

SB2273



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB2273

Introduced 2/20/2009, by Sen. A. J. Wilhelmi

SYNOPSIS AS INTRODUCED:

35 ILCS 200/20-25
35 ILCS 200/21-150

Amends the Property Tax Code. Provides that a county collector may refuse to accept a personal check within 45 (instead of 30) days before a tax sale. Provides that the county collector may refuse to accept a personal check if the previous payment by the same payer was returned by the bank for any reason. Provides that applications for judgment and order of sale for taxes and special assessments on delinquent properties shall be made within 90 days after the second installment due date (now, during the month of October). Effective immediately.

LRB096 11334 HLH 21782 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Sections 20-25 and 21-150 as follows:

6 (35 ILCS 200/20-25)

7 Sec. 20-25. Forms of payment. Taxes levied by taxing
8 districts may be satisfied by payment in legal money of the
9 United States, cashier's check, certified check, post office
10 money order, bank money order issued by a national or state
11 bank that is insured by the Federal Deposit Insurance
12 Corporation, or by a personal or corporate check drawn on such
13 a bank, to the respective collection officers who are entitled
14 by law to receive the tax payments or by credit card in
15 accordance with the Local Governmental Acceptance of Credit
16 Cards Act. A county collector may refuse to accept a personal
17 check within 45 ~~30~~ days before a tax sale. A county collector
18 may refuse to accept a personal check if the previous payment
19 by the same payer was returned by the bank for any reason.

20 (Source: P.A. 90-518, eff. 8-22-97.)

21 (35 ILCS 200/21-150)

22 Sec. 21-150. Time of applying for judgment. Except as

1 otherwise provided in this Section or by ordinance or
2 resolution enacted under subsection (c) of Section 21-40, all
3 applications for judgment and order of sale for taxes and
4 special assessments on delinquent properties shall be made
5 within 90 days after the second installment due date. ~~during~~
6 ~~the month of October.~~ In those counties which have adopted an
7 ordinance under Section 21-40, the application for judgment and
8 order of sale for delinquent taxes shall be made in December.
9 In the 10 years next following the completion of a general
10 reassessment of property in any county with 3,000,000 or more
11 inhabitants, made under an order of the Department,
12 applications for judgment and order of sale shall be made as
13 soon as may be and on the day specified in the advertisement
14 required by Section 21-110 and 21-115. If for any cause the
15 court is not held on the day specified, the cause shall stand
16 continued, and it shall be unnecessary to re-advertise the list
17 or notice.

18 Within 30 days after the day specified for the application
19 for judgment the court shall hear and determine the matter. If
20 judgment is rendered, the sale shall begin on the date within 5
21 business days specified in the notice as provided in Section
22 21-115. If the collector is prevented from advertising and
23 obtaining judgment during the month of October, the collector
24 may obtain judgment at any time thereafter; but if the failure
25 arises by the county collector's not complying with any of the
26 requirements of this Code, he or she shall be held on his or

1 her official bond for the full amount of all taxes and special
2 assessments charged against him or her. Any failure on the part
3 of the county collector shall not be allowed as a valid
4 objection to the collection of any tax or assessment, or to
5 entry of a judgment against any delinquent properties included
6 in the application of the county collector.

7 (Source: P.A. 88-455; 88-518; 89-126, eff. 7-11-95; 89-426,
8 eff. 6-1-96; 89-626, eff. 8-9-96.)

9 Section 99. Effective date. This Act takes effect upon
10 becoming law.