



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB4743

Introduced 1/12/2006, by Rep. Aaron Schock

SYNOPSIS AS INTRODUCED:

65 ILCS 5/9-2-4.5

Amends the Municipal Code. Provides that certain fines imposed against a property owner for building code violations may be collected as a special assessment on the property if the fines remain unpaid 60 days after being imposed.

LRB094 18540 HLH 53871 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Municipal Code is amended by
5 changing Section 9-2-4.5 as follows:

6 (65 ILCS 5/9-2-4.5)

7 Sec. 9-2-4.5. Special assessment for payment of costs
8 associated with certain ordinance violations.

9 (a) For purposes of this Section, "Code" means any
10 municipal ordinance that requires, after notice, the cutting of
11 grass and weeds, the removal of garbage and debris, the removal
12 of inoperable motor vehicles, and rodent and vermin abatement.

13 (b) In addition to any other method authorized by law, if
14 (i) a property owner is cited with a Code violation, (ii)
15 non-compliance is found upon reinspection of the property after
16 the due date for compliance with an order to correct the Code
17 violation or with an order for abatement, (iii) costs for
18 services rendered by the municipality to correct the Code
19 violation remain unpaid at the point in time that they would
20 become a debt due and owing the municipality, as provided in
21 Division 31.1 of Article 11 of the Illinois Municipal Code, and
22 (iv) a lien has been filed of record by the municipality in the
23 office of the recorder in the county in which the property is
24 located, then those costs may be collected as a special
25 assessment on the property under this Division. Upon payment of
26 the costs by the owner of record or persons interested in the
27 property, the lien shall be released by the municipality and
28 the release shall be filed of record in the same manner as the
29 filing of notice of the lien.

30 (c) In addition to any other method authorized by law,
31 finer imposed against a property owner for building code
32 violations which have been imposed by the circuit court or by a

1 code hearing officer under Division 31.1 of Article 11, may be
2 collected as a special assessment on the property under this
3 Division if such fines remain unpaid 60 days after being
4 imposed.

5 (Source: P.A. 93-993, eff. 1-1-05.)

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