



Sen. Dave Syverson

Filed: 3/11/2015

09900SB0118sam001

LRB099 05767 AWJ 32097 a

1 AMENDMENT TO SENATE BILL 118

2 AMENDMENT NO. _____. Amend Senate Bill 118 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by changing
5 Section 5-1099 as follows:

6 (55 ILCS 5/5-1099) (from Ch. 34, par. 5-1099)

7 Sec. 5-1099. Regulation of property within residential
8 subdivision ~~Weed cutting on residential subdivision lots.~~ In
9 counties of less than 3,000,000 inhabitants, a county board may
10 regulate vacant property within a residential subdivision
11 outside the corporate limits of any municipality. A ~~a~~ county
12 board also may provide for the cutting of weeds on any lot ~~lots~~
13 in subdivisions in residential areas in the unincorporated area
14 of the county or any part thereof, when the owners of the
15 subdivision lot refuse or neglect to cut them, and may collect
16 from the owners the reasonable cost thereof. Notice of

1 intention to cut weeds shall be given to the owners of
2 subdivision lot involved at least 15 days before such action is
3 intended to be taken, by mailing a written copy of such notice
4 to the last known address of each such owner or owners. This
5 cost is a lien upon the subdivision lot affected, superior to
6 all other liens and encumbrances, except tax liens; provided
7 that within 60 days after such cost and expense is incurred the
8 county, or person performing the service by authority of the
9 county in his or its own name, files notice of lien in the
10 office of the recorder in the county in which such subdivision
11 lot is located or in the office of the Registrar of Titles of
12 the county if the subdivision lot affected is registered under
13 the Torrens system. The notice shall consist of a sworn
14 statement setting out (1) a description of the subdivision lot
15 sufficient for identification thereof, (2) the amount of money
16 representing the cost and expense incurred or payable for the
17 service, and (3) the date or dates when such cost and expense
18 was incurred by the county. However, the lien of such county
19 shall not be valid as to any purchaser whose rights in and to
20 such subdivision lot have arisen subsequent to the weed-cutting
21 and prior to the filing of such notice, and the lien of the
22 county shall not be valid as to any mortgagee, judgment
23 creditor or other lienor whose rights in and to such
24 subdivision lot arise prior to the filing of such notice. Upon
25 payment of the cost and expense by the owner of or persons
26 interested in such property after notice of lien has been

1 filed, the lien shall be released by the county or person in
2 whose name this lien has been filed and the release may be
3 filed of record as in the case of filing notice of lien.

4 (Source: P.A. 86-962; 86-1028.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.".