

**SB2536**



**97TH GENERAL ASSEMBLY**

**State of Illinois**

**2011 and 2012**

**SB2536**

Introduced 11/29/2011, by Sen. Ira I. Silverstein

**SYNOPSIS AS INTRODUCED:**

755 ILCS 5/13-4

from Ch. 110 1/2, par. 13-4

Amends the Probate Act of 1975. Provides that in counties with a population in excess of 1,000,000 inhabitants, a public administrator shall retain his or her records pursuant to the Local Records Act (instead of deposit records of discharged cases with the circuit court clerk).

LRB097 14725 AJO 59724 b

**A BILL FOR**

1 AN ACT concerning civil law.

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

4 Section 5. The Probate Act of 1975 is amended by changing  
5 Section 13-4 as follows:

6 (755 ILCS 5/13-4) (from Ch. 110 1/2, par. 13-4)

7 Sec. 13-4. Powers and duties of public administrator.) (a)  
8 When a person dies owning any real or personal estate in this  
9 State and there is no person in this State having a prior right  
10 to administer his estate, the public administrator of the  
11 county of which the decedent was a resident, or of the county  
12 in which his estate is situated, if the decedent was a  
13 nonresident of this State, may take such measures as he deems  
14 proper to protect and secure the estate from waste, loss or  
15 embezzlement until letters of office on the estate are issued  
16 to the person entitled thereto or until a demand for the  
17 removal of the personal estate from this State is made by a  
18 nonresident representative pursuant to the authority granted  
19 by this Act. When letters of office are issued to the public  
20 administrator, he has the same powers and duties as other  
21 representatives of decedents' estates appointed under this Act  
22 until he is discharged or his authority is sooner terminated by  
23 order of court.

1           (b) In counties having a population in excess of 1,000,000  
2 inhabitants, a public administrator shall retain ~~deposit~~ his or  
3 her records in accordance with the Local Records Act ~~files of~~  
4 ~~eases in which he receives a discharge with the clerk of the~~  
5 ~~court of the county in which he served or is serving as such~~  
6 ~~public administrator.~~

7           (Source: P.A. 80-808.)