



Rep. Mary E. Flowers

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10000HB0154ham001

LRB100 02285 HLH 24467 a

1 AMENDMENT TO HOUSE BILL 154

2 AMENDMENT NO. _____. Amend House Bill 154 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Property Tax Code is amended by changing
5 Sections 21-135 and 21-150 as follows:

6 (35 ILCS 200/21-135)

7 Sec. 21-135. Mailed notice of application for judgment and
8 sale. ~~The Not less than 15 days before the date of application~~
9 ~~for judgment and sale of delinquent properties, the county~~
10 collector shall mail, by registered or certified mail, a notice
11 of the forthcoming application for judgment and sale to the
12 person shown by the current collector's warrant book to be the
13 party in whose name the taxes were last assessed or to the
14 current owner of record and, if applicable, to the party
15 specified under Section 15-170. For delinquencies occurring
16 prior to tax year 2015, the notice shall be mailed not less

1 than 15 days before the application for judgment and sale. For
2 delinquencies occurring in tax year 2015 or thereafter, 3
3 separate notices shall be mailed to each person who is entitled
4 to notice under this Section: one notice shall be mailed not
5 less than 6 months prior to the application for judgment and
6 sale; one notice shall be mailed not less than 3 months but not
7 more than 6 months prior to the application for judgment and
8 sale; and one notice shall be mailed not less than one month
9 but not more than 3 months prior to the application for
10 judgment and sale. The notices ~~notice~~ shall include the
11 intended dates of application for judgment and sale and
12 commencement of the sale, and a description of the properties.
13 The county collector must present proof of the mailing to the
14 court along with the application for judgement.

15 In counties with less than 3,000,000 inhabitants, a copy of
16 each ~~this~~ notice shall also be mailed by the county collector
17 by registered or certified mail to any lienholder of record who
18 annually requests a copy of the notice. The failure of the
19 county collector to mail a notice or its non-delivery to the
20 lienholder shall not affect the validity of the judgment.

21 In counties with 3,000,000 or more inhabitants, notice
22 shall not be mailed to any person when, under Section 14-15, a
23 certificate of error has been executed by the county assessor
24 or by both the county assessor and board of appeals (until the
25 first Monday in December 1998 and the board of review beginning
26 the first Monday in December 1998 and thereafter), except as

1 provided by court order under Section 21-120.

2 The collector shall collect \$10 from the proceeds of each
3 sale to cover the costs of registered or certified mailing and
4 the costs of advertisement and publication. If a taxpayer pays
5 the taxes on the property after the notice of the forthcoming
6 application for judgment and sale is mailed but before the sale
7 is made, then the collector shall collect \$10 from the taxpayer
8 to cover the costs of registered or certified mailing and the
9 costs of advertisement and publication.

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

11 (35 ILCS 200/21-150)

12 Sec. 21-150. Time of applying for judgment. Except as
13 otherwise provided in this Section or by ordinance or
14 resolution enacted under subsection (c) of Section 21-40, in
15 any county with fewer than 3,000,000 inhabitants, all
16 applications for judgment and order of sale for taxes and
17 special assessments on delinquent properties shall be made
18 within 90 days after the second installment due date. In Cook
19 County, all applications for judgment and order of sale for
20 taxes and special assessments on delinquent properties shall be
21 made (i) by July 1, 2011 for tax year 2009, (ii) by July 1, 2012
22 for tax year 2010, (iii) by July 1, 2013 for tax year 2011,
23 (iv) by July 1, 2014 for tax year 2012, (v) by July 1, 2015 for
24 tax year 2013, (vi) by May 1, 2016 for tax year 2014, (vii) by
25 September 1, 2018 ~~March 1, 2017~~ for tax year 2015, and (viii)

1 within 18 months ~~90 days~~ after the second installment due date
2 for tax year 2016 and each tax year thereafter. In those
3 counties which have adopted an ordinance under Section 21-40,
4 the application for judgment and order of sale for delinquent
5 taxes shall be made in December. In the 10 years next following
6 the completion of a general reassessment of property in any
7 county with 3,000,000 or more inhabitants, made under an order
8 of the Department, applications for judgment and order of sale
9 shall be made as soon as may be and on the day specified in the
10 advertisement required by Section 21-110 and 21-115. If for any
11 cause the court is not held on the day specified, the cause
12 shall stand continued, and it shall be unnecessary to
13 re-advertise the list or notice.

14 Within 30 days after the day specified for the application
15 for judgment the court shall hear and determine the matter. If
16 judgment is rendered, the sale shall begin on the date within 5
17 business days specified in the notice as provided in Section
18 21-115. If the collector is prevented from advertising and
19 obtaining judgment within the time periods specified by this
20 Section, the collector may obtain judgment at any time
21 thereafter; but if the failure arises by the county collector's
22 not complying with any of the requirements of this Code, he or
23 she shall be held on his or her official bond for the full
24 amount of all taxes and special assessments charged against him
25 or her. Any failure on the part of the county collector shall
26 not be allowed as a valid objection to the collection of any

1 tax or assessment, or to entry of a judgment against any
2 delinquent properties included in the application of the county
3 collector.

4 (Source: P.A. 97-637, eff. 12-16-11; 98-1101, eff. 8-26-14.)

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