

HB4992



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB4992

by Rep. Gary Hannig

SYNOPSIS AS INTRODUCED:

55 ILCS 5/4-4001

from Ch. 34, par. 4-4001

Amends the Counties Code. Provides that a \$2 charge imposed by the county clerk in a first or second class county for certified copies of vital records may be used to develop, maintain, and improve technology in the office of the County Clerk (instead of defraying the cost of converting and maintaining the county clerk's document storage system for vital records).

LRB095 18646 HLH 44733 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Counties Code is amended by changing Section
5 4-4001 as follows:

6 (55 ILCS 5/4-4001) (from Ch. 34, par. 4-4001)

7 Sec. 4-4001. County Clerks; counties of first and second
8 class. The fees of the county clerk in counties of the first
9 and second class, except when increased by county ordinance
10 pursuant to the provisions of this Section, shall be:

11 For each official copy of any process, file, record or
12 other instrument of and pertaining to his office, 50¢ for each
13 100 words, and \$1 additional for certifying and sealing the
14 same.

15 For filing any paper not herein otherwise provided for, \$1,
16 except that no fee shall be charged for filing a Statement of
17 economic interest pursuant to the Illinois Governmental Ethics
18 Act or reports made pursuant to Article 9 of The Election Code.

19 For issuance of fireworks permits, \$2.

20 For issuance of liquor licenses, \$5.

21 For filing and recording of the appointment and oath of
22 each public official, \$3.

23 For officially certifying and sealing each copy of any

1 process, file, record or other instrument of and pertaining to
2 his office, \$1.

3 For swearing any person to an affidavit, \$1.

4 For issuing each license in all matters except where the
5 fee for the issuance thereof is otherwise fixed, \$4.

6 For issuing each marriage license, the certificate
7 thereof, and for recording the same, including the recording of
8 the parent's or guardian's consent where indicated, \$15.

9 For taking and certifying acknowledgments to any
10 instrument, except where herein otherwise provided for, \$1.

11 For issuing each certificate of appointment or commission,
12 the fee for which is not otherwise fixed by law, \$1.

13 For cancelling tax sale and issuing and sealing
14 certificates of redemption, \$3.

15 For issuing order to county treasurer for redemption of
16 forfeited tax, \$2.

17 For trying and sealing weights and measures by county
18 standard, together with all actual expenses in connection
19 therewith, \$1.

20 For services in case of estrays, \$2.

21 The following fees shall be allowed for services attending
22 the sale of land for taxes, and shall be charged as costs
23 against the delinquent property and be collected with the taxes
24 thereon:

25 For services in attending the tax sale and issuing
26 certificate of sale and sealing the same, for each tract or

1 town lot sold, \$4.

2 For making list of delinquent lands and town lots sold, to
3 be filed with the Comptroller, for each tract or town lot sold,
4 10¢.

5 The foregoing fees allowed by this Section are the maximum
6 fees that may be collected from any officer, agency, department
7 or other instrumentality of the State. The county board may,
8 however, by ordinance, increase the fees allowed by this
9 Section and collect such increased fees from all persons and
10 entities other than officers, agencies, departments and other
11 instrumentalities of the State if the increase is justified by
12 an acceptable cost study showing that the fees allowed by this
13 Section are not sufficient to cover the cost of providing the
14 service.

15 A Statement of the costs of providing each service, program
16 and activity shall be prepared by the county board. All
17 supporting documents shall be public record and subject to
18 public examination and audit. All direct and indirect costs, as
19 defined in the United States Office of Management and Budget
20 Circular A-87, may be included in the determination of the
21 costs of each service, program and activity.

22 The county clerk in all cases may demand and receive the
23 payment of all fees for services in advance so far as the same
24 can be ascertained.

25 The county board of any county of the first or second class
26 may by ordinance authorize the county clerk to impose an

1 additional \$2 charge for certified copies of vital records as
2 defined in Section 1 of the Vital Records Act, for the ~~sole~~
3 purpose of developing, maintaining, and improving technology
4 in the office of the County Clerk ~~defraying the cost of~~
5 ~~converting the county clerk's document storage system for vital~~
6 ~~records as defined in Section 1 of the Vital Records Act to~~
7 ~~computers or micrographics, and for maintaining such system.~~

8 The county board of any county of the first or second class
9 may by ordinance authorize the county treasurer to establish a
10 special fund for deposit of the additional charge. Moneys in
11 the special fund shall be used solely to provide the equipment,
12 material and necessary expenses incurred to help defray the
13 cost of implementing and maintaining such document storage
14 system.

15 (Source: P.A. 86-962.)