



Sen. Iris Y. Martinez

Filed: 1/10/2005

09300HB0626sam002

LRB093 05846 AJ0 54538 a

1 AMENDMENT TO HOUSE BILL 626

2 AMENDMENT NO. _____. Amend House Bill 626 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Rental Housing Support Program Act.

6 Section 5. Legislative findings and purpose. The General
7 Assembly finds that in many parts of this State, large numbers
8 of citizens are faced with the inability to secure affordable
9 rental housing. Due to either insufficient wages or a shortage
10 of affordable rental housing stock, or both, many families have
11 difficulty securing decent housing, are subjected to
12 overcrowding, pay too large a portion of their total monthly
13 income for housing and consequently suffer the lack of other
14 basic needs, live in substandard or unhealthy housing, or
15 experience chronic housing instability. Instability and
16 inadequacy in housing limits the employability and
17 productivity of many citizens, adversely affects family health
18 and stress levels, impedes children's ability to learn, and
19 produces corresponding drains on public resources. It is the
20 purpose of this Act to create a State program to help
21 localities address the need for decent, affordable, permanent
22 rental housing.

23 Section 7. Definitions. In this Act:

1 "Authority" means the Illinois Housing Development
2 Authority.

3 "Developer" means any entity that receives a grant under
4 Section 20.

5 "Program" means the Rental Housing Support Program.

6 "Real estate-related document" means any recorded document
7 that affects an interest in real property excluding documents
8 which solely affect or relate to an easement for water, sewer,
9 electricity, gas, telephone or other public service.

10 "Unit" means a rental apartment unit receiving a subsidy by
11 means of a grant under this Act. "Unit" does not include
12 housing units intended as transitional or temporary housing.

13 Section 10. Creation of Program and distribution of funds.

14 (a) The Rental Housing Support Program is created within
15 the Illinois Housing Development Authority. The Authority
16 shall administer the program and adopt rules for its
17 implementation.

18 (b) The Authority shall distribute amounts appropriated
19 for the Program from the Rental Housing Support Program Fund
20 and any other appropriations provided for the Program as
21 follows:

22 (1) A proportionate share of the annual appropriation,
23 as determined under subsection (d) of Section 15 of this
24 Act shall be distributed to municipalities with a
25 population greater than 2,000,000. Those municipalities
26 shall use at least 10% of those funds in accordance with
27 Section 20 of this Act, and all provisions governing the
28 Authority's actions under Section 20 shall govern the
29 actions of the corporate authorities of a municipality
30 under this Section. As to the balance of the annual
31 distribution, the municipality shall designate a
32 non-profit organization that meets the specific criteria
33 set forth in Section 25 of this Act to serve as the "local

1 administering agency" under Section 15 of this Act.

2 (2) Of the remaining appropriation after the
3 distribution in paragraph (1) of this subsection, the
4 Authority shall designate at least 10% for the purposes of
5 Section 20 of this Act in areas of the State not covered
6 under paragraph (1) of this subsection.

7 (3) The remaining appropriation after the
8 distributions in paragraphs (1) and (2) of this subsection
9 shall be distributed according to Section 15 of this Act in
10 areas of the State not covered under paragraph (1) of this
11 subsection.

12 Section 15. Grants to local administering agencies.

13 (a) Under the program, the Authority shall make grants to
14 local administering agencies to provide subsidies to landlords
15 to enable the landlords to charge rent affordable for
16 low-income tenants. Grants shall also include an amount for the
17 operating expenses of local administering agencies. Operating
18 expenses for local administering agencies shall not exceed 10%
19 for grants under \$500,000 and shall not exceed 7% for grants
20 over \$500,000.

21 (b) The Authority shall develop a request-for-proposals
22 process for soliciting proposals from local administering
23 agencies and for awarding grants. The request-for-proposals
24 process and the funded projects must be consistent with the
25 criteria set forth in Section 25 and with additional criteria
26 set forth by the Authority in rules implementing this Act.

27 (c) Local administering agencies may be local governmental
28 bodies, local housing authorities, or not-for-profit
29 organizations. The Authority shall set forth in rules the
30 financial and capacity requirements necessary for an
31 organization to qualify as a local administering agency and the
32 parameters for administration of the grants by local
33 administering agencies.

1 (d) The Authority shall distribute grants to local
2 administering agencies according to a formula based on U.S.
3 Census data. The formula shall determine percentages of the
4 funds to be distributed to the following geographic areas: (i)
5 Chicago; (ii) suburban areas: Cook County (excluding Chicago),
6 DuPage County, Lake County, Kane County, Will County, and
7 McHenry County; (iii) small metropolitan areas: Springfield,
8 Rockford, Peoria, Decatur, Champaign-Urbana,
9 Bloomington-Normal, Rock Island, DeKalb, Madison County,
10 Moline, Pekin, Rantoul, and St. Clair County; and (iv) rural
11 areas, defined as all areas of the State not specifically named
12 in items (i), (ii), and (iii) of this subsection. A geographic
13 area's percentage share shall be determined by the total number
14 of households that have an annual income of less than 50% of
15 State median income for a household of 4 and that are paying
16 more than 30% of their income for rent. The geographic
17 distribution shall be re-determined by the Authority each time
18 new U.S. Census data becomes available. The Authority shall
19 phase in any changes to the geographic formula to prevent a
20 large withdrawal of resources from one area that could
21 negatively impact households receiving rental housing support.

22 (e) In order to ensure applications from all geographic
23 areas of the State, the Authority shall create a plan to ensure
24 that potential local administering agencies have ample time and
25 support to consider making an application and to prepare an
26 application. Such a plan must include, but is not limited to:
27 an outreach and education plan regarding the program and the
28 requirements for a local administering agency; ample time
29 between the initial notice of funding ability and the deadline
30 to submit an application, which shall not be less than 9
31 months; and access to assistance from the Authority or another
32 agency in considering and preparing the application.

33 (f) In order to maintain consistency for households
34 receiving rental housing support, the Authority shall, to the

1 extent possible given funding resources available in the Rental
2 Housing Support Program, continue to fund local administering
3 agencies at the same level on an annual basis, unless the
4 Authority determines that a local administering agency is not
5 meeting the criteria set forth in Section 25 or is not adhering
6 to other standards set forth by rule by the Authority.

7 Section 20. Grants for affordable housing developments.

8 (a) The Authority may award grants under the program
9 directly for the development of affordable rental housing for
10 long-term operating support to enable the rent on such units to
11 be affordable. Developers of such new housing shall apply
12 directly to the Authority for this type of grant under the
13 program.

14 (b) The Authority shall prescribe by rule the application
15 requirements and the qualifications necessary for a developer
16 and a development to qualify for a grant under the program. In
17 any event, however, to qualify for a grant, the development
18 must satisfy the criteria set forth in Section 25, unless
19 waived by the Authority based on special circumstances and in
20 furtherance of the purpose of the program to increase the
21 supply of affordable rental housing.

22 (c) The Authority must use at least 10% of the funds
23 generated for the Program in any given year for grants under
24 this Section. In any given year, the Authority is not required
25 to spend the 10% of its funds that accrues in that year but may
26 add all or part of that 10% to the 10% allocation for
27 subsequent years for the purpose of funding grants under this
28 Section.

29 Section 25. Criteria for awarding grants. The Authority
30 shall adopt rules to govern the awarding of grants and the
31 continuing eligibility for grants under Sections 15 and 20.
32 Requests for proposals under Section 20 must specify that

1 proposals must satisfy these rules. The rules must contain and
2 be consistent with, but need not be limited to, the following
3 criteria:

4 (1) Eligibility for tenancy in the units supported by
5 grants to local administering agencies must be limited to
6 households with gross income at or below 30% of the median
7 family income for the area in which the grant will be made.
8 Fifty percent of the units that are supported by any grant
9 must be set aside for households whose income is at or
10 below 15% of the area median family income for the area in
11 which the grant will be made, provided that local
12 administering agencies may negotiate flexibility in this
13 set-aside with the Authority if they demonstrate that they
14 have been unable to locate sufficient tenants in this lower
15 income range. Income eligibility for units supported by
16 grants to local administering agencies must be verified
17 annually by landlords and submitted to local administering
18 agencies. Tenants must have sufficient income to be able to
19 afford the tenant's share of the rent. For grants awarded
20 under Section 20, eligibility for tenancy in units
21 supported by grants must be limited to households with a
22 gross income at or below 30% of area median family income
23 for the area in which the grant will be made. Fifty percent
24 of the units that are supported by any grant must be set
25 aside for households whose income is at or below 15% of the
26 median family income for the area in which the grant will
27 be made, provided that developers may negotiate
28 flexibility in this set-aside with the Authority or
29 municipality as defined in subsection (b) of Section 10 if
30 it demonstrates that it has been unable to locate
31 sufficient tenants in this lower income range. The
32 Authority shall determine what sources qualify as a
33 tenant's income.

34 (2) Local administering agencies must include

1 2-bedroom, 3-bedroom, and 4-bedroom units among those
2 intended to be supported by grants under the program. In
3 grants under Section 15, the precise number of these units
4 among all the units intended to be supported by a grant
5 must be based on need in the community for larger units and
6 other factors that the Authority specifies in rules. The
7 local administering agency must specify the basis for the
8 numbers of these units that are proposed for support under
9 a grant. Local administering agencies must make a good
10 faith effort to comply with this allocation of unit sizes.
11 In grants awarded under Section 20, developers and the
12 Authority or municipality, as defined in subsection (b) of
13 Section 10, shall negotiate the numbers and sizes of units
14 to be built in a project and supported by the grant.

15 (3) Under grants awarded under Section 15, local
16 administering agencies must enter into a payment contract
17 with the landlord that defines the method of payment and
18 must pay subsidies to landlords on a quarterly basis and in
19 advance of the quarter paid for.

20 (4) Local administering agencies and developers must
21 specify how vacancies in units supported by a grant must be
22 advertised and they must include provisions for outreach to
23 local homeless shelters, organizations that work with
24 people with disabilities, and others interested in
25 affordable housing.

26 (5) The local administering agency or developer must
27 establish a schedule for the tenant's rental obligation for
28 units supported by a grant. The tenant's share of the rent
29 must be a flat amount, calculated annually, based on the
30 size of the unit and the household's income category. In
31 establishing the schedule for the tenant's rental
32 obligation, the local administering agency or developer
33 must use 30% of gross income within an income range as a
34 guide, and it may charge an additional or lesser amount.

1 (6) The amount of the subsidy provided under a grant
2 for a unit must be the difference between the amount of the
3 tenant's obligation and the total amount of rent for the
4 unit. The total amount of rent for the unit must be
5 negotiated between the local administering authority and
6 the landlord under Section 15, or between the Authority or
7 municipality, as defined in subsection (b) of Section 10,
8 and the developer under Section 20, using comparable rents
9 for units of comparable size and condition in the
10 surrounding community as a guideline.

11 (7) Local administering agencies and developers,
12 pursuant to criteria the Authority develops in rules, must
13 ensure that there are procedures in place to maintain the
14 safety and habitability of units supported under grants.
15 Local administering agencies must inspect units before
16 supporting them under a grant awarded under Section 15.

17 (8) Local administering agencies must provide or
18 ensure that tenants are provided with a "bill of rights"
19 with their lease setting forth local landlord-tenant laws
20 and procedures and contact information for the local
21 administering agency.

22 (9) A local administering agency must create a plan
23 detailing a process for helping to provide information,
24 when necessary, on how to access education, training, and
25 other supportive services to tenants living in units
26 supported under the grant. The plan must be submitted as a
27 part of the administering agency's proposal to the
28 Authority required under Section 15.

29 (10) Local administering agencies and developers may
30 not use funding under the grant to develop or support
31 housing that requires that a tenant has a particular
32 diagnosis or type or presence of disability as a condition
33 of eligibility for occupancy unless the requirement is
34 mandated by another funding source for the housing.

1 (11) In order to plan for periodic fluctuations in
2 program revenue, the Authority shall establish by rule a
3 mechanism for establishing a reserve fund and the level of
4 funding that shall be held in reserve either by the
5 Authority or by local administering agencies.

6 Section 85. The State Finance Act is amended by adding
7 Section 5.640 as follows:

8 (30 ILCS 105/5.640 new)

9 Sec. 5.640. The Rental Housing Support Program Fund.

10 Section 90. The Counties Code is amended by changing
11 Sections 3-5018 and 4-12002 as follows:

12 (55 ILCS 5/3-5018) (from Ch. 34, par. 3-5018)

13 Sec. 3-5018. Fees. The recorder elected as provided for in
14 this Division shall receive such fees as are or may be provided
15 for him by law, in case of provision therefor: otherwise he
16 shall receive the same fees as are or may be provided in this
17 Section, except when increased by county ordinance pursuant to
18 the provisions of this Section, to be paid to the county clerk
19 for his services in the office of recorder for like services.

20 For recording deeds or other instruments \$12 for the first
21 4 pages thereof, plus \$1 for each additional page thereof, plus
22 \$1 for each additional document number therein noted. The
23 aggregate minimum fee for recording any one instrument shall
24 not be less than \$12.

25 For recording deeds or other instruments wherein the
26 premises affected thereby are referred to by document number
27 and not by legal description a fee of \$1 in addition to that
28 hereinabove referred to for each document number therein noted.

29 For recording assignments of mortgages, leases or liens \$12
30 for the first 4 pages thereof, plus \$1 for each additional page

1 thereof. However, except for leases and liens pertaining to
2 oil, gas and other minerals, whenever a mortgage, lease or lien
3 assignment assigns more than one mortgage, lease or lien
4 document, a \$7 fee shall be charged for the recording of each
5 such mortgage, lease or lien document after the first one.

6 For recording maps or plats of additions or subdivisions
7 approved by the county or municipality (including the spreading
8 of the same of record in map case or other proper books) or
9 plats of condominiums \$50 for the first page, plus \$1 for each
10 additional page thereof except that in the case of recording a
11 single page, legal size 8 1/2 x 14, plat of survey in which
12 there are no more than two lots or parcels of land, the fee
13 shall be \$12. In each county where such maps or plats are to be
14 recorded, the recorder may require the same to be accompanied
15 by such number of exact, true and legible copies thereof as the
16 recorder deems necessary for the efficient conduct and
17 operation of his office.

18 For certified copies of records the same fees as for
19 recording, but in no case shall the fee for a certified copy of
20 a map or plat of an addition, subdivision or otherwise exceed
21 \$10.

22 Each certificate of such recorder of the recording of the
23 deed or other writing and of the date of recording the same
24 signed by such recorder, shall be sufficient evidence of the
25 recording thereof, and such certificate including the indexing
26 of record, shall be furnished upon the payment of the fee for
27 recording the instrument, and no additional fee shall be
28 allowed for the certificate or indexing.

29 The recorder shall charge an additional fee, in an amount
30 equal to the fee otherwise provided by law, for recording a
31 document (other than a document filed under the Plat Act or the
32 Uniform Commercial Code) that does not conform to the following
33 standards:

34 (1) The document shall consist of one or more

1 individual sheets measuring 8.5 inches by 11 inches, not
2 permanently bound and not a continuous form. Graphic
3 displays accompanying a document to be recorded that
4 measure up to 11 inches by 17 inches shall be recorded
5 without charging an additional fee.

6 (2) The document shall be legibly printed in black ink,
7 by hand, type, or computer. Signatures and dates may be in
8 contrasting colors if they will reproduce clearly.

9 (3) The document shall be on white paper of not less
10 than 20-pound weight and shall have a clean margin of at
11 least one-half inch on the top, the bottom, and each side.
12 Margins may be used for non-essential notations that will
13 not affect the validity of the document, including but not
14 limited to form numbers, page numbers, and customer
15 notations.

16 (4) The first page of the document shall contain a
17 blank space, measuring at least 3 inches by 5 inches, from
18 the upper right corner.

19 (5) The document shall not have any attachment stapled
20 or otherwise affixed to any page.

21 A document that does not conform to these standards shall not
22 be recorded except upon payment of the additional fee required
23 under this paragraph. This paragraph, as amended by this
24 amendatory Act of 1995, applies only to documents dated after
25 the effective date of this amendatory Act of 1995.

26 The county board of any county may provide for an
27 additional charge of \$3 for filing every instrument, paper, or
28 notice for record, (1) in order to defray the cost of
29 converting the county recorder's document storage system to
30 computers or micrographics and (2) in order to defray the cost
31 of providing access to records through the global information
32 system known as the Internet.

33 A special fund shall be set up by the treasurer of the
34 county and such funds collected pursuant to Public Act 83-1321

1 shall be used (1) for a document storage system to provide the
2 equipment, materials and necessary expenses incurred to help
3 defray the costs of implementing and maintaining such a
4 document records system and (2) for a system to provide
5 electronic access to those records.

6 The county board of any county that provides and maintains
7 a countywide map through a Geographic Information System (GIS)
8 may provide for an additional charge of \$3 for filing every
9 instrument, paper, or notice for record (1) in order to defray
10 the cost of implementing or maintaining the county's Geographic
11 Information System and (2) in order to defray the cost of
12 providing electronic access to the county's Geographic
13 Information System records. Of that amount, \$2 must be
14 deposited into a special fund set up by the treasurer of the
15 county, and any moneys collected pursuant to this amendatory
16 Act of the 91st General Assembly and deposited into that fund
17 must be used solely for the equipment, materials, and necessary
18 expenses incurred in implementing and maintaining a Geographic
19 Information System and in order to defray the cost of providing
20 electronic access to the county's Geographic Information
21 System records. The remaining \$1 must be deposited into the
22 recorder's special funds created under Section 3-5005.4. The
23 recorder may, in his or her discretion, use moneys in the funds
24 created under Section 3-5005.4 to defray the cost of
25 implementing or maintaining the county's Geographic
26 Information System and to defray the cost of providing
27 electronic access to the county's Geographic Information
28 System records.

29 The recorder shall collect a \$10 Rental Housing Support
30 Program State surcharge for the recordation of any real
31 estate-related document. Payment of the Rental Housing Support
32 Program State surcharge shall be evidenced by a receipt that
33 shall be marked upon or otherwise affixed to the real
34 estate-related document by the recorder. The form of this

1 receipt shall be prescribed by the Department of Revenue and
2 the receipts shall be issued by the Department of Revenue to
3 each county recorder.

4 One dollar of each surcharge shall be retained by the
5 county in which it was collected. This dollar shall be
6 deposited in the county's general revenue fund. This dollar
7 shall be used as needed to defray the administrative costs
8 incurred by the county recorder in collecting the Rental
9 Housing Support Program State surcharge.

10 On the 15th day of each month, each county recorder shall
11 report to the Department of Revenue, on a form prescribed by
12 the Department, the number of real estate-related documents
13 recorded for which the Rental Housing Support Program State
14 surcharge was collected. Each recorder shall submit \$9 of each
15 surcharge collected in the preceding month to the Department of
16 Revenue and the Department shall deposit these amounts in the
17 Rental Housing Support Program Fund. Subject to appropriation,
18 amounts in the Fund may be expended only for the purpose of
19 funding and administering the Rental Housing Support Program.

20 For purposes of this Section, "real estate-related
21 document" means that term as it is defined in Section 7 of the
22 Rental Housing Support Program Act.

23 The foregoing fees allowed by this Section are the maximum
24 fees that may be collected from any officer, agency, department
25 or other instrumentality of the State. The county board may,
26 however, by ordinance, increase the fees allowed by this
27 Section and collect such increased fees from all persons and
28 entities other than officers, agencies, departments and other
29 instrumentalities of the State if the increase is justified by
30 an acceptable cost study showing that the fees allowed by this
31 Section are not sufficient to cover the cost of providing the
32 service. Regardless of any other provision in this Section, the
33 maximum fee that may be collected from the Department of
34 Revenue for filing or indexing a lien, certificate of lien

1 release or subordination, or any other type of notice or other
2 documentation affecting or concerning a lien is \$5. Regardless
3 of any other provision in this Section, the maximum fee that
4 may be collected from the Department of Revenue for indexing
5 each additional name in excess of one for any lien, certificate
6 of lien release or subordination, or any other type of notice
7 or other documentation affecting or concerning a lien is \$1.

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

15 (Source: P.A. 92-16, eff. 6-28-01; 92-492, eff. 1-1-02; 93-256,
16 eff. 7-22-03.)

17 (55 ILCS 5/4-12002) (from Ch. 34, par. 4-12002)

18 Sec. 4-12002. Fees of recorder in third class counties. The
19 fees of the recorder in counties of the third class for
20 recording deeds or other instruments in writing and maps of
21 plats of additions, subdivisions or otherwise, and for
22 certifying copies of records, shall be paid in advance and
23 shall be as follows:

24 For recording deeds or other instruments \$20 for the first
25 2 pages thereof, plus \$2 for each additional page thereof. The
26 aggregate minimum fee for recording any one instrument shall
27 not be less than \$20.

28 For recording deeds or other instruments wherein the
29 premises affected thereby are referred to by document number
30 and not by legal description the recorder shall charge a fee of
31 \$4 in addition to that hereinabove referred to for each
32 document number therein noted.

33 For recording deeds or other instruments wherein more than

1 one tract, parcel or lot is described and such additional
2 tract, or tracts, parcel or parcels, lot or lots is or are
3 described therein as falling in a separate or different
4 addition or subdivision the recorder shall charge as an
5 additional fee, to that herein provided, the sum of \$2 for each
6 additional addition or subdivision referred to in such deed or
7 instrument.

8 For recording maps or plats of additions, subdivisions or
9 otherwise (including the spreading of the same of record in
10 well bound books) \$100 plus \$2 for each tract, parcel or lot
11 contained therein.

12 For certified copies of records the same fees as for
13 recording, but in no case shall the fee for a certified copy of
14 a map or plat of an addition, subdivision or otherwise exceed
15 \$200.

16 For non-certified copies of records, an amount not to
17 exceed one half of the amount provided herein for certified
18 copies, according to a standard scale of fees, established by
19 county ordinance and made public.

20 For filing of each release of any chattel mortgage or trust
21 deed which has been filed but not recorded and for indexing the
22 same in the book to be kept for that purpose \$10.

23 For processing the sworn or affirmed statement required for
24 filing a deed or assignment of a beneficial interest in a land
25 trust in accordance with Section 3-5020 of this Code, \$2.

26 The recorder shall charge an additional fee, in an amount
27 equal to the fee otherwise provided by law, for recording a
28 document (other than a document filed under the Plat Act or the
29 Uniform Commercial Code) that does not conform to the following
30 standards:

31 (1) The document shall consist of one or more
32 individual sheets measuring 8.5 inches by 11 inches, not
33 permanently bound and not a continuous form. Graphic
34 displays accompanying a document to be recorded that

1 measure up to 11 inches by 17 inches shall be recorded
2 without charging an additional fee.

3 (2) The document shall be legibly printed in black ink,
4 by hand, type, or computer. Signatures and dates may be in
5 contrasting colors if they will reproduce clearly.

6 (3) The document shall be on white paper of not less
7 than 20-pound weight and shall have a clean margin of at
8 least one-half inch on the top, the bottom, and each side.
9 Margins may be used only for non-essential notations that
10 will not affect the validity of the document, including but
11 not limited to form numbers, page numbers, and customer
12 notations.

13 (4) The first page of the document shall contain a
14 blank space, measuring at least 3 inches by 5 inches, from
15 the upper right corner.

16 (5) The document shall not have any attachment stapled
17 or otherwise affixed to any page.

18 A document that does not conform to these standards shall not
19 be recorded except upon payment of the additional fee required
20 under this paragraph. This paragraph, as amended by this
21 amendatory Act of 1995, applies only to documents dated after
22 the effective date of this amendatory Act of 1995.

23 The recorder shall collect a \$10 Rental Housing Support
24 Program State surcharge for the recordation of any real
25 estate-related document. Payment of the Rental Housing Support
26 Program State surcharge shall be evidenced by a receipt that
27 shall be marked upon or otherwise affixed to the real
28 estate-related document by the recorder. The form of this
29 receipt shall be prescribed by the Department of Revenue and
30 the receipts shall be issued by the Department of Revenue to
31 each county recorder.

32 One dollar of each surcharge shall be retained by the
33 county in which it was collected. This dollar shall be
34 deposited in the county's general revenue fund. This dollar

1 shall be used as needed to defray the administrative costs
2 incurred by the county recorder in collecting the Rental
3 Housing Support Program State surcharge.

4 On the 15th day of each month, each county recorder shall
5 report to the Department of Revenue, on a form prescribed by
6 the Department, the number of real estate-related documents
7 recorded for which the Rental Housing Support Program State
8 surcharge was collected. Each recorder shall submit \$9 of each
9 surcharge collected in the preceding month to the Department of
10 Revenue and the Department shall deposit these amounts in the
11 Rental Housing Support Program Fund. Subject to appropriation,
12 amounts in the Fund may be expended only for the purpose of
13 funding and administering the Rental Housing Support Program.

14 For purposes of this Section, "real estate-related
15 document" means that term as it is defined in Section 7 of the
16 Rental Housing Support Program Act.

17 The fee requirements of this Section apply to units of
18 local government and school districts.

19 Regardless of any other provision in this Section, the
20 maximum fee that may be collected from the Department of
21 Revenue for filing or indexing a lien, certificate of lien
22 release or subordination, or any other type of notice or other
23 documentation affecting or concerning a lien is \$5. Regardless
24 of any other provision in this Section, the maximum fee that
25 may be collected from the Department of Revenue for indexing
26 each additional name in excess of one for any lien, certificate
27 of lien release or subordination, or any other type of notice
28 or other documentation affecting or concerning a lien is \$1.

29 (Source: P.A. 92-492, eff. 1-1-02; 93-671, eff. 6-1-04.)

30 Section 99. Effective date. This Act takes effect July 1,
31 2005."