



1 prosecute the same without paying fees or costs, and without  
2 providing bond or security, as may otherwise be required of civil  
3 litigants by the provisions of this code, and shall have all  
4 services and process, including the services of witnesses, without  
5 paying therefor: *Provided*, That the sheriff shall maintain for  
6 each action for the recovery of delinquent taxes records sufficient  
7 to demonstrate the total fees and costs paid and that would have  
8 been paid but for the authority provided herein to seek recovery  
9 without such payment: *Provided, however*, That where the sheriff  
10 recovers delinquent taxes in or as the result of such action,  
11 whether by way of settlement or judgment, such fees and costs as  
12 above required to be recorded shall be recoverable from the  
13 opposite party and upon receipt of any recovery, the sheriff shall  
14 pay from the amount recovered such fees or costs to the officer who  
15 otherwise would have been entitled thereto but for the provisions  
16 of this section: *Provided further*, That the fees and costs in this  
17 section, and any other fees and cost including, but not limited to,  
18 legal fees and collection cost incurred by the sheriff, shall be  
19 paid prior to payment to the various taxing units of the balance of  
20 the recovered taxes: *And provided further*, That the payment to the  
21 various taxing units shall be prorated on the basis of the total  
22 amount of taxes due them.

NOTE: The purpose of this bill is to allow counties to deduct

the cost of collection of delinquent taxes from the distribution to levying bodies.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.