



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB4535

by Rep. Robert F. Flider

SYNOPSIS AS INTRODUCED:

35 ILCS 200/21-135

Amends the Property Tax Code. Provides that the county collector may mail a notice of a forthcoming application for judgment and sale to a property owner or lienholder by first class mail (now, the notice must be mailed by registered or certified mail). Requires that a second notice be sent if the notice is mailed by first class mail. Effective immediately.

LRB095 15539 BDD 41533 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

1 AN ACT concerning revenue.

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

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

6 (35 ILCS 200/21-135)

7 Sec. 21-135. Mailed notice of application for judgment and
8 sale. Not less than 15 days before the date of application for
9 judgment and sale of delinquent properties, the county
10 collector shall mail, by registered or certified mail or by
11 first class mail, a notice of the forthcoming application for
12 judgment and sale to the person shown by the current
13 collector's warrant book to be the party in whose name the
14 taxes were last assessed or to the current owner of record and,
15 if applicable, to the party specified under Section 15-170. If
16 the county collector mails by first class mail, a second notice
17 must be sent no less than 7 days before the date of application
18 for judgement and sale of delinquent properties. The notice
19 shall include the intended dates of application for judgment
20 and sale and commencement of the sale, and a description of the
21 properties. The county collector must present proof of the
22 mailing to the court along with the application for judgement.

23 In counties with less than 3,000,000 inhabitants, a copy of

1 this notice shall also be mailed by the county collector by
2 registered or certified mail or by first class mail to any
3 lienholder of record who annually requests a copy of the
4 notice. The failure of the county collector to mail a notice or
5 its non-delivery to the lienholder shall not affect the
6 validity of the judgment.

7 In counties with 3,000,000 or more inhabitants, notice
8 shall not be mailed to any person when, under Section 14-15, a
9 certificate of error has been executed by the county assessor
10 or by both the county assessor and board of appeals (until the
11 first Monday in December 1998 and the board of review beginning
12 the first Monday in December 1998 and thereafter), except as
13 provided by court order under Section 21-120.

14 The collector shall collect \$10 from the proceeds of each
15 sale to cover the costs of registered or certified mailing and
16 the costs of advertisement and publication. If a taxpayer pays
17 the taxes on the property after the notice of the forthcoming
18 application for judgment and sale is mailed but before the sale
19 is made, then the collector shall collect \$10 from the taxpayer
20 to cover the costs of registered or certified mailing and the
21 costs of advertisement and publication.

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

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.