

HB4556



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4556

by Rep. Mike Smiddy

SYNOPSIS AS INTRODUCED:

15 ILCS 305/5.5

Amends the Secretary of State Act. Repeals a provision that authorized the Secretary of State to assess a penalty for fee payments that were dishonored if the total amount due to the Secretary exceeded \$100 and was not paid in full within 60 days from the date the fee became due. Effective immediately.

LRB098 08841 JDS 38969 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The Secretary of State Act is amended by
5 changing Section 5.5 as follows:

6 (15 ILCS 305/5.5)

7 Sec. 5.5. Secretary of State fees. There shall be paid to
8 the Secretary of State the following fees:

9 For certificate or apostille, with seal: \$2.

10 For each certificate, without seal: \$1.

11 For each commission to any officer or other person (except
12 military commissions), with seal: \$2.

13 For copies of exemplifications of records, or for a
14 certified copy of any document, instrument, or paper when not
15 otherwise provided by law, and it does not exceed legal size:
16 \$0.50 per page or any portion of a page; and \$2 for the
17 certificate, with seal affixed.

18 For copies of exemplifications of records or a certified
19 copy of any document, instrument, or paper, when not otherwise
20 provided for by law, that exceeds legal size: \$1 per page or
21 any portion of a page; and \$2 for the certificate, with seal
22 affixed.

23 For copies of bills or other papers: \$0.50 per page or any

1 portion of a page; and \$2 for the certificate, with seal
2 affixed, except that there shall be no charge for making or
3 certifying copies that are furnished to any governmental agency
4 for official use.

5 For recording a duplicate of an affidavit showing the
6 appointment of trustees of a religious corporation: \$0.50; and
7 \$2 for the certificate of recording, with seal affixed.

8 For filing and recording an application under the Soil
9 Conservation Districts Law and making and issuing a certificate
10 for the application, under seal: \$10.

11 For recording any other document, instrument, or paper
12 required or permitted to be recorded with the Secretary of
13 State, which recording shall be done by any approved
14 photographic or photostatic process, if the page to be recorded
15 does not exceed legal size and the fees and charges therefor
16 are not otherwise fixed by law: \$0.50 per page or any portion
17 of a page; and \$2 for the certificate of recording, with seal
18 affixed.

19 For recording any other document, instrument, or paper
20 required or permitted to be recorded with the Secretary of
21 State, which recording shall be done by any approved
22 photographic or photostatic process, if the page to be recorded
23 exceeds legal size and the fees and charges therefor are not
24 otherwise fixed by law: \$1 per page or any portion of a page;
25 and \$2 for the certificate of recording attached to the
26 original, with seal affixed.

1 For each duplicate certified copy of a school land patent:
2 \$3.

3 For each photostatic copy of a township plat: \$2.

4 For each page of a photostatic copy of surveyors field
5 notes: \$2.

6 For each page of a photostatic copy of a state land patent,
7 including certification: \$4.

8 For each page of a photostatic copy of a swamp land grant:
9 \$2.

10 For each page of photostatic copies of all other
11 instruments or documents relating to land records: \$2.

12 For any payment to the Secretary of State when it has not
13 been honored: \$25. ~~If the total amount due to the Secretary~~
14 ~~exceeds \$100 and has not been paid in full within 60 days from~~
15 ~~the date the fee became due, the Secretary shall assess a~~
16 ~~penalty of 25% of the dishonored payment amount.~~

17 For any research request received after the effective date
18 of the changes made to this Section by this amendatory Act of
19 the 93rd General Assembly by an out-of-State or non-Illinois
20 resident: \$10, prepaid and nonrefundable, for which the
21 requester will receive up to 2 unofficial noncertified copies
22 of the records requested. The fees under this paragraph shall
23 be deposited into the General Revenue Fund.

24 The Illinois State Archives is authorized to charge
25 reasonable fees to reimburse the cost of production and
26 distribution of copies of finding aids to the records that it

1 holds or copies of published versions or editions of those
2 records in printed, microfilm, or electronic formats. The fees
3 under this paragraph shall be deposited into the General
4 Revenue Fund.

5 As used in this Section, "legal size" means a sheet of
6 paper that is 8.5 inches wide and 14 inches long, or written or
7 printed matter on a sheet of paper that does not exceed that
8 width and length, or either of them.

9 (Source: P.A. 97-835, eff. 1-1-13.)

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