



Rep. Robert Rita

Filed: 4/8/2011

09700HB0465ham001

LRB097 03292 PJG 54144 a

1 AMENDMENT TO HOUSE BILL 465

2 AMENDMENT NO. _____. Amend House Bill 465 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Finance Act is amended by changing
5 Sections 5.707 and 6z-72 as follows:

6 (30 ILCS 105/5.707)

7 Sec. 5.707. The ~~Married Families~~ Domestic Violence Fund.
8 (Source: P.A. 95-711, eff. 6-1-08; 96-328, eff. 8-11-09.)

9 (30 ILCS 105/6z-72)

10 Sec. 6z-72. ~~Married Families~~ Domestic Violence Fund. The
11 ~~Married Families~~ Domestic Violence Fund is created as a special
12 fund in the State treasury. Subject to appropriation and
13 subject to approval by the Attorney General, the moneys in the
14 Fund shall be paid as grants to public or private nonprofit
15 agencies solely for the purposes of facilitating or providing

1 free domestic violence legal advocacy, assistance, or services
2 to married or formerly married victims of domestic violence
3 related to order of protection proceedings, dissolution of
4 marriage proceedings, declaration of invalidity of marriage
5 proceedings, legal separation proceedings, child custody
6 proceedings, visitation proceedings, or other proceedings for
7 civil remedies for domestic violence. The Attorney General
8 shall adopt rules concerning application for and disbursement
9 of the moneys in the Fund.

10 (Source: P.A. 95-711, eff. 6-1-08; 96-328, eff. 8-11-09.)

11 Section 10. The Counties Code is amended by changing
12 Sections 4-4001 and 4-12003 as follows:

13 (55 ILCS 5/4-4001) (from Ch. 34, par. 4-4001)

14 Sec. 4-4001. County Clerks; counties of first and second
15 class. The fees of the county clerk in counties of the first
16 and second class, except when increased by county ordinance
17 pursuant to the provisions of this Section, shall be:

18 For each official copy of any process, file, record or
19 other instrument of and pertaining to his office, 50¢ for each
20 100 words, and \$1 additional for certifying and sealing the
21 same.

22 For filing any paper not herein otherwise provided for, \$1,
23 except that no fee shall be charged for filing a Statement of
24 economic interest pursuant to the Illinois Governmental Ethics

1 Act or reports made pursuant to Article 9 of The Election Code.

2 For issuance of fireworks permits, \$2.

3 For issuance of liquor licenses, \$5.

4 For filing and recording of the appointment and oath of
5 each public official, \$3.

6 For officially certifying and sealing each copy of any
7 process, file, record or other instrument of and pertaining to
8 his office, \$1.

9 For swearing any person to an affidavit, \$1.

10 For issuing each license in all matters except where the
11 fee for the issuance thereof is otherwise fixed, \$4.

12 For issuing each civil union or marriage license, the
13 certificate thereof, and for recording the same, including the
14 recording of the parent's or guardian's consent where
15 indicated, a fee to be determined by the county board of the
16 county, not to exceed \$75, which shall be the same, whether for
17 a civil union or marriage license \$20. \$5 from all civil union
18 and marriage license fees shall be remitted by the clerk to the
19 State Treasurer for deposit into the ~~Married Families~~ Domestic
20 Violence Fund.

21 For taking and certifying acknowledgments to any
22 instrument, except where herein otherwise provided for, \$1.

23 For issuing each certificate of appointment or commission,
24 the fee for which is not otherwise fixed by law, \$1.

25 For cancelling tax sale and issuing and sealing
26 certificates of redemption, \$3.

1 For issuing order to county treasurer for redemption of
2 forfeited tax, \$2.

3 For trying and sealing weights and measures by county
4 standard, together with all actual expenses in connection
5 therewith, \$1.

6 For services in case of estrays, \$2.

7 The following fees shall be allowed for services attending
8 the sale of land for taxes, and shall be charged as costs
9 against the delinquent property and be collected with the taxes
10 thereon:

11 For services in attending the tax sale and issuing
12 certificate of sale and sealing the same, for each tract or
13 town lot sold, \$4.

14 For making list of delinquent lands and town lots sold, to
15 be filed with the Comptroller, for each tract or town lot sold,
16 10¢.

17 The foregoing fees allowed by this Section are the maximum
18 fees that may be collected from any officer, agency, department
19 or other instrumentality of the State. The county board may,
20 however, by ordinance, increase the fees allowed by this
21 Section and also the notary public recordation fees allowed by
22 Section 2-106 of the Illinois Notary Public Act and the
23 indexing and filing of assumed name certificate fees allowed by
24 Section 3 of the Assumed Business Name Act and collect such
25 increased fees from all persons and entities other than
26 officers, agencies, departments and other instrumentalities of

1 the State if the increase is justified by an acceptable cost
2 study showing that the fees allowed by these Sections ~~this~~
3 ~~Section~~ are not sufficient to cover the cost of providing the
4 service.

5 A Statement of the costs of providing each service, program
6 and activity shall be prepared by the county board. All
7 supporting documents shall be public record and subject to
8 public examination and audit. All direct and indirect costs, as
9 defined in the United States Office of Management and Budget
10 Circular A-87, may be included in the determination of the
11 costs of each service, program and activity.

12 The county clerk in all cases may demand and receive the
13 payment of all fees for services in advance so far as the same
14 can be ascertained.

15 The county board of any county of the first or second class
16 may by ordinance authorize the county clerk to impose an
17 additional \$2 charge for certified copies of vital records as
18 defined in Section 1 of the Vital Records Act, for the purpose
19 of developing, maintaining, and improving technology in the
20 office of the County Clerk.

21 The county board of any county of the first or second class
22 may by ordinance authorize the county treasurer to establish a
23 special fund for deposit of the additional charge. Moneys in
24 the special fund shall be used solely to provide the equipment,
25 material and necessary expenses incurred to help defray the
26 cost of implementing and maintaining such document storage

1 system.

2 (Source: P.A. 95-711, eff. 6-1-08; 95-837, eff. 1-1-09; 96-328,
3 eff. 8-11-09.)

4 (55 ILCS 5/4-12003) (from Ch. 34, par. 4-12003)

5 Sec. 4-12003. Fees of county clerk in third class counties.
6 The fees of the county clerk in counties of the third class
7 are:

8 For issuing each civil union or marriage license, sealing,
9 filing and recording the same and the certificate thereto (one
10 charge), a fee to be determined by the county board of the
11 county, not to exceed \$75, which shall be the same, whether for
12 a civil union or marriage license ~~\$35~~. \$5 from all civil union
13 and marriage license fees shall be remitted by the clerk to the
14 State Treasurer for deposit into the ~~Married Families~~ Domestic
15 Violence Fund.

16 For taking, certifying to and sealing the acknowledgment of
17 a deed, power of attorney, or other writing, \$1.

18 For filing and entering certificates in case of estrays,
19 and furnishing notices for publication thereof (one charge),
20 \$1.50.

21 For recording all papers and documents required by law to
22 be recorded in the office of the county clerk, \$2 plus 30¢ for
23 every 100 words in excess of 600 words.

24 For certificate and seal, not in a case in a court whereof
25 he is clerk, \$1.

1 For making and certifying a copy of any record or paper in
2 his office, \$2 for every page.

3 For filing papers in his office, 50¢ for each paper filed,
4 except that no fee shall be charged for filing a Statement of
5 economic interest pursuant to the Illinois Governmental Ethics
6 Act or reports made pursuant to Article 9 of The Election Code.

7 For making transcript of taxable property for the
8 assessors, 8¢ for each tract of land or town lot. For extending
9 other than State and county taxes, 8¢ for each tax on each
10 tract or lot, and 8¢ for each person's personal tax, to be paid
11 by the authority for whose benefit the transcript is made and
12 the taxes extended. The county clerk shall certify to the
13 county collector the amount due from each authority for such
14 services and the collector in his settlement with such
15 authority shall reserve such amount from the amount payable by
16 him to such authority.

17 For adding and bringing forward with current tax warrants
18 amounts due for forfeited or withdrawn special assessments, 8¢
19 for each lot or tract of land described and transcribed.

20 For computing and extending each assessment or installment
21 thereof and interest, 8¢ on each description; and for computing
22 and extending each penalty, 8¢ on each description. These fees
23 shall be paid by the city, village, or taxing body for whose
24 benefit the transcript is made and the assessment and penalties
25 are extended. The county clerk shall certify to the county
26 collector the amount due from each city, village or taxing

1 body, for such services, and the collector in his settlement
2 with such taxing body shall reserve such amount from the amount
3 payable by him to such city, village or other taxing body.

4 For cancelling certificates of sale, \$4 for each tract or
5 lot.

6 For making search and report of general taxes and special
7 assessments for use in the preparation of estimate of cost of
8 redemption from sales or forfeitures or withdrawals or for use
9 in the preparation of estimate of cost of purchase of forfeited
10 property, or for use in preparation of order on the county
11 collector for searches requested by buyers at annual tax sale,
12 for each lot or tract, \$4 for the first year searched, and \$2
13 for each additional year or fraction thereof.

14 For preparing from tax search report estimate of cost of
15 redemption concerning property sold, forfeited or withdrawn
16 for non-payment of general taxes and special assessments, if
17 any, \$1 for each lot or tract.

18 For certificate of deposit for redemption, \$4.

19 For preparing from tax search report estimate of and order
20 to county collector to receive amount necessary to redeem or
21 purchase lands or lots forfeited for non-payment of general
22 taxes, \$3 for each lot or tract.

23 For preparing from tax search report estimate of and order
24 to county collector to receive amount necessary to redeem or
25 purchase lands or lots forfeited for non-payment of special
26 assessments, \$4 for each lot or tract.

1 For issuing certificate of sale of forfeited property, \$10.

2 For noting on collector's warrants tax sales subject to
3 redemption, 20¢ for each tract or lot of land, to be paid by
4 either the person making the redemption from tax sale, the
5 person surrendering the certificate of sale for cancellation,
6 or the person taking out tax deed.

7 For noting on collector's warrant special assessments
8 withdrawn from collection 20¢ for each tract or lot of land, to
9 be charged against the lot assessed in the withdrawn special
10 assessment when brought forward with current tax or when
11 redeemed by the county clerk. The county clerk shall certify to
12 the county collector the amount due from each city, village or
13 taxing body for such fees, each year, and the county collector
14 in his settlement with such taxing body shall reserve such
15 amount from the amount payable by him to such taxing body.

16 For taking and approving official bond of a town assessor,
17 filing and recording same, and issuing certificate of election
18 or qualification to such official or to the Secretary of State,
19 \$10, to be paid by the officer-elect.

20 For certified copies of plats, 20¢ for each lot shown in
21 copy, but no charge less than \$4.

22 For tax search and issuing Statement regarding same on new
23 plats to be recorded, \$10.

24 For furnishing written description in conformity with
25 permanent real estate index number, \$2 for each written
26 description.

1 The following fees shall be allowed for services in matters
2 of taxes and assessments, and shall be charged as costs against
3 the delinquent property, and collected with the taxes thereon:

4 For entering judgment, 8¢ for each tract or lot.

5 For services in attending the tax sale and issuing
6 certificates of sale and sealing the same, \$10 for each tract
7 or lot.

8 For making list of delinquent lands and town lots sold, to
9 be filed with the State Comptroller, 10¢ for each tract or lot
10 sold.

11 The following fees shall be audited and allowed by the
12 board of county commissioners and paid from the county
13 treasury.

14 For computing State or county taxes, on each description of
15 real estate and each person's, firm's or corporation's personal
16 property tax, for each extension of each tax, 4¢, which shall
17 include the transcribing of the collector's books.

18 For computing, extending and bringing forward, and adding
19 to the current tax, the amount due for general taxes on lands
20 and lots previously forfeited to the State, for each extension
21 of each tax, 4¢ for the first year, and for computing and
22 extending the tax and penalty for each additional year, 6¢.

23 For making duplicate or triplicate sets of books,
24 containing transcripts of taxable property, for the board of
25 assessors and board of review, 3¢ for each description entered
26 in each book.

1 For filing, indexing and recording or binding each birth,
2 death or stillbirth certificate or report, 15¢, which fee shall
3 be in full for all services in connection therewith, including
4 the keeping of accounts with district registrars.

5 For posting new subdivisions or plats in official atlases,
6 25¢ for each lot.

7 For compiling new sheets for atlases, 20¢ for each lot.

8 For compiling new atlases, including necessary record
9 searches, 25¢ for each lot.

10 For investigating and reporting on each new plat, referred
11 to county clerk, \$2.

12 For attending sessions of the board of county commissioners
13 thereof, \$5 per day, for each clerk in attendance.

14 For recording proceedings of the board of county
15 commissioners, 15¢ per 100 words.

16 For filing papers which must be kept in office of
17 comptroller of Cook County, 10¢ for each paper filed.

18 For filing and indexing contracts, bonds, communications,
19 and other such papers which must be kept in office of
20 comptroller of Cook County, 15¢ for each document.

21 For swearing any person to necessary affidavits relating to
22 the correctness of claims against the county, 25¢.

23 For issuing warrants in payment of salaries, supplies and
24 other accounts, and all necessary auditing and bookkeeping work
25 in connection therewith, 10¢ each.

26 The fee requirements of this Section do not apply to units

1 of local government or school districts.

2 (Source: P.A. 95-711, eff. 6-1-08.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.".