



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB6234

by Rep. Sidney H. Mathias

SYNOPSIS AS INTRODUCED:

35 ILCS 200/3-40	
55 ILCS 5/3-10007	from Ch. 34, par. 3-10007
55 ILCS 5/4-6001	from Ch. 34, par. 4-6001
55 ILCS 5/4-6002	from Ch. 34, par. 4-6002
55 ILCS 5/4-6003	from Ch. 34, par. 4-6003
55 ILCS 5/4-8002	from Ch. 34, par. 4-8002
705 ILCS 105/27.3	from Ch. 25, par. 27.3

Amends the Property Tax Code, the Counties Code, and the Clerks of the Courts Act. Provides that supervisors of assessments, county treasurers, coroners, sheriffs, recorders of deeds, clerks of the circuit court, and other county officers whose terms of office begin on or after the effective date of the amendatory Act shall not receive a stipend. Effective immediately.

LRB097 23050 HLH 71862 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 Property Tax Code is amended by changing
5 Section 3-40 as follows:

6 (35 ILCS 200/3-40)

7 Sec. 3-40. Compensation of supervisors of assessments.

8 (a) A supervisor of assessments shall receive annual
9 compensation in an amount fixed by the county board subject to
10 the following minimum amounts:

11 In counties with less than 14,000 inhabitants, not less
12 than \$7,500;

13 In counties with 14,000 or more but less than 30,000
14 inhabitants, not less than \$8,000;

15 In counties with 30,000 or more but less than 60,000
16 inhabitants, not less than \$9,000;

17 In counties with 60,000 or more but less than 100,000
18 inhabitants, not less than \$10,000;

19 In counties with 100,000 or more but less than 200,000
20 inhabitants, not less than \$11,500;

21 In counties with 200,000 or more but less than 300,000
22 inhabitants, not less than \$13,000;

23 In counties with 300,000 or more but less than

1 1,000,000 inhabitants, not less than \$15,000.

2 For purposes of this subsection, the number of inhabitants
3 shall be determined by the latest Federal decennial or special
4 census of the county.

5 (b) Elected supervisors of assessments who began a term of
6 office before December 1, 1990 shall be compensated at the rate
7 of their base salary. "Base salary" is the compensation paid
8 for their position before July 1, 1989.

9 (c) Elected supervisors of assessments beginning a term of
10 office on or after December 1, 1990 shall, beginning December
11 1, 1993, receive their base salary plus at least 12% of base
12 salary.

13 Any supervisor of assessments who has been presented a
14 Certified Assessing Evaluator Certificate by the International
15 Association of Assessing Officers shall receive an additional
16 compensation of \$500 per year to be paid out of funds
17 appropriated to the Department from the Personal Property Tax
18 Replacement Fund. No additional compensation shall be paid to
19 supervisors of assessments whose terms of office begin on or
20 after the effective date of this amendatory Act of the 97th
21 General Assembly.

22 The salary set by the county board shall be paid in equal
23 monthly installments out of the treasury of the county in which
24 he or she is appointed or elected. If the Department has
25 determined that the total assessed value of property in a
26 county, as equalized by the supervisor of assessments under

1 Section 9-210, is between 31 1/3% and 35 1/3% of the total fair
2 cash value of property in the county, subject to appropriation,
3 the Department shall reimburse the county monthly from the
4 Personal Property Tax Replacement Fund 50% of the amount of
5 salary the county paid to the officer for the preceding month.

6 The county board shall provide necessary office space for
7 the officer and pay all necessary expenses of the office out of
8 the county treasury.

9 Each supervisor of assessments may, with the advice and
10 consent of the county board, appoint necessary deputies and
11 clerks, their compensation to be fixed by the county board and
12 paid by the county.

13 (Source: P.A. 97-72, eff. 7-1-11.)

14 Section 10. The Counties Code is amended by changing
15 Sections 3-10007, 4-6001, 4-6002, 4-6003, and 4-8002 as
16 follows:

17 (55 ILCS 5/3-10007) (from Ch. 34, par. 3-10007)

18 Sec. 3-10007. Annual stipend. In addition to all other
19 compensation provided by law, every elected county treasurer,
20 for additional duties mandated by State law, shall receive an
21 annual stipend of (i) \$5,000 if his or her term begins before
22 December 1, 1998, (ii) \$5,500 after December 1, 1998 and \$6,500
23 after December 1, 1999 if his or her term begins on or after
24 December 1, 1998 but before December 1, 2000, and (iii) \$6,500

1 if his or her term begins December 1, 2000 or thereafter, to be
2 annually appropriated from the Personal Property Tax
3 Replacement Fund by the General Assembly to the Department of
4 Revenue which shall distribute the awards in annual lump sum
5 payments to every elected county treasurer. This annual stipend
6 shall not affect any other compensation provided by law to be
7 paid to elected county treasurers. No county board may reduce
8 or otherwise impair the compensation payable from county funds
9 to an elected county treasurer if such reduction or impairment
10 is the result of his receiving an annual stipend under this
11 Section. No stipend shall be paid to county treasurers whose
12 terms of office begin on or after the effective date of this
13 amendatory Act of the 97th General Assembly.

14 (Source: P.A. 97-72, eff. 7-1-11.)

15 (55 ILCS 5/4-6001) (from Ch. 34, par. 4-6001)

16 Sec. 4-6001. Officers in counties of less than 2,000,000.

17 (a) In all counties of less than 2,000,000 inhabitants, the
18 compensation of Coroners, County Treasurers, County Clerks,
19 Recorders and Auditors shall be determined under this Section.
20 The County Board in those counties shall fix the amount of the
21 necessary clerk hire, stationery, fuel and other expenses of
22 those officers. The compensation of those officers shall be
23 separate from the necessary clerk hire, stationery, fuel and
24 other expenses, and such compensation (except for coroners in
25 those counties with less than 2,000,000 population in which the

1 coroner's compensation is set in accordance with Section
2 4-6002) shall be fixed within the following limits:

3 To each such officer in counties containing less than
4 14,000 inhabitants, not less than \$13,500 per annum.

5 To each such officer in counties containing 14,000 or more
6 inhabitants, but less than 30,000 inhabitants, not less than
7 \$14,500 per annum.

8 To each such officer in counties containing 30,000 or more
9 inhabitants but less than 60,000 inhabitants, not less than
10 \$15,000 per annum.

11 To each such officer in counties containing 60,000 or more
12 inhabitants but less than 100,000 inhabitants, not less than
13 \$15,000 per annum.

14 To each such officer in counties containing 100,000 or more
15 inhabitants but less than 200,000 inhabitants, not less than
16 \$16,500 per annum.

17 To each such officer in counties containing 200,000 or more
18 inhabitants but less than 300,000 inhabitants, not less than
19 \$18,000 per annum.

20 To each such officer in counties containing 300,000 or more
21 inhabitants but less than 2,000,000 inhabitants, not less than
22 \$20,000 per annum.

23 (b) Those officers beginning a term of office before
24 December 1, 1990 shall be compensated at the rate of their base
25 salary. "Base salary" is the compensation paid for each of
26 those offices, respectively, before July 1, 1989.

1 (c) Those officers beginning a term of office on or after
2 December 1, 1990 shall be compensated as follows:

3 (1) Beginning December 1, 1990, base salary plus at
4 least 3% of base salary.

5 (2) Beginning December 1, 1991, base salary plus at
6 least 6% of base salary.

7 (3) Beginning December 1, 1992, base salary plus at
8 least 9% of base salary.

9 (4) Beginning December 1, 1993, base salary plus at
10 least 12% of base salary.

11 (d) In addition to but separate and apart from the
12 compensation provided in this Section, the county clerk of each
13 county, the recorder of each county, and the chief clerk of
14 each county board of election commissioners shall receive an
15 award as follows:

16 (1) \$4,500 per year after January 1, 1998;

17 (2) \$5,500 per year after January 1, 1999; and

18 (3) \$6,500 per year after January 1, 2000.

19 The total amount required for such awards each year shall be
20 appropriated by the General Assembly to the State Board of
21 Elections which shall distribute the awards in annual lump sum
22 payments to the several county clerks, recorders, and chief
23 election clerks. Beginning December 1, 1990, this annual award,
24 and any other award or stipend paid out of State funds to
25 county officers, shall not affect any other compensation
26 provided by law to be paid to county officers. No stipend shall

1 be paid to county officers whose terms of office begin on or
2 after the effective date of this amendatory Act of the 97th
3 General Assembly.

4 (e) Beginning December 1, 1990, no county board may reduce
5 or otherwise impair the compensation payable from county funds
6 to a county officer if the reduction or impairment is the
7 result of the county officer receiving an award or stipend
8 payable from State funds.

9 (f) The compensation, necessary clerk hire, stationery,
10 fuel and other expenses of the county auditor, as fixed by the
11 county board, shall be paid by the county.

12 (g) The population of all counties for the purpose of
13 fixing compensation, as herein provided, shall be based upon
14 the last Federal census immediately previous to the election of
15 the officer in question in each county.

16 (h) With respect to an auditor who takes office on or after
17 the effective date of this amendatory Act of the 95th General
18 Assembly, the auditor shall receive an annual stipend of \$6,500
19 per year. The General Assembly shall appropriate the total
20 amount required for the stipend each year from the Personal
21 Property Tax Replacement Fund to the Department of Revenue, and
22 the Department of Revenue shall distribute the awards in an
23 annual lump sum payment to each county auditor. The stipend
24 shall be in addition to, but separate and apart from, the
25 compensation provided in this Section. No stipend shall be paid
26 to auditors whose terms of office begin on or after the

1 effective date of this amendatory Act of the 97th General
2 Assembly. No county board may reduce or otherwise impair the
3 compensation payable from county funds to the auditor if the
4 reduction or impairment is the result of the auditor receiving
5 an award or stipend pursuant to this subsection.

6 (Source: P.A. 97-72, eff. 7-1-11.)

7 (55 ILCS 5/4-6002) (from Ch. 34, par. 4-6002)

8 Sec. 4-6002. Coroners in counties of less than 2,000,000.

9 (a) The County Board, in all counties of less than
10 2,000,000 inhabitants, shall fix the compensation of Coroners
11 within the limitations fixed by this Division, and shall
12 appropriate for their necessary clerk hire, stationery, fuel,
13 supplies, and other expenses. The compensation of the Coroner
14 shall be fixed separately from his necessary clerk hire,
15 stationery, fuel and other expenses, and such compensation
16 shall be fixed within the following limits:

17 To each Coroner in counties containing less than 5,000
18 inhabitants, not less than \$4,500 per annum.

19 To each Coroner in counties containing 5,000 or more
20 inhabitants but less than 14,000 inhabitants, not less than
21 \$6,000 per annum.

22 To each Coroner in counties containing 14,000 or more
23 inhabitants, but less than 30,000 inhabitants, not less than
24 \$9,000 per annum.

25 To each Coroner in counties containing 30,000 or more

1 inhabitants, but less than 60,000 inhabitants, not less than
2 \$14,000 per annum.

3 To each Coroner in counties containing 60,000 or more
4 inhabitants, but less than 100,000 inhabitants, not less than
5 \$15,000 per annum.

6 To each Coroner in counties containing 100,000 or more
7 inhabitants, but less than 200,000 inhabitants, not less than
8 \$16,500 per annum.

9 To each Coroner in counties containing 200,000 or more
10 inhabitants, but less than 300,000 inhabitants, not less than
11 \$18,000 per annum.

12 To each Coroner in counties containing 300,000 or more
13 inhabitants, but less than 2,000,000 inhabitants, not less than
14 \$20,000 per annum.

15 The population of all counties for the purpose of fixing
16 compensation, as herein provided, shall be based upon the last
17 Federal census immediately previous to the election of the
18 Coroner in question in each county. This Section does not apply
19 to a county which has abolished the elective office of coroner.

20 (b) Those coroners beginning a term of office on or after
21 December 1, 1990 shall be compensated as follows:

22 (1) Beginning December 1, 1990, base salary plus at
23 least 3% of base salary.

24 (2) Beginning December 1, 1991, base salary plus at
25 least 6% of base salary.

26 (3) Beginning December 1, 1992, base salary plus at

1 least 9% of base salary.

2 (4) Beginning December 1, 1993, base salary plus at
3 least 12% of base salary.

4 "Base salary", as used in this subsection (b), means the
5 salary in effect before July 1, 1989.

6 (c) In addition to, but separate and apart from, the
7 compensation provided in this Section, subject to
8 appropriation, the coroner of each county shall receive an
9 annual stipend of \$6,500 to be paid by the Illinois Department
10 of Revenue out of the Personal Property Tax Replacement Fund if
11 his or her term begins on or after December 1, 2000. No stipend
12 shall be paid to coroners whose terms of office begin on or
13 after the effective date of this amendatory Act of the 97th
14 General Assembly.

15 (Source: P.A. 97-72, eff. 7-1-11.)

16 (55 ILCS 5/4-6003) (from Ch. 34, par. 4-6003)

17 Sec. 4-6003. Compensation of sheriffs for certain expenses
18 in counties of less than 2,000,000.

19 (a) The County Board, in all counties of less than
20 2,000,000 inhabitants, shall fix the compensation of sheriffs,
21 with the amount of their necessary clerk hire, stationery, fuel
22 and other expenses. The county shall supply the sheriff with
23 all necessary uniforms, guns and ammunition. The compensation
24 of each such officer shall be fixed separately from his
25 necessary clerk hire, stationery, fuel and other expenses.

1 Beginning immediately, no county with a population under
2 2,000,000 may reduce the rate of compensation of its sheriff
3 below the rate of compensation that it was actually paying to
4 its sheriff on January 1, 2002 or the effective date of this
5 amendatory Act of the 92nd General Assembly, whichever is
6 greater.

7 (b) In addition to the requirement of subsection (a), the
8 rate of compensation payable to the sheriff by the county shall
9 not be less than the following:

10 To each such sheriff in counties containing less than
11 10,000 inhabitants, not less than \$27,000 per annum.

12 To each such sheriff in counties containing 10,000 or more
13 inhabitants but less than 20,000 inhabitants, not less than
14 \$31,000 per annum.

15 To each such sheriff in counties containing 20,000 or more
16 inhabitants but less than 30,000 inhabitants, not less than
17 \$34,000 per annum.

18 To each such sheriff in counties containing 30,000 or more
19 inhabitants but less than 60,000 inhabitants, not less than
20 \$37,000 per annum.

21 To each such sheriff in counties containing 60,000 or more
22 inhabitants but less than 100,000 inhabitants, not less than
23 \$40,000 per annum.

24 To each such sheriff in counties containing 100,000 or more
25 inhabitants but less than 2,000,000 inhabitants, not less than
26 \$43,000 per annum.

1 The population of each county for the purpose of fixing
2 compensation as herein provided, shall be based upon the last
3 federal census immediately previous to the election of the
4 sheriff in question in such county.

5 (c) (Blank).

6 (d) In addition to the salary provided for in subsections
7 (a), (b), and (c), beginning December 1, 1998, subject to
8 appropriation, each sheriff, for his or her additional duties
9 imposed by other statutes or laws, shall receive an annual
10 stipend to be paid by the Illinois Department of Revenue out of
11 the Personal Property Tax Replacement Fund in the amount of
12 \$6,500. No stipend shall be paid to any sheriff whose term of
13 office begins on or after the effective date of this amendatory
14 Act of the 97th General Assembly.

15 (e) No county board may reduce or otherwise impair the
16 compensation payable from county funds to a sheriff if the
17 reduction or impairment is the result of the sheriff receiving
18 an award or stipend payable from State funds.

19 (Source: P.A. 97-72, eff. 7-1-11.)

20 (55 ILCS 5/4-8002) (from Ch. 34, par. 4-8002)

21 Sec. 4-8002. Additional compensation of sheriff and
22 recorder.

23 (a) In addition to any salary otherwise provided by law,
24 beginning December 1, 1998, subject to appropriation, the
25 sheriff of Cook County for his or her additional duties imposed

1 by other statutes or laws shall receive an annual stipend to be
2 paid by the Illinois Department of Revenue out of the Personal
3 Property Tax Replacement Fund in the amount of \$6,500. However,
4 no such stipend shall be paid to any sheriff of Cook County
5 whose term of office begins on or after the effective date of
6 this amendatory Act of the 97th General Assembly. The county
7 board shall not reduce or otherwise impair the compensation
8 payable from county funds to the sheriff if the reduction or
9 impairment is the result of the sheriff receiving a stipend
10 payable from State funds.

11 (b) In addition to any salary otherwise provided by law,
12 beginning December 1, 2000, subject to appropriation, the
13 recorder of deeds of Cook County for his or her additional
14 duties imposed by law shall receive an annual stipend to be
15 paid by the State in an amount equal to the stipend paid to
16 each recorder in other counties under subsection (d) of Section
17 4-6001 of this Code. However, no such stipend shall be paid to
18 any recorder of deeds of Cook County whose term of office
19 begins on or after the effective date of this amendatory Act of
20 the 97th General Assembly. The county board may not reduce or
21 otherwise impair the compensation payable from county funds to
22 the recorder of deeds if the reduction or impairment is the
23 result of the recorder of deeds receiving a stipend payable
24 from State funds.

25 (Source: P.A. 97-72, eff. 7-1-11; 97-619, eff. 11-14-11.)

1 Section 15. The Clerks of Courts Act is amended by changing
2 Section 27.3 as follows:

3 (705 ILCS 105/27.3) (from Ch. 25, par. 27.3)

4 Sec. 27.3. Compensation.

5 (a) The county board shall provide the compensation of
6 Clerks of the Circuit Court, and the amount necessary for clerk
7 hire, stationery, fuel and other expenses. Beginning December
8 1, 1989, the compensation per annum for Clerks of the Circuit
9 Court shall be as follows:

10 In counties where the population is:

11	Less than 14,000	at least \$13,500
12	14,001-30,000	at least \$14,500
13	30,001-60,000	at least \$15,000
14	60,001-100,000	at least \$15,000
15	100,001-200,000	at least \$16,500
16	200,001-300,000	at least \$18,000
17	300,001- 3,000,000	at least \$20,000
18	Over 3,000,000	at least \$55,000

19 (b) In counties in which the population is 3,000,000 or
20 less, "base salary" is the compensation paid for each Clerk of
21 the Circuit Court, respectively, before July 1, 1989.

22 (c) The Clerks of the Circuit Court, in counties in which
23 the population is 3,000,000 or less, shall be compensated as
24 follows:

25 (1) Beginning December 1, 1989, base salary plus at

1 least 3% of base salary.

2 (2) Beginning December 1, 1990, base salary plus at
3 least 6% of base salary.

4 (3) Beginning December 1, 1991, base salary plus at
5 least 9% of base salary.

6 (4) Beginning December 1, 1992, base salary plus at
7 least 12% of base salary.

8 (d) In addition to the compensation provided by the county
9 board, each Clerk of the Circuit Court shall receive an award
10 from the State for the additional duties imposed by Sections
11 5-9-1 and 5-9-1.2 of the Unified Code of Corrections, Section
12 10 of the Violent Crime Victims Assistance Act, Section 16-104a
13 of the Illinois Vehicle Code, and other laws, in the following
14 amount:

15 (1) \$3,500 per year before January 1, 1997.

16 (2) \$4,500 per year beginning January 1, 1997.

17 (3) \$5,500 per year beginning January 1, 1998.

18 (4) \$6,500 per year beginning January 1, 1999.

19 The total amount required for such awards shall be appropriated
20 each year by the General Assembly to the Supreme Court, which
21 shall distribute such awards in annual lump sum payments to the
22 Clerks of the Circuit Court in all counties. This annual award,
23 and any other award or stipend paid out of State funds to the
24 Clerks of the Circuit Court, shall not affect any other
25 compensation provided by law to be paid to Clerks of the
26 Circuit Court. No award or stipend authorized under this

1 subsection (d) shall be paid to any recorder of deeds of Cook
2 County whose term of office begins on or after the effective
3 date of this amendatory Act of the 97th General Assembly.

4 (e) Also in addition to the compensation provided by the
5 county board, Clerks of the Circuit Court in counties in which
6 one or more State correctional institutions are located shall
7 receive a minimum reimbursement in the amount of \$2,500 per
8 year for administrative assistance to perform services in
9 connection with the State correctional institution, payable
10 monthly from the State Treasury to the treasurer of the county
11 in which the additional staff is employed. Counties whose State
12 correctional institution inmate population exceeds 250 shall
13 receive reimbursement in the amount of \$2,500 per 250 inmates.
14 This subsection (e) shall not apply to staff added before
15 November 29, 1990.

16 For purposes of this subsection (e), "State correctional
17 institution" means any facility of the Department of
18 Corrections, including without limitation adult facilities,
19 juvenile facilities, pre-release centers, community correction
20 centers, and work camps.

21 (f) No county board may reduce or otherwise impair the
22 compensation payable from county funds to a Clerk of the
23 Circuit Court if the reduction or impairment is the result of
24 the Clerk of the Circuit Court receiving an award or stipend
25 payable from State funds.

26 (Source: P.A. 92-114, eff. 1-1-02.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.