certificate of purchase ~~\$10 from the proceeds~~  
20 ~~of each sale~~ to cover the costs of ~~registered or certified~~  
21 mailing and the costs of advertisement and publication. ~~If a~~  
22 ~~taxpayer pays the taxes on the property after the notice of the~~  
23 ~~forthcoming application for judgment and sale is mailed but~~  
24 ~~before the sale is made, then the collector shall collect \$10~~  
25 ~~from the taxpayer to cover the costs of registered or~~  
26 ~~certified mailing and the costs of advertisement and~~

1 ~~publication.~~

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

3 Section 99. Effective date. This Act takes effect January  
4 1, 2022.