



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4228

Introduced 1/27/2020, by Rep. Daniel Didech

SYNOPSIS AS INTRODUCED:

50 ILCS 145/2

55 ILCS 5/4-6001

from Ch. 34, par. 4-6001

Amends the Local Government Officer Compensation Act. Provides that the compensation of county elected officers shall be fixed by ordinance or resolution of the county board or board of county commissioners. Provides that in the ordinance or resolution fixing the compensation of county elected officers, the county board shall separately list each stipend an elected officer is expected to receive in addition to the compensation to be paid by the county. Amends the Counties Code. Removes a subsection providing that no county board may reduce or otherwise impair the compensation payable from county funds to a county officer if the reduction or impairment is the result of the county officer receiving an award or stipend payable from State funds. Effective immediately.

LRB101 17301 AWJ 66706 b

HOME RULE NOTE
ACT MAY APPLY

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 Local Government Officer Compensation Act is
5 amended by changing Section 2 as follows:

6 (50 ILCS 145/2)

7 Sec. 2. Time and manner of fixing compensation.

8 (a) Notwithstanding any other law to the contrary, the
9 compensation of elected officers of school districts and units
10 of local government, including home rule units, which
11 compensation is to be fixed by that school district or unit of
12 local government, shall be fixed at least 180 days before the
13 beginning of the terms of the officers whose compensation is to
14 be fixed.

15 (b) In addition to the requirements of subsection (a), the
16 compensation of county elected officers shall be fixed by
17 ordinance or resolution of the county board or the board of
18 county commissioners. In the ordinance or resolution fixing the
19 compensation of county elected officers under subsection (a),
20 the county board shall separately list each stipend an elected
21 officer is expected to receive in addition to the compensation
22 to be paid by the county. The stipends listed shall include,
23 but are not limited to, stipends expected to be received under:

- 1 Section 3-40 of the Property Tax Code.
2 Section 4-20 of the Property Tax Code.
3 Section 3-10007 of the Counties Code.
4 Section 4-2001 of the Counties Code.
5 Section 4-6001 of the Counties Code.
6 Section 4-6002 of the Counties Code.
7 Section 4-6003 of the Counties Code.
8 Section 4-8002 of the Counties Code.
9 Section 27.3 of the Clerks of Courts Act.

10 (Source: P.A. 89-405, eff. 11-8-95.)

11 Section 10. The Counties Code is amended by changing
12 Section 4-6001 as follows:

13 (55 ILCS 5/4-6001) (from Ch. 34, par. 4-6001)

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

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

1 4-6002) shall be fixed within the following limits:

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

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

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

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

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

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

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

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

26 (c) Those officers beginning a term of office on or after

1 December 1, 1990 shall be compensated as follows:

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

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

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

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

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

15 (1) \$4,500 per year after January 1, 1998;

16 (2) \$5,500 per year after January 1, 1999; and

17 (3) \$6,500 per year after January 1, 2000.

18 The total amount required for such awards each year shall be
19 appropriated by the General Assembly to the State Board of
20 Elections which shall distribute the awards in annual lump sum
21 payments to the several county clerks, recorders, and chief
22 election clerks. Beginning December 1, 1990, this annual award,
23 and any other award or stipend paid out of State funds to
24 county officers, shall not affect any other compensation
25 provided by law to be paid to county officers.

26 (e) (Blank). ~~Beginning December 1, 1990, no county board~~

1 ~~may reduce or otherwise impair the compensation payable from~~
2 ~~county funds to a county officer if the reduction or impairment~~
3 ~~is the result of the county officer receiving an award or~~
4 ~~stipend payable from State funds.~~

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

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

12 (h) With respect to an auditor who takes office on or after
13 the effective date of this amendatory Act of the 95th General
14 Assembly, the auditor shall receive an annual stipend of \$6,500
15 per year. The General Assembly shall appropriate the total
16 amount required for the stipend each year from the Personal
17 Property Tax Replacement Fund to the Department of Revenue, and
18 the Department of Revenue shall distribute the awards in an
19 annual lump sum payment to each county auditor. The stipend
20 shall be in addition to, but separate and apart from, the
21 compensation provided in this Section. No county board may
22 reduce or otherwise impair the compensation payable from county
23 funds to the auditor if the reduction or impairment is the
24 result of the auditor receiving an award or stipend pursuant to
25 this subsection.

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

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