



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB1081

Introduced 2/8/2007, by Rep. Aaron Schock

SYNOPSIS AS INTRODUCED:

65 ILCS 5/9-2-4.5

Amends the Municipal Code. Provides that certain fines imposed against a property owner for building code violations may be collected as a special assessment on the property if the fines remain unpaid 60 days after being imposed. Provides that 5% of the amount collected as a result of those special assessments shall be deposited into the Tax Sale Automation Fund. Effective immediately.

LRB095 08675 HLH 28858 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 Illinois Municipal Code is amended by
5 changing Section 9-2-4.5 as follows:

6 (65 ILCS 5/9-2-4.5)

7 Sec. 9-2-4.5. Special assessment for payment of costs
8 associated with certain ordinance violations.

9 (a) For purposes of this Section, "Code" means any
10 municipal ordinance that requires, after notice, the cutting of
11 grass and weeds, the removal of garbage and debris, the removal
12 of inoperable motor vehicles, and rodent and vermin abatement.

13 (b) In addition to any other method authorized by law, if
14 (i) a property owner is cited with a Code violation, (ii)
15 non-compliance is found upon reinspection of the property after
16 the due date for compliance with an order to correct the Code
17 violation or with an order for abatement, (iii) costs for
18 services rendered by the municipality to correct the Code
19 violation remain unpaid at the point in time that they would
20 become a debt due and owing the municipality, as provided in
21 Division 31.1 of Article 11 of the Illinois Municipal Code, and
22 (iv) a lien has been filed of record by the municipality in the
23 office of the recorder in the county in which the property is

1 located, then those costs may be collected as a special
2 assessment on the property under this Division. The county
3 collector shall retain 5% of the amount of the costs collected
4 as a special assessment under this subsection and deposit the
5 amount retained into the Tax Sale Automation Fund established
6 under Section 21-245 of the Property Tax Code. Upon payment of
7 the costs by the owner of record or persons interested in the
8 property, the lien shall be released by the municipality and
9 the release shall be filed of record in the same manner as the
10 filing of notice of the lien.

11 (c) In addition to any other method authorized by law,
12 finances imposed against a property owner for building code
13 violations that have been imposed by the circuit court or by a
14 code hearing officer under Division 31.1 of Article 11, may be
15 collected as a special assessment on the property under this
16 Division if those fines remain unpaid 60 days after being
17 imposed. The county collector shall retain 5% of the amount of
18 the fines collected as a special assessment under this
19 subsection and deposit the amount retained into the Tax Sale
20 Automation Fund established under Section 21-245 of the
21 Property Tax Code.

22 (Source: P.A. 93-993, eff. 1-1-05.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.