



Rep. John E. Bradley

**Filed: 2/19/2013**

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1 AMENDMENT TO HOUSE BILL 1405

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1405 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by changing  
5 Section 3-5018 as follows:

6 (55 ILCS 5/3-5018) (from Ch. 34, par. 3-5018)

7 Sec. 3-5018. Fees. The recorder elected as provided for in  
8 this Division shall receive such fees as are or may be provided  
9 for him or her by law, in case of provision therefor: otherwise  
10 he or she shall receive the same fees as are or may be provided  
11 in this Section, except when increased by county ordinance  
12 pursuant to the provisions of this Section, to be paid to the  
13 county clerk for his or her services in the office of recorder  
14 for like services.

15 For recording deeds or other instruments, \$12 for the first  
16 4 pages thereof, plus \$1 for each additional page thereof, plus

1 \$1 for each additional document number therein noted. The  
2 aggregate minimum fee for recording any one instrument shall  
3 not be less than \$12.

4 For recording deeds or other instruments wherein the  
5 premises affected thereby are referred to by document number  
6 and not by legal description, a fee of \$1 in addition to that  
7 hereinabove referred to for each document number therein noted.

8 For recording assignments of mortgages, leases or liens,  
9 \$12 for the first 4 pages thereof, plus \$1 for each additional  
10 page thereof. However, except for leases and liens pertaining  
11 to oil, gas and other minerals, whenever a mortgage, lease or  
12 lien assignment assigns more than one mortgage, lease or lien  
13 document, a \$7 fee shall be charged for the recording of each  
14 such mortgage, lease or lien document after the first one.

15 For recording maps or plats of additions or subdivisions  
16 approved by the county or municipality (including the spreading  
17 of the same of record in map case or other proper books) or  
18 plats of condominiums, \$50 for the first page, plus \$1 for each  
19 additional page thereof except that in the case of recording a  
20 single page, legal size 8 1/2 x 14, plat of survey in which  
21 there are no more than two lots or parcels of land, the fee  
22 shall be \$12. In each county where such maps or plats are to be  
23 recorded, the recorder may require the same to be accompanied  
24 by such number of exact, true and legible copies thereof as the  
25 recorder deems necessary for the efficient conduct and  
26 operation of his or her office.

1           For non-certified copies of records, an amount not to  
2 exceed one-half of the amount provided in this Section for  
3 certified copies, according to a standard scale of fees,  
4 established by county ordinance and made public. The provisions  
5 of this paragraph shall not be applicable to any person or  
6 entity who obtains non-certified copies of records in the  
7 following manner: (i) in bulk for all documents recorded on any  
8 given day in an electronic or paper format for a negotiated  
9 amount less than the amount provided for in this paragraph for  
10 non-certified copies, (ii) under a contractual relationship  
11 with the recorder for a negotiated amount less than the amount  
12 provided for in this paragraph for non-certified copies,  
13 or (iii) by means of Internet access pursuant to Section  
14 5-1106.1.

15           For certified copies of records, the same fees as for  
16 recording, but in no case shall the fee for a certified copy of  
17 a map or plat of an addition, subdivision or otherwise exceed  
18 \$10.

19           Each certificate of such recorder of the recording of the  
20 deed or other writing and of the date of recording the same  
21 signed by such recorder, shall be sufficient evidence of the  
22 recording thereof, and such certificate including the indexing  
23 of record, shall be furnished upon the payment of the fee for  
24 recording the instrument, and no additional fee shall be  
25 allowed for the certificate or indexing.

26           The recorder shall charge an additional fee, in an amount

1 equal to the fee otherwise provided by law, for recording a  
2 document (other than a document filed under the Plat Act or the  
3 Uniform Commercial Code) that does not conform to the following  
4 standards:

5 (1) The document shall consist of one or more  
6 individual sheets measuring 8.5 inches by 11 inches, not  
7 permanently bound and not a continuous form. Graphic  
8 displays accompanying a document to be recorded that  
9 measure up to 11 inches by 17 inches shall be recorded  
10 without charging an additional fee.

11 (2) The document shall be legibly printed in black ink,  
12 by hand, type, or computer. Signatures and dates may be in  
13 contrasting colors if they will reproduce clearly.

14 (3) The document shall be on white paper of not less  
15 than 20-pound weight and shall have a clean margin of at  
16 least one-half inch on the top, the bottom, and each side.  
17 Margins may be used for non-essential notations that will  
18 not affect the validity of the document, including but not  
19 limited to form numbers, page numbers, and customer  
20 notations.

21 (4) The first page of the document shall contain a  
22 blank space, measuring at least 3 inches by 5 inches, from  
23 the upper right corner.

24 (5) The document shall not have any attachment stapled  
25 or otherwise affixed to any page.

26 A document that does not conform to these standards shall not

1 be recorded except upon payment of the additional fee required  
2 under this paragraph. This paragraph, as amended by this  
3 amendatory Act of 1995, applies only to documents dated after  
4 the effective date of this amendatory Act of 1995.

5 The county board of any county may provide for an  
6 additional charge of \$3 for filing every instrument, paper, or  
7 notice for record, (1) in order to defray the cost of  
8 converting the county recorder's document storage system to  
9 computers or micrographics and (2) in order to defray the cost  
10 of providing access to records through the global information  
11 system known as the Internet.

12 A special fund shall be set up by the treasurer of the  
13 county and such funds collected pursuant to Public Act 83-1321  
14 shall be used (1) for a document storage system to provide the  
15 equipment, materials and necessary expenses incurred to help  
16 defray the costs of implementing and maintaining such a  
17 document records system and (2) for a system to provide  
18 electronic access to those records.

19 The county board of any county that provides and maintains  
20 a countywide map through a Geographic Information System (GIS)  
21 may provide for an additional charge of \$3 for filing every  
22 instrument, paper, or notice for record (1) in order to defray  
23 the cost of implementing or maintaining the county's Geographic  
24 Information System and (2) in order to defray the cost of  
25 providing electronic or automated access to the county's  
26 Geographic Information System or property records. Of that

1 amount, \$2 must be deposited into a special fund set up by the  
2 treasurer of the county, and any moneys collected pursuant to  
3 this amendatory Act of the 91st General Assembly and deposited  
4 into that fund must be used solely for the equipment,  
5 materials, and necessary expenses incurred in implementing and  
6 maintaining a Geographic Information System and in order to  
7 defray the cost of providing electronic access to the county's  
8 Geographic Information System records. The remaining \$1 must be  
9 deposited into the recorder's special funds created under  
10 Section 3-5005.4. The recorder may, in his or her discretion,  
11 use moneys in the funds created under Section 3-5005.4 to  
12 defray the cost of implementing or maintaining the county's  
13 Geographic Information System and to defray the cost of  
14 providing electronic access to the county's Geographic  
15 Information System records.

16 The recorder shall collect a \$10 Rental Housing Support  
17 Program State surcharge for the recordation of any real  
18 estate-related document. Payment of the Rental Housing Support  
19 Program State surcharge shall be evidenced by a receipt that  
20 shall be marked upon or otherwise affixed to the real  
21 estate-related document by the recorder. The form of this  
22 receipt shall be prescribed by the Department of Revenue and  
23 the receipts shall be issued by the Department of Revenue to  
24 each county recorder.

25 The recorder shall not collect the Rental Housing Support  
26 Program State surcharge from any State agency, any unit of

1 local government or any school district.

2 One dollar of each surcharge shall be retained by the  
3 county in which it was collected. This dollar shall be  
4 deposited into the county's general revenue fund. Fifty cents  
5 of that amount shall be used for the costs of administering the  
6 Rental Housing Support Program State surcharge and any other  
7 lawful expenditures for the operation of the office of the  
8 recorder and may not be appropriated or expended for any other  
9 purpose. The amounts available to the recorder for expenditure  
10 from the surcharge shall not offset or reduce any other county  
11 appropriations or funding for the office of the recorder.

12 On the 15th day of each month, each county recorder shall  
13 report to the Department of Revenue, on a form prescribed by  
14 the Department, the number of real estate-related documents  
15 recorded for which the Rental Housing Support Program State  
16 surcharge was collected. Each recorder shall submit \$9 of each  
17 surcharge collected in the preceding month to the Department of  
18 Revenue and the Department shall deposit these amounts in the  
19 Rental Housing Support Program Fund. Subject to appropriation,  
20 amounts in the Fund may be expended only for the purpose of  
21 funding and administering the Rental Housing Support Program.

22 For purposes of this Section, "real estate-related  
23 document" means that term as it is defined in Section 7 of the  
24 Rental Housing Support Program Act.

25 The foregoing fees allowed by this Section are the maximum  
26 fees that may be collected from any officer, agency, department

1 or other instrumentality of the State. The county board may,  
2 however, by ordinance, increase the fees allowed by this  
3 Section and collect such increased fees from all persons and  
4 entities other than officers, agencies, departments and other  
5 instrumentalities of the State if the increase is justified by  
6 an acceptable cost study showing that the fees allowed by this  
7 Section are not sufficient to cover the cost of providing the  
8 service. Regardless of any other provision in this Section, the  
9 maximum fee that may be collected from the Department of  
10 Revenue for filing or indexing a lien, certificate of lien  
11 release or subordination, or any other type of notice or other  
12 documentation affecting or concerning a lien is \$5. Regardless  
13 of any other provision in this Section, the maximum fee that  
14 may be collected from the Department of Revenue for indexing  
15 each additional name in excess of one for any lien, certificate  
16 of lien release or subordination, or any other type of notice  
17 or other documentation affecting or concerning a lien is \$1.

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

25 (Source: P.A. 96-1356, eff. 7-28-10.)



1           Section 10. The Tuberculosis Sanitarium District Act is  
2 amended by changing Section 5.4 as follows:

3           (70 ILCS 920/5.4)

4           Sec. 5.4. Dissolution of Suburban Cook County Tuberculosis  
5 Sanitarium District; disposition of land and real estate;  
6 continuation of District levy.

7           (a) Notwithstanding any provision of law to the contrary,  
8 the Suburban Cook County Tuberculosis Sanitarium District is  
9 dissolved by operation of law one year after the effective date  
10 of this amendatory Act of the 94th General Assembly.

11           (b) On or before the day 2 months after the effective date  
12 of this amendatory Act of the 94th General Assembly, the Board  
13 of Directors shall forward to the Cook County Department of  
14 Public Health all transition plans relating to the  
15 consolidation of all of the existing programs, personnel, and  
16 infrastructure of the District into the Cook County Bureau of  
17 Health Services to be administered by the Cook County  
18 Department of Public Health. Beginning on the effective date of  
19 this amendatory Act of the 94th General Assembly, the District  
20 shall not make any enhancements to pensions.

21           (c) Upon dissolution of the District: (i) all assets and  
22 liabilities of the Suburban Cook County Tuberculosis  
23 Sanitarium District dissolved under this amendatory Act of the  
24 94th General Assembly shall be transferred to the Cook County  
25 Board and the monetary assets shall be deposited into a special

1 purpose fund for the prevention, care, treatment, and control  
2 of tuberculosis and other communicable airborne diseases in or  
3 associated with suburban Cook County; (ii) the Cook County  
4 Department of Public Health shall assume all responsibility for  
5 the prevention, care, treatment, and control of tuberculosis  
6 within the area of the Suburban Cook County Tuberculosis  
7 Sanitarium District dissolved under this amendatory Act of the  
8 94th General Assembly, including the provision of tuberculosis  
9 care and treatment for units of local government with  
10 State-certified local public health departments; and (iii)  
11 employees of the Suburban Cook County Tuberculosis Sanitarium  
12 District become employees of Cook County.

13 (d) The Cook County Board may transfer to the Cook County  
14 Forest Preserve District appropriate unimproved real estate  
15 owned by the Suburban Cook County Tuberculosis Sanitarium  
16 District at the time of its dissolution. After the dissolution  
17 of the District, any land owned by the District at the time of  
18 its dissolution remains subject to any leases and encumbrances  
19 that existed upon the dissolution of the District and, if the  
20 land is subject to a lease, the land may not be taken by any  
21 unit of government during the term of the lease.

22 (e) Upon the dissolution of the Suburban Cook County  
23 Tuberculosis Sanitarium District, any levy imposed by the  
24 dissolved District is abolished. In accordance with subsection  
25 (b) of Section 12 of the State Revenue Sharing Act, the tax  
26 base of the dissolved Suburban Cook County Tuberculosis

1 Sanitarium District shall be added to the tax base of Cook  
2 County.

3 (Source: P.A. 94-1050, eff. 7-24-06.)

4 Section 15. The Animal Control Act is amended by changing  
5 Section 7 as follows:

6 (510 ILCS 5/7) (from Ch. 8, par. 357)

7 Sec. 7.

8 All registration fees collected shall be remitted to the  
9 County Treasurer, who shall place the monies in an Animal  
10 Control Fund. This fund shall be set up by him for the purpose  
11 of paying costs of the Animal Control Program.

12 In any county with a population under 3,000,000, all ~~All~~  
13 fees collected shall be used for the purpose of paying claims  
14 for loss of livestock or poultry as set forth in Section 19 of  
15 this Act and for the following purposes as established by  
16 ordinance of the County Board: funds may be utilized by local  
17 health departments or county nurse's offices for the purchase  
18 of human rabies anti-serum, human vaccine, the cost for  
19 administration of serum or vaccine, minor medical care, and for  
20 paying the cost of stray dog control, impoundment, education on  
21 animal control and rabies, and other costs incurred in carrying  
22 out the provisions of this Act or any county or municipal  
23 ordinance concurred in by the Department relating to animal  
24 control, except as set forth in Section 19. Counties of 100,000

1 inhabitants or more may assume self-insurance liability to pay  
2 claims for the loss of livestock or poultry.

3 In any county with a population of 3,000,000 or more, all  
4 fees collected shall be used for the purpose of paying claims  
5 for loss of livestock or poultry, as set forth in Section 19 of  
6 this Act, and for the following purposes, as established by  
7 ordinance of the County Board: funds may be utilized by local  
8 health departments or county nurse's offices for the purchase  
9 of human rabies anti-serum, human vaccine, the cost for  
10 administration of serum or vaccine, minor medical care, and for  
11 paying the cost of stray dog control, impoundment, education on  
12 animal control and rabies, and other costs incurred in carrying  
13 out the provisions and enforcement of this Act or any county or  
14 municipal ordinance relating to animal control, or  
15 animal-related public health or public nuisances, except as set  
16 forth in Section 19 of this Act.

17 (Source: P.A. 87-151.)

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law."