



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB1823

Introduced 2/23/2007, by Rep. Dan Brady

#### SYNOPSIS AS INTRODUCED:

55 ILCS 5/4-6001  
55 ILCS 5/4-6003

from Ch. 34, par. 4-6001  
from Ch. 34, par. 4-6003

Amends the Counties Code. Provides that beginning July 1, 2007, no county with a population under 2,000,000 may reduce the rate of compensation of a county officer below the rate it was actually paying on January 1, 2007 or the effective date of the amendatory Act, whichever is greater. Effective immediately.

LRB095 09770 HLH 32014 b

FISCAL NOTE ACT  
MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

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 Counties Code is amended by changing  
5 Sections 4-6001 and 4-6003 as follows:

6 (55 ILCS 5/4-6001) (from Ch. 34, par. 4-6001)

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

8 (a) In all counties of less than 2,000,000 inhabitants, the  
9 compensation of Coroners, County Treasurers, County Clerks,  
10 Recorders and Auditors shall be determined under this Section.  
11 The County Board in those counties shall fix the amount of the  
12 necessary clerk hire, stationery, fuel and other expenses of  
13 those officers. The compensation of those officers shall be  
14 separate from the necessary clerk hire, stationery, fuel and  
15 other expenses, and such compensation (except for coroners in  
16 those counties with less than 2,000,000 population in which the  
17 coroner's compensation is set in accordance with Section  
18 4-6002) shall be fixed within the following limits:

19 To each such officer in counties containing less than  
20 14,000 inhabitants, not less than \$13,500 per annum.

21 To each such officer in counties containing 14,000 or more  
22 inhabitants, but less than 30,000 inhabitants, not less than  
23 \$14,500 per annum.

1 To each such officer in counties containing 30,000 or more  
2 inhabitants but less than 60,000 inhabitants, not less than  
3 \$15,000 per annum.

4 To each such officer in counties containing 60,000 or more  
5 inhabitants but less than 100,000 inhabitants, not less than  
6 \$15,000 per annum.

7 To each such officer in counties containing 100,000 or more  
8 inhabitants but less than 200,000 inhabitants, not less than  
9 \$16,500 per annum.

10 To each such officer in counties containing 200,000 or more  
11 inhabitants but less than 300,000 inhabitants, not less than  
12 \$18,000 per annum.

13 To each such officer in counties containing 300,000 or more  
14 inhabitants but less than 2,000,000 inhabitants, not less than  
15 \$20,000 per annum.

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

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

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

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

26 (3) Beginning December 1, 1992, base salary plus at

1 least 9% of base salary.

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

4 (d) In addition to but separate and apart from the  
5 compensation provided in this Section, the county clerk of each  
6 county, the recorder of each county, and the chief clerk of  
7 each county board of election commissioners shall receive an  
8 award as follows:

9 (1) \$4,500 per year after January 1, 1998;

10 (2) \$5,500 per year after January 1, 1999; and

11 (3) \$6,500 per year after January 1, 2000.

12 The total amount required for such awards each year shall be  
13 appropriated by the General Assembly to the State Board of  
14 Elections which shall distribute the awards in annual lump sum  
15 payments to the several county clerks, recorders, and chief  
16 election clerks. Beginning December 1, 1990, this annual award,  
17 and any other award or stipend paid out of State funds to  
18 county officers, shall not affect any other compensation  
19 provided by law to be paid to county officers.

20 (e) Beginning December 1, 1990, no county board may reduce  
21 or otherwise impair the compensation payable from county funds  
22 to a county officer if the reduction or impairment is the  
23 result of the county officer receiving an award or stipend  
24 payable from State funds. Beginning July 1, 2007, no county  
25 with a population under 2,000,000 may reduce the rate of  
26 compensation of a county officer below the rate of compensation

1 that it was actually paying to the county officer on January 1,  
2 2007 or the effective date of this amendatory Act of the 95th  
3 General Assembly, whichever is greater.

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

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

11 (Source: P.A. 90-713, eff. 12-1-98.)

12 (55 ILCS 5/4-6003) (from Ch. 34, par. 4-6003)

13 Sec. 4-6003. Compensation of sheriffs for certain expenses  
14 in counties of less than 2,000,000.

15 (a) The County Board, in all counties of less than  
16 2,000,000 inhabitants, shall fix the compensation of sheriffs,  
17 with the amount of their necessary clerk hire, stationery, fuel  
18 and other expenses. The county shall supply the sheriff with  
19 all necessary uniforms, guns and ammunition. The compensation  
20 of each such officer shall be fixed separately from his  
21 necessary clerk hire, stationery, fuel and other expenses.  
22 Beginning immediately, no county with a population under  
23 2,000,000 may reduce the rate of compensation of its sheriff  
24 below the rate of compensation that it was actually paying to  
25 its sheriff on January 1, 2002 or the effective date of this

1 amendatory Act of the 92nd General Assembly, whichever is  
2 greater. Beginning July 1, 2007, no county with a population  
3 under 2,000,000 may reduce the rate of compensation of its  
4 sheriff below the rate of compensation that it was actually  
5 paying to its sheriff on January 1, 2007 or the effective date  
6 of this amendatory Act of the 95th General Assembly, whichever  
7 is greater.

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

11 To each such sheriff in counties containing less than  
12 10,000 inhabitants, not less than \$27,000 per annum.

13 To each such sheriff in counties containing 10,000 or more  
14 inhabitants but less than 20,000 inhabitants, not less than  
15 \$31,000 per annum.

16 To each such sheriff in counties containing 20,000 or more  
17 inhabitants but less than 30,000 inhabitants, not less than  
18 \$34,000 per annum.

19 To each such sheriff in counties containing 30,000 or more  
20 inhabitants but less than 60,000 inhabitants, not less than  
21 \$37,000 per annum.

22 To each such sheriff in counties containing 60,000 or more  
23 inhabitants but less than 100,000 inhabitants, not less than  
24 \$40,000 per annum.

25 To each such sheriff in counties containing 100,000 or more  
26 inhabitants but less than 2,000,000 inhabitants, not less than

1 \$43,000 per annum.

2 The population of each county for the purpose of fixing  
3 compensation as herein provided, shall be based upon the last  
4 federal census immediately previous to the election of the  
5 sheriff in question in such county.

6 (c) (Blank).

7 (d) In addition to the salary provided for in subsections  
8 (a), (b), and (c), beginning December 1, 1998, each sheriff,  
9 for his or her additional duties imposed by other statutes or  
10 laws, shall receive an annual stipend to be paid by the State  
11 in the amount of \$6,500.

12 (e) No county board may reduce or otherwise impair the  
13 compensation payable from county funds to a sheriff if the  
14 reduction or impairment is the result of the sheriff receiving  
15 an award or stipend payable from State funds.

16 (Source: P.A. 92-616, eff. 7-8-02.)

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.