



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB6933

by Rep. Ron Stephens

SYNOPSIS AS INTRODUCED:

10 ILCS 5/Art. 9 heading
10 ILCS 5/9-8.7 new
35 ILCS 200/21-220

Amends the Election Code. Provides that registered tax purchasers are prohibited from making campaign contributions to candidates for county treasurer in the county in which the tax purchaser is registered. Amends the Property Tax Code. Provides that tax purchasers in all counties must register with the county collector. Preempts the concurrent exercise of home rule powers. Effective immediately.

LRB096 24068 HLH 43486 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

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 Election Code is amended by changing the
5 heading of Article 9 and by adding Section 9-8.7 as follows:

6 (10 ILCS 5/Art. 9 heading)

7 ARTICLE 9. DISCLOSURE AND PROHIBITION OF CAMPAIGN
8 CONTRIBUTIONS AND EXPENDITURES

9 (Text of Section after amendment by P.A. 96-832)

10 ARTICLE 9. DISCLOSURE, ~~AND~~ REGULATION, AND PROHIBITION OF
11 CAMPAIGN
12 CONTRIBUTIONS AND EXPENDITURES

13 (Source: P.A. 96-832, eff. 1-1-11.)

14 (10 ILCS 5/9-8.7 new)

15 Sec. 9-8.7. Campaign contributions from tax purchasers
16 prohibited. It is unlawful for any tax purchaser who is
17 registered under Section 21-220 of the Property Tax Code to
18 make a campaign contribution to any candidate for county
19 treasurer in the county in which the tax purchaser is
20 registered. It is unlawful for any candidate for county
21 treasurer to knowingly accept or receive any contribution

1 prohibited by this Section.

2 Section 10. The Property Tax Code is amended by changing
3 Section 21-220 as follows:

4 (35 ILCS 200/21-220)

5 Sec. 21-220. Letter of credit or bond in counties of
6 3,000,000 or more; ~~registration in other counties.~~ In counties
7 with 3,000,000 or more inhabitants, no person shall make an
8 offer to pay the amount due on any property and the collector
9 shall not accept or acknowledge an offer from any person who
10 has not, at least 10 business days prior to making the offer,
11 registered with the county collector and deposited with the
12 collector, ~~not less than 10 days prior to making such offer,~~ an
13 irrevocable and unconditional letter of credit or such other
14 unconditional bond payable to the order of the collector in an
15 amount not less than 1.5 times the amount of any tax or special
16 assessment due upon the property, provided that in no event
17 shall the irrevocable and unconditional letter of credit or
18 such other unconditional bond be in an amount less than \$1,000.
19 The collector may without notice draw upon the letter of credit
20 or bond in the event payment of the amount due together with
21 interest and costs thereon is not made forthwith by the person
22 purchasing any property. At all times during the sale, any
23 person making an offer or offers to pay the amount or amounts
24 due on any properties shall maintain the letter of credit or

1 bond with the collector in an amount not less than 1.5 times
2 the amount due on the properties which he or she has purchased
3 and for which he or she has not paid.

4 In counties with less than 3,000,000 inhabitants, ~~unless~~
5 ~~the county board provides otherwise,~~ no person shall be
6 eligible to bid who did not register with the county collector
7 at least 10 business days prior to the first day of sale
8 authorized under Section 21-115. The registration must be
9 accompanied by a deposit in an amount determined by the county
10 collector, but not to exceed \$250 in counties of less than
11 50,000 inhabitants or \$500 in all other counties, which must be
12 applied to the amount due on the properties that the registrant
13 has purchased. If the registrant cannot participate in the tax
14 sale, then he or she may notify the tax collector, no later
15 than 5 business days prior to the sale, of the name of the
16 substitute person who will participate in the sale in the
17 registrant's place, and an additional deposit is not required
18 for any such substitute person. If the registrant does not
19 attend the sale, then the deposit is forfeited to the Tax Sale
20 Automation Fund established under Section 21-245. If the
21 registrant does attend the sale and attempts, but fails, to
22 purchase any parcels offered for sale, then the deposit must be
23 refunded to the registrant. Each county that does not impose a
24 registration requirement on the effective date of this
25 amendatory Act of the 96th General Assembly shall require
26 registration under this Section beginning with the first tax

1 sale to occur in the county not less than 12 months after the
2 effective date of this amendatory Act of the 96th General
3 Assembly.

4 A home rule unit may not conduct tax sales in a manner that
5 is inconsistent with this Section. This Section is a limitation
6 under subsection (i) of Section 6 of Article VII of the
7 Illinois Constitution on the concurrent exercise by home rule
8 units of powers and functions exercised by the State.

9 (Source: P.A. 95-537, eff. 8-28-07.)

10 Section 95. No acceleration or delay. Where this Act makes
11 changes in a statute that is represented in this Act by text
12 that is not yet or no longer in effect (for example, a Section
13 represented by multiple versions), the use of that text does
14 not accelerate or delay the taking effect of (i) the changes
15 made by this Act or (ii) provisions derived from any other
16 Public Act.

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