



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

SB3027

Introduced 2/15/2018, by Sen. Karen McConnaughay

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the State Finance Act. Provides that beginning after June 1, 2017, the chief operating officer of Amtrak or its successor shall no longer be required to certify to the State Treasurer the number of Amtrak tickets sold at the State rate during the current fiscal year. Provides that beginning July 1, 2017, the State Treasurer shall no longer be required to transfer from the General Revenue Fund to the Intercity Passenger Rail Fund an amount equal to the tickets certified by the chief operating officer of Amtrak multiplied by \$50. Amends the General Obligation Bond Act. Modifies the money received by the Department of Transportation under a Section concerning appropriation of proceeds from the sale of bonds. Amends the Downstate Public Transportation Act. Modifies the maximum eligible operating expenses for various participants under the Act. Modifies the transfer of funds by the Department of Transportation under a Section concerning residual fund balance. Amends the Motor Fuel Tax Law. Provides for the costs of the Illinois Environmental Protection Agency for the administration of the Vehicle Emissions Inspection Law of 2005 to be paid by the State Comptroller and Treasurer from the Motor Fuel Tax Fund into the Vehicle Inspection Fund. Amends the Regional Transportation Authority Act, the Clerks of Courts Act, and the Unified Code of Corrections to provide that all moneys in the Roadside Memorial Fund shall be used by the Department of Veterans' Affairs to pay for the cartage and erection of veterans' headstones. Effective immediately.

LRB100 17347 RJF 32511 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The State Finance Act is amended by changing  
5 Section 6z-68 as follows:

6 (30 ILCS 105/6z-68)

7 Sec. 6z-68. The Intercity Passenger Rail Fund.

8 (a) The Intercity Passenger Rail Fund is created as a  
9 special fund in the State treasury. Moneys in the Fund may be  
10 used by the Department of Transportation, subject to  
11 appropriation, for the operation of intercity passenger rail  
12 services in the State through Amtrak or its successor.

13 Moneys received for the purposes of this Section,  
14 including, without limitation, income tax checkoff receipts  
15 and gifts, grants, and awards from any public or private  
16 entity, must be deposited into the Fund. Any interest earned on  
17 moneys in the Fund must be deposited into the Fund.

18 (b) (Blank). ~~At least one month before the beginning of~~  
19 ~~each fiscal year, the chief operating officer of Amtrak or its~~  
20 ~~successor must certify to the State Treasurer the number of~~  
21 ~~Amtrak tickets sold at the State rate during that current~~  
22 ~~fiscal year.~~

23 ~~On the first day of that next fiscal year, or as soon~~

1 ~~thereafter as practical, the State Treasurer must transfer,~~  
2 ~~from the General Revenue Fund to the Intercity Passenger Rail~~  
3 ~~Fund, an amount equal to the tickets certified by the chief~~  
4 ~~operating officer of Amtrak multiplied by \$50.~~

5 (c) Beginning after June 1, 2017, the chief operating  
6 officer of Amtrak or its successor shall no longer be required  
7 to certify to the State Treasurer the number of Amtrak tickets  
8 sold at the State rate during the current fiscal year.

9 Beginning July 1, 2017, the State Treasurer shall no longer be  
10 required to transfer from the General Revenue Fund to the  
11 Intercity Passenger Rail Fund an amount equal to the tickets  
12 certified by the chief operating officer of Amtrak multiplied  
13 by \$50.

14 (Source: P.A. 94-535, eff. 8-10-05.)

15 Section 10. The General Obligation Bond Act is amended by  
16 changing Section 13 as follows:

17 (30 ILCS 330/13) (from Ch. 127, par. 663)

18 Sec. 13. Appropriation of proceeds from sale of Bonds.

19 (a) At all times, the proceeds from the sale of Bonds  
20 issued pursuant to this Act are subject to appropriation by the  
21 General Assembly and, except as provided in Sections 7.2 and  
22 7.6, may be obligated or expended only with the written  
23 approval of the Governor, in such amounts, at such times, and  
24 for such purposes as the respective State agencies, as defined

1 in Section 1-7 of the Illinois State Auditing Act, as amended,  
2 deem necessary or desirable for the specific purposes  
3 contemplated in Sections 2 through 8 of this Act.  
4 Notwithstanding any other provision of this Act, proceeds from  
5 the sale of Bonds issued pursuant to this Act appropriated by  
6 the General Assembly to the Architect of the Capitol may be  
7 obligated or expended by the Architect of the Capitol without  
8 the written approval of the Governor.

9 (b) Proceeds from the sale of Bonds for the purpose of  
10 development of coal and alternative forms of energy shall be  
11 expended in such amounts and at such times as the Department of  
12 Commerce and Economic Opportunity, with the advice and  
13 recommendation of the Illinois Coal Development Board for coal  
14 development projects, may deem necessary and desirable for the  
15 specific purpose contemplated by Section 7 of this Act. In  
16 considering the approval of projects to be funded, the  
17 Department of Commerce and Economic Opportunity shall give  
18 special consideration to projects designed to remove sulfur and  
19 other pollutants in the preparation and utilization of coal,  
20 and in the use and operation of electric utility generating  
21 plants and industrial facilities which utilize Illinois coal as  
22 their primary source of fuel.

23 (c) Except as directed in subsection (c-1) ~~or (c-2)~~, any  
24 monies received by any officer or employee of the state  
25 representing a reimbursement of expenditures previously paid  
26 from general obligation bond proceeds shall be deposited into

1 the General Obligation Bond Retirement and Interest Fund  
2 authorized in Section 14 of this Act.

3 (c-1) Any money received by the Department of  
4 Transportation as reimbursement for expenditures for high  
5 speed rail purposes pursuant to appropriations from the  
6 Transportation Bond, Series B Fund for ~~(i) CREATE (Chicago~~  
7 ~~Region Environmental and Transportation Efficiency), (ii) High~~  
8 ~~Speed Rail, or (iii) AMTRAK~~ projects authorized by the federal  
9 government under the provisions of the American Recovery and  
10 Reinvestment Act of 2009 or the Safe Accountable Flexible  
11 Efficient Transportation Equity Act-A Legacy for Users  
12 (SAFETEA-LU), or any successor federal transportation  
13 authorization Act, shall be deposited into the Federal High  
14 Speed Rail Trust Fund.

15 (c-2) (Blank). ~~Any money received by the Department of~~  
16 ~~Transportation as reimbursement for expenditures for transit~~  
17 ~~capital purposes pursuant to appropriations from the~~  
18 ~~Transportation Bond, Series B Fund for projects authorized by~~  
19 ~~the federal government under the provisions of the American~~  
20 ~~Recovery and Reinvestment Act of 2009 or the Safe Accountable~~  
21 ~~Flexible Efficient Transportation Equity Act-A Legacy for~~  
22 ~~Users (SAFETEA-LU), or any successor federal transportation~~  
23 ~~authorization Act, shall be deposited into the Federal Mass~~  
24 ~~Transit Trust Fund.~~

25 (Source: P.A. 100-23, eff. 7-6-17.)

1 Section 15. The Downstate Public Transportation Act is  
2 amended by changing Sections 2-2.04 and 2-15 as follows:

3 (30 ILCS 740/2-2.04) (from Ch. 111 2/3, par. 662.04)

4 Sec. 2-2.04. "Eligible operating expenses" means all  
5 expenses required for public transportation, including  
6 employee wages and benefits, materials, fuels, supplies,  
7 rental of facilities, taxes other than income taxes, payment  
8 made for debt service (including principal and interest) on  
9 publicly owned equipment or facilities, and any other  
10 expenditure which is an operating expense according to standard  
11 accounting practices for the providing of public  
12 transportation. Eligible operating expenses shall not include  
13 allowances: (a) for depreciation whether funded or unfunded;  
14 (b) for amortization of any intangible costs; (c) for debt  
15 service on capital acquired with the assistance of capital  
16 grant funds provided by the State of Illinois; (d) for profits  
17 or return on investment; (e) for excessive payment to  
18 associated entities; (f) for Comprehensive Employment Training  
19 Act expenses; (g) for costs reimbursed under Sections 6 and 8  
20 of the "Urban Mass Transportation Act of 1964", as amended; (h)  
21 for entertainment expenses; (i) for charter expenses; (j) for  
22 fines and penalties; (k) for charitable donations; (l) for  
23 interest expense on long term borrowing and debt retirement  
24 other than on publicly owned equipment or facilities; (m) for  
25 income taxes; or (n) for such other expenses as the Department

1 may determine consistent with federal Department of  
2 Transportation regulations or requirements. In consultation  
3 with participants, the Department shall, by October 2008,  
4 promulgate or update rules, pursuant to the Illinois  
5 Administrative Procedure Act, concerning eligible expenses to  
6 ensure consistent application of the Act, and the Department  
7 shall provide written copies of those rules to all eligible  
8 recipients. The Department shall review this process in the  
9 same manner no less frequently than every 5 years.

10 With respect to participants other than any Metro-East  
11 Transit District participant and those receiving federal  
12 research development and demonstration funds pursuant to  
13 Section 6 of the "Urban Mass Transportation Act of 1964", as  
14 amended, during the fiscal year ending June 30, 1979, the  
15 maximum eligible operating expenses for any such participant in  
16 any fiscal year after Fiscal Year 1980 shall be the amount  
17 appropriated for such participant for the fiscal year ending  
18 June 30, 1980, plus in each year a 10% increase over the  
19 maximum established for the preceding fiscal year. For Fiscal  
20 Year 1980 the maximum eligible operating expenses for any such  
21 participant shall be the amount of projected operating expenses  
22 upon which the appropriation for such participant for Fiscal  
23 Year 1980 is based.

24 With respect to participants receiving federal research  
25 development and demonstration operating assistance funds for  
26 operating assistance pursuant to Section 6 of the "Urban Mass

1 Transportation Act of 1964", as amended, during the fiscal year  
2 ending June 30, 1979, the maximum eligible operating expenses  
3 for any such participant in any fiscal year after Fiscal Year  
4 1980 shall not exceed such participant's eligible operating  
5 expenses for the fiscal year ending June 30, 1980, plus in each  
6 year a 10% increase over the maximum established for the  
7 preceding fiscal year. For Fiscal Year 1980, the maximum  
8 eligible operating expenses for any such participant shall be  
9 the eligible operating expenses incurred during such fiscal  
10 year, or projected operating expenses upon which the  
11 appropriation for such participant for the Fiscal Year 1980 is  
12 based; whichever is less.

13 With respect to all participants other than any Metro-East  
14 Transit District participant, the maximum eligible operating  
15 expenses for any such participant in any fiscal year after  
16 Fiscal Year 1985 (except Fiscal Year 2008 and Fiscal Year 2009)  
17 shall be the amount appropriated for such participant for the  
18 fiscal year ending June 30, 1985, plus (i) in fiscal years  
19 prior to fiscal year 2019 ~~in each year~~ a 10% increase over the  
20 maximum established for the preceding year and (ii) for fiscal  
21 year 2019 and thereafter, the percentage increase shall be  
22 equal to the percentage change in transfers ordered in to the  
23 Downstate Public Transportation Fund under subsection (b-6) of  
24 Section 2-3 of this Act for the most recently completed fiscal  
25 year over the amount ordered transferred under that Section in  
26 the immediately preceding fiscal year, except if the percentage



1 change is zero or less than zero, then the maximum established  
2 shall be equal to the maximum established for the preceding  
3 fiscal year. For Fiscal Year 1985, the maximum eligible  
4 operating expenses for any such participant shall be the amount  
5 of projected operating expenses upon which the appropriation  
6 for such participant for Fiscal Year 1985 is based.

7 With respect to any mass transit district participant that  
8 has increased its district boundaries by annexing counties  
9 since 1998 and is maintaining a level of local financial  
10 support, including all income and revenues, equal to or greater  
11 than the level in the State fiscal year ending June 30, 2001,  
12 the maximum eligible operating expenses for any State fiscal  
13 year after 2002 (except State fiscal years 2006 through 2009)  
14 shall be the amount appropriated for that participant for the  
15 State fiscal year ending June 30, 2002, plus, (i) in each State  
16 fiscal year prior to fiscal year 2019, a 10% increase over the  
17 preceding State fiscal year and (ii) for fiscal year 2015 and  
18 thereafter, the percentage increase shall be equal to the  
19 percentage change in transfers ordered in to the Downstate  
20 Public Transportation Fund under subsection (b-6) of Section  
21 2-3 of this Act for the most recently completed fiscal year  
22 over the amount ordered transferred under that Section in the  
23 immediately preceding fiscal year, except if the percentage  
24 change is zero or less than zero, then the maximum established  
25 shall be equal to the maximum established for the preceding  
26 fiscal year. For State fiscal year 2002, the maximum eligible

1 operating expenses for any such participant shall be the amount  
2 of projected operating expenses upon which the appropriation  
3 for that participant for State fiscal year 2002 is based. For  
4 that participant, eligible operating expenses for State fiscal  
5 year 2002 in excess of the eligible operating expenses for the  
6 State fiscal year ending June 30, 2001, plus 10%, must be  
7 attributed to the provision of services in the newly annexed  
8 counties.

9 With respect to a participant that receives an initial  
10 appropriation in State fiscal year 2002 or thereafter, the  
11 maximum eligible operating expenses for any State fiscal year  
12 after 2003 (except State fiscal years 2006 through 2009) shall  
13 be the amount appropriated for that participant for the State  
14 fiscal year in which it received its initial appropriation,  
15 plus, (i) in fiscal years prior to fiscal year 2019 in each  
16 year, a 10% increase over the preceding year and (ii) for  
17 fiscal year 2019 and thereafter, the percentage increase shall  
18 be equal to the percentage change in transfers ordered in to  
19 the Downstate Public Transportation Fund under subsection  
20 (b-6) of Section 2-3 of this Act for the most recently  
21 completed fiscal year over the amount ordered transferred under  
22 that section in the immediately preceding fiscal year, except  
23 if the percentage change is zero or less than zero, then the  
24 maximum established shall be equal to the maximum established  
25 for the preceding fiscal year. For the initial State fiscal  
26 year in which a participant received an appropriation, the

1 maximum eligible operating expenses for any such participant  
2 shall be the amount of projected operating expenses upon which  
3 the appropriation for that participant for that State fiscal  
4 year is based.

5 With respect to the District serving primarily the counties  
6 of Monroe and St. Clair, beginning July 1, 2005, the St. Clair  
7 County Transit District shall no longer be included for new  
8 appropriation funding purposes as part of the Metro-East Public  
9 Transportation Fund and instead shall be included for new  
10 appropriation funding purposes as part of the Downstate Public  
11 Transportation Fund; provided, however, that nothing herein  
12 shall alter the eligibility of that District for previously  
13 appropriated funds to which it would otherwise be entitled.

14 With respect to the District serving primarily Madison  
15 County, beginning July 1, 2008, the Madison County Transit  
16 District shall no longer be included for new appropriation  
17 funding purposes as part of the Metro-East Public  
18 Transportation Fund and instead shall be included for new  
19 appropriation funding purposes as part of the Downstate Public  
20 Transportation Fund; provided, however, that nothing herein  
21 shall alter the eligibility of that District for previously  
22 appropriated funds to which it would otherwise be entitled.

23 With respect to the fiscal year beginning July 1, 2007, and  
24 thereafter, the following shall be included for new  
25 appropriation funding purposes as part of the Downstate Public  
26 Transportation Fund: Bond County; Bureau County; Coles County;

1 Edgar County; Stephenson County and the City of Freeport; Henry  
2 County; Jo Daviess County; Kankakee and McLean Counties; Peoria  
3 County; Piatt County; Shelby County; Tazewell and Woodford  
4 Counties; Vermilion County; Williamson County; and Kendall  
5 County.

6 (Source: P.A. 94-70, eff. 6-22-05; 95-708, eff. 1-18-08.)

7 (30 ILCS 740/2-15) (from Ch. 111 2/3, par. 675.1)

8 Sec. 2-15. Residual fund balance.

9 (a) Except as otherwise provided in this Section, all funds  
10 which remain in the Downstate Public Transportation Fund or the  
11 Metro-East Public Transportation Fund after the payment of the  
12 fourth quarterly payment to participants other than Metro-East  
13 Transit District participants and the last monthly payment to  
14 Metro-East Transit participants in each fiscal year shall be  
15 transferred (i) to the General Revenue Fund through fiscal year  
16 2008 and (ii) to the Downstate Transit Improvement Fund for  
17 fiscal years fiscal year 2009 through 2012 and each fiscal year  
18 thereafter. Any amounts requested by the Department of  
19 Transportation for transfer into the Downstate Transit  
20 Improvement Fund during fiscal year 2018 are hereby nullified  
21 and, if the funds have already been moved into the Downstate  
22 Transit Improvement Fund, then the Comptroller shall  
23 immediately order and the Treasurer shall transfer such funds  
24 back to the Downstate Public Transportation Fund. In fiscal  
25 year 2019 and each fiscal year thereafter, the transfer to the

1 Downstate Transit Improvement Fund shall be determined as  
2 follows:

3 (1) the Department of Transportation shall calculate  
4 the amounts directed to be transferred in to the Downstate  
5 Public Transportation Fund under subsection (b-6) of  
6 Section 2-3 of this Act minus the amounts expended via  
7 appropriations and transfers from the Downstate Public  
8 Transportation Fund for the most recently completed Fiscal  
9 Year (the "Net Resources Amount");

10 (2) the Department of Transportation shall also  
11 compute the June 30 available balance in the Downstate  
12 Public Transportation Fund for both the most recently  
13 completed fiscal year and the immediately preceding fiscal  
14 year and determine the change (positive or negative) in the  
15 available balance over the course of the most recently  
16 completed fiscal year (the "Balance Change Amount");

17 (3) if the Balance Change Amount indicates that the  
18 June 30 available balance in the Downstate Public  
19 Transportation Fund has stayed the same or increased during  
20 the most recently completed fiscal year, then the requested  
21 transfer to the Downstate Transit Improvement Fund in the  
22 current fiscal year will be equal to the Net Resources  
23 Amount calculated in paragraph (1) above;

24 (4) If the Balance Change Amount indicates that the  
25 June 30 available balance has decreased during the most  
26 recently completed fiscal year, then the requested

1       transfer to the Downstate Transit Improvement Fund shall be  
2       equal to the Net Resources Amount reduced by the Balance  
3       Change Amount. If the Balance Change Amount under this  
4       paragraph (4) is greater than or equal to the Net Resources  
5       Amount, then there will not be a transfer in to the  
6       Downstate Transit Improvement Fund during the current  
7       fiscal year.

8       Transfers shall be made no later than 90 days following the  
9       end of such fiscal year. Beginning fiscal year 2010, all moneys  
10      each year in the Downstate Transit Improvement Fund, shall be  
11      held solely for the benefit of the participants in the  
12      Downstate Public Transportation Fund and shall be appropriated  
13      solely to the Department to make competitive capital grants to  
14      the participants of the respective funds and for no other  
15      purpose. However, such amount as the Department determines to  
16      be necessary for (1) allocation to participants for the  
17      purposes of Section 2-7 for the first quarter of the succeeding  
18      fiscal year and (2) an amount equal to 2% of the total  
19      allocations to participants in the fiscal year just ended to be  
20      used for the purpose of audit adjustments shall be retained in  
21      such Funds to be used by the Department for such purposes.

22      (b) Notwithstanding any other provision of law, in addition  
23      to any other transfers that may be provided by law, on July 1,  
24      2011, or as soon thereafter as practical, the State Comptroller  
25      shall direct and the State Treasurer shall transfer the  
26      remaining balance from the Metro East Public Transportation

1 Fund into the General Revenue Fund. Upon completion of the  
2 transfers, the Metro East Public Transportation Fund is  
3 dissolved, and any future deposits due to that Fund and any  
4 outstanding obligations or liabilities of that Fund pass to the  
5 General Revenue Fund.

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

7 Section 20. The Motor Fuel Tax Law is amended by changing  
8 Section 8 as follows:

9 (35 ILCS 505/8) (from Ch. 120, par. 424)

10 Sec. 8. Except as provided in Section 8a, subdivision  
11 (h) (1) of Section 12a, Section 13a.6, and items 13, 14, 15, and  
12 16 of Section 15, all money received by the Department under  
13 this Act, including payments made to the Department by member  
14 jurisdictions participating in the International Fuel Tax  
15 Agreement, shall be deposited in a special fund in the State  
16 treasury, to be known as the "Motor Fuel Tax Fund", and shall  
17 be used as follows:

18 (a) 2 1/2 cents per gallon of the tax collected on special  
19 fuel under paragraph (b) of Section 2 and Section 13a of this  
20 Act shall be transferred to the State Construction Account Fund  
21 in the State Treasury;

22 (b) \$420,000 shall be transferred each month to the State  
23 Boating Act Fund to be used by the Department of Natural  
24 Resources for the purposes specified in Article X of the Boat

1 Registration and Safety Act;

2 (c) \$3,500,000 shall be transferred each month to the Grade  
3 Crossing Protection Fund to be used as follows: not less than  
4 \$12,000,000 each fiscal year shall be used for the construction  
5 or reconstruction of rail highway grade separation structures;  
6 \$2,250,000 in fiscal years 2004 through 2009 and \$3,000,000 in  
7 fiscal year 2010 and each fiscal year thereafter shall be  
8 transferred to the Transportation Regulatory Fund and shall be  
9 accounted for as part of the rail carrier portion of such funds  
10 and shall be used to pay the cost of administration of the  
11 Illinois Commerce Commission's railroad safety program in  
12 connection with its duties under subsection (3) of Section  
13 18c-7401 of the Illinois Vehicle Code, with the remainder to be  
14 used by the Department of Transportation upon order of the  
15 Illinois Commerce Commission, to pay that part of the cost  
16 apportioned by such Commission to the State to cover the  
17 interest of the public in the use of highways, roads, streets,  
18 or pedestrian walkways in the county highway system, township  
19 and district road system, or municipal street system as defined  
20 in the Illinois Highway Code, as the same may from time to time  
21 be amended, for separation of grades, for installation,  
22 construction or reconstruction of crossing protection or  
23 reconstruction, alteration, relocation including construction  
24 or improvement of any existing highway necessary for access to  
25 property or improvement of any grade crossing and grade  
26 crossing surface including the necessary highway approaches



1 thereto of any railroad across the highway or public road, or  
2 for the installation, construction, reconstruction, or  
3 maintenance of a pedestrian walkway over or under a railroad  
4 right-of-way, as provided for in and in accordance with Section  
5 18c-7401 of the Illinois Vehicle Code. The Commission may order  
6 up to \$2,000,000 per year in Grade Crossing Protection Fund  
7 moneys for the improvement of grade crossing surfaces and up to  
8 \$300,000 per year for the maintenance and renewal of 4-quadrant  
9 gate vehicle detection systems located at non-high speed rail  
10 grade crossings. The Commission shall not order more than  
11 \$2,000,000 per year in Grade Crossing Protection Fund moneys  
12 for pedestrian walkways. In entering orders for projects for  
13 which payments from the Grade Crossing Protection Fund will be  
14 made, the Commission shall account for expenditures authorized  
15 by the orders on a cash rather than an accrual basis. For  
16 purposes of this requirement an "accrual basis" assumes that  
17 the total cost of the project is expended in the fiscal year in  
18 which the order is entered, while a "cash basis" allocates the  
19 cost of the project among fiscal years as expenditures are  
20 actually made. To meet the requirements of this subsection, the  
21 Illinois Commerce Commission shall develop annual and 5-year  
22 project plans of rail crossing capital improvements that will  
23 be paid for with moneys from the Grade Crossing Protection  
24 Fund. The annual project plan shall identify projects for the  
25 succeeding fiscal year and the 5-year project plan shall  
26 identify projects for the 5 directly succeeding fiscal years.

1 The Commission shall submit the annual and 5-year project plans  
2 for this Fund to the Governor, the President of the Senate, the  
3 Senate Minority Leader, the Speaker of the House of  
4 Representatives, and the Minority Leader of the House of  
5 Representatives on the first Wednesday in April of each year;

6 (d) of the amount remaining after allocations provided for  
7 in subsections (a), (b) and (c), a sufficient amount shall be  
8 reserved to pay all of the following:

9 (1) the costs of the Department of Revenue in  
10 administering this Act;

11 (2) the costs of the Department of Transportation in  
12 performing its duties imposed by the Illinois Highway Code  
13 for supervising the use of motor fuel tax funds apportioned  
14 to municipalities, counties and road districts;

15 (3) refunds provided for in Section 13, refunds for  
16 overpayment of decal fees paid under Section 13a.4 of this  
17 Act, and refunds provided for under the terms of the  
18 International Fuel Tax Agreement referenced in Section  
19 14a;

20 (4) beginning June 30, 2015, the costs of the Illinois  
21 Environmental Protection Agency for ~~from October 1, 1985~~  
22 ~~until June 30, 1994,~~ the administration of the Vehicle  
23 Emissions Inspection Law, ~~which amount shall be certified~~  
24 ~~monthly by the Environmental Protection Agency to the State~~  
25 ~~Comptroller and shall promptly be transferred by the State~~  
26 ~~Comptroller and Treasurer from the Motor Fuel Tax Fund to~~

1 ~~the Vehicle Inspection Fund, and for the period July 1,~~  
2 ~~1994 through June 30, 2000, one twelfth of \$25,000,000 each~~  
3 ~~month, for the period July 1, 2000 through June 30, 2003,~~  
4 ~~one twelfth of \$30,000,000 each month, and \$15,000,000 on~~  
5 ~~July 1, 2003, and \$15,000,000 on January 1, 2004, and~~  
6 ~~\$15,000,000 on each July 1 and October 1, or as soon~~  
7 ~~thereafter as may be practical, during the period July 1,~~  
8 ~~2004 through June 30, 2012, and \$30,000,000 on June 1,~~  
9 ~~2013, or as soon thereafter as may be practical, and~~  
10 ~~\$15,000,000 on July 1 and October 1, or as soon thereafter~~  
11 ~~as may be practical, during the period of July 1, 2013~~  
12 ~~through June 30, 2015, for the administration of the~~  
13 ~~Vehicle Emissions Inspection Law of 2005, to be paid~~  
14 ~~pursuant to appropriation transferred by the State~~  
15 ~~Comptroller and Treasurer from the Motor Fuel Tax Fund into~~  
16 ~~the Vehicle Inspection Fund;~~

17 (5) amounts ordered paid by the Court of Claims; and

18 (6) payment of motor fuel use taxes due to member  
19 jurisdictions under the terms of the International Fuel Tax  
20 Agreement. The Department shall certify these amounts to  
21 the Comptroller by the 15th day of each month; the  
22 Comptroller shall cause orders to be drawn for such  
23 amounts, and the Treasurer shall administer those amounts  
24 on or before the last day of each month;

25 (e) after allocations for the purposes set forth in  
26 subsections (a), (b), (c) and (d), the remaining amount shall

1 be apportioned as follows:

2 (1) Until January 1, 2000, 58.4%, and beginning January  
3 1, 2000, 45.6% shall be deposited as follows:

4 (A) 37% into the State Construction Account Fund,  
5 and

6 (B) 63% into the Road Fund, \$1,250,000 of which  
7 shall be reserved each month for the Department of  
8 Transportation to be used in accordance with the  
9 provisions of Sections 6-901 through 6-906 of the  
10 Illinois Highway Code;

11 (2) Until January 1, 2000, 41.6%, and beginning January  
12 1, 2000, 54.4% shall be transferred to the Department of  
13 Transportation to be distributed as follows:

14 (A) 49.10% to the municipalities of the State,

15 (B) 16.74% to the counties of the State having  
16 1,000,000 or more inhabitants,

17 (C) 18.27% to the counties of the State having less  
18 than 1,000,000 inhabitants,

19 (D) 15.89% to the road districts of the State.

20 As soon as may be after the first day of each month the  
21 Department of Transportation shall allot to each municipality  
22 its share of the amount apportioned to the several  
23 municipalities which shall be in proportion to the population  
24 of such municipalities as determined by the last preceding  
25 municipal census if conducted by the Federal Government or  
26 Federal census. If territory is annexed to any municipality

1 subsequent to the time of the last preceding census the  
2 corporate authorities of such municipality may cause a census  
3 to be taken of such annexed territory and the population so  
4 ascertained for such territory shall be added to the population  
5 of the municipality as determined by the last preceding census  
6 for the purpose of determining the allotment for that  
7 municipality. If the population of any municipality was not  
8 determined by the last Federal census preceding any  
9 apportionment, the apportionment to such municipality shall be  
10 in accordance with any census taken by such municipality. Any  
11 municipal census used in accordance with this Section shall be  
12 certified to the Department of Transportation by the clerk of  
13 such municipality, and the accuracy thereof shall be subject to  
14 approval of the Department which may make such corrections as  
15 it ascertains to be necessary.

16 As soon as may be after the first day of each month the  
17 Department of Transportation shall allot to each county its  
18 share of the amount apportioned to the several counties of the  
19 State as herein provided. Each allotment to the several  
20 counties having less than 1,000,000 inhabitants shall be in  
21 proportion to the amount of motor vehicle license fees received  
22 from the residents of such counties, respectively, during the  
23 preceding calendar year. The Secretary of State shall, on or  
24 before April 15 of each year, transmit to the Department of  
25 Transportation a full and complete report showing the amount of  
26 motor vehicle license fees received from the residents of each

1 county, respectively, during the preceding calendar year. The  
2 Department of Transportation shall, each month, use for  
3 allotment purposes the last such report received from the  
4 Secretary of State.

5 As soon as may be after the first day of each month, the  
6 Department of Transportation shall allot to the several  
7 counties their share of the amount apportioned for the use of  
8 road districts. The allotment shall be apportioned among the  
9 several counties in the State in the proportion which the total  
10 mileage of township or district roads in the respective  
11 counties bears to the total mileage of all township and  
12 district roads in the State. Funds allotted to the respective  
13 counties for the use of road districts therein shall be  
14 allocated to the several road districts in the county in the  
15 proportion which the total mileage of such township or district  
16 roads in the respective road districts bears to the total  
17 mileage of all such township or district roads in the county.  
18 After July 1 of any year prior to 2011, no allocation shall be  
19 made for any road district unless it levied a tax for road and  
20 bridge purposes in an amount which will require the extension  
21 of such tax against the taxable property in any such road  
22 district at a rate of not less than either .08% of the value  
23 thereof, based upon the assessment for the year immediately  
24 prior to the year in which such tax was levied and as equalized  
25 by the Department of Revenue or, in DuPage County, an amount  
26 equal to or greater than \$12,000 per mile of road under the

1 jurisdiction of the road district, whichever is less. Beginning  
2 July 1, 2011 and each July 1 thereafter, an allocation shall be  
3 made for any road district if it levied a tax for road and  
4 bridge purposes. In counties other than DuPage County, if the  
5 amount of the tax levy requires the extension of the tax  
6 against the taxable property in the road district at a rate  
7 that is less than 0.08% of the value thereof, based upon the  
8 assessment for the year immediately prior to the year in which  
9 the tax was levied and as equalized by the Department of  
10 Revenue, then the amount of the allocation for that road  
11 district shall be a percentage of the maximum allocation equal  
12 to the percentage obtained by dividing the rate extended by the  
13 district by 0.08%. In DuPage County, if the amount of the tax  
14 levy requires the extension of the tax against the taxable  
15 property in the road district at a rate that is less than the  
16 lesser of (i) 0.08% of the value of the taxable property in the  
17 road district, based upon the assessment for the year  
18 immediately prior to the year in which such tax was levied and  
19 as equalized by the Department of Revenue, or (ii) a rate that  
20 will yield an amount equal to \$12,000 per mile of road under  
21 the jurisdiction of the road district, then the amount of the  
22 allocation for the road district shall be a percentage of the  
23 maximum allocation equal to the percentage obtained by dividing  
24 the rate extended by the district by the lesser of (i) 0.08% or  
25 (ii) the rate that will yield an amount equal to \$12,000 per  
26 mile of road under the jurisdiction of the road district.

1 Prior to 2011, if any road district has levied a special  
2 tax for road purposes pursuant to Sections 6-601, 6-602 and  
3 6-603 of the Illinois Highway Code, and such tax was levied in  
4 an amount which would require extension at a rate of not less  
5 than .08% of the value of the taxable property thereof, as  
6 equalized or assessed by the Department of Revenue, or, in  
7 DuPage County, an amount equal to or greater than \$12,000 per  
8 mile of road under the jurisdiction of the road district,  
9 whichever is less, such levy shall, however, be deemed a proper  
10 compliance with this Section and shall qualify such road  
11 district for an allotment under this Section. Beginning in 2011  
12 and thereafter, if any road district has levied a special tax  
13 for road purposes under Sections 6-601, 6-602, and 6-603 of the  
14 Illinois Highway Code, and the tax was levied in an amount that  
15 would require extension at a rate of not less than 0.08% of the  
16 value of the taxable property of that road district, as  
17 equalized or assessed by the Department of Revenue or, in  
18 DuPage County, an amount equal to or greater than \$12,000 per  
19 mile of road under the jurisdiction of the road district,  
20 whichever is less, that levy shall be deemed a proper  
21 compliance with this Section and shall qualify such road  
22 district for a full, rather than proportionate, allotment under  
23 this Section. If the levy for the special tax is less than  
24 0.08% of the value of the taxable property, or, in DuPage  
25 County if the levy for the special tax is less than the lesser  
26 of (i) 0.08% or (ii) \$12,000 per mile of road under the



1 jurisdiction of the road district, and if the levy for the  
2 special tax is more than any other levy for road and bridge  
3 purposes, then the levy for the special tax qualifies the road  
4 district for a proportionate, rather than full, allotment under  
5 this Section. If the levy for the special tax is equal to or  
6 less than any other levy for road and bridge purposes, then any  
7 allotment under this Section shall be determined by the other  
8 levy for road and bridge purposes.

9 Prior to 2011, if a township has transferred to the road  
10 and bridge fund money which, when added to the amount of any  
11 tax levy of the road district would be the equivalent of a tax  
12 levy requiring extension at a rate of at least .08%, or, in  
13 DuPage County, an amount equal to or greater than \$12,000 per  
14 mile of road under the jurisdiction of the road district,  
15 whichever is less, such transfer, together with any such tax  
16 levy, shall be deemed a proper compliance with this Section and  
17 shall qualify the road district for an allotment under this  
18 Section.

19 In counties in which a property tax extension limitation is  
20 imposed under the Property Tax Extension Limitation Law, road  
21 districts may retain their entitlement to a motor fuel tax  
22 allotment or, beginning in 2011, their entitlement to a full  
23 allotment if, at the time the property tax extension limitation  
24 was imposed, the road district was levying a road and bridge  
25 tax at a rate sufficient to entitle it to a motor fuel tax  
26 allotment and continues to levy the maximum allowable amount

1 after the imposition of the property tax extension limitation.  
2 Any road district may in all circumstances retain its  
3 entitlement to a motor fuel tax allotment or, beginning in  
4 2011, its entitlement to a full allotment if it levied a road  
5 and bridge tax in an amount that will require the extension of  
6 the tax against the taxable property in the road district at a  
7 rate of not less than 0.08% of the assessed value of the  
8 property, based upon the assessment for the year immediately  
9 preceding the year in which the tax was levied and as equalized  
10 by the Department of Revenue or, in DuPage County, an amount  
11 equal to or greater than \$12,000 per mile of road under the  
12 jurisdiction of the road district, whichever is less.

13 As used in this Section the term "road district" means any  
14 road district, including a county unit road district, provided  
15 for by the Illinois Highway Code; and the term "township or  
16 district road" means any road in the township and district road  
17 system as defined in the Illinois Highway Code. For the  
18 purposes of this Section, "township or district road" also  
19 includes such roads as are maintained by park districts, forest  
20 preserve districts and conservation districts. The Department  
21 of Transportation shall determine the mileage of all township  
22 and district roads for the purposes of making allotments and  
23 allocations of motor fuel tax funds for use in road districts.

24 Payment of motor fuel tax moneys to municipalities and  
25 counties shall be made as soon as possible after the allotment  
26 is made. The treasurer of the municipality or county may invest

1 these funds until their use is required and the interest earned  
2 by these investments shall be limited to the same uses as the  
3 principal funds.

4 (Source: P.A. 97-72, eff. 7-1-11; 97-333, eff. 8-12-11; 98-24,  
5 eff. 6-19-13; 98-674, eff. 6-30-14.)

6 Section 25. The Regional Transportation Authority Act is  
7 amended by changing Section 4.09 as follows:

8 (70 ILCS 3615/4.09) (from Ch. 111 2/3, par. 704.09)

9 Sec. 4.09. Public Transportation Fund and the Regional  
10 Transportation Authority Occupation and Use Tax Replacement  
11 Fund.

12 (a) (1) Except as otherwise provided in paragraph (4), as  
13 soon as possible after the first day of each month, beginning  
14 July 1, 1984, upon certification of the Department of Revenue,  
15 the Comptroller shall order transferred and the Treasurer shall  
16 transfer from the General Revenue Fund to a special fund in the  
17 State Treasury to be known as the Public Transportation Fund an  
18 amount equal to 25% of the net revenue, before the deduction of  
19 the serviceman and retailer discounts pursuant to Section 9 of  
20 the Service Occupation Tax Act and Section 3 of the Retailers'  
21 Occupation Tax Act, realized from any tax imposed by the  
22 Authority pursuant to Sections 4.03 and 4.03.1 and 25% of the  
23 amounts deposited into the Regional Transportation Authority  
24 tax fund created by Section 4.03 of this Act, from the County

1 and Mass Transit District Fund as provided in Section 6z-20 of  
2 the State Finance Act and 25% of the amounts deposited into the  
3 Regional Transportation Authority Occupation and Use Tax  
4 Replacement Fund from the State and Local Sales Tax Reform Fund  
5 as provided in Section 6z-17 of the State Finance Act. On the  
6 first day of the month following the date that the Department  
7 receives revenues from increased taxes under Section 4.03(m) as  
8 authorized by this amendatory Act of the 95th General Assembly,  
9 in lieu of the transfers authorized in the preceding sentence,  
10 upon certification of the Department of Revenue, the  
11 Comptroller shall order transferred and the Treasurer shall  
12 transfer from the General Revenue Fund to the Public  
13 Transportation Fund an amount equal to 25% of the net revenue,  
14 before the deduction of the serviceman and retailer discounts  
15 pursuant to Section 9 of the Service Occupation Tax Act and  
16 Section 3 of the Retailers' Occupation Tax Act, realized from  
17 (i) 80% of the proceeds of any tax imposed by the Authority at  
18 a rate of 1.25% in Cook County, (ii) 75% of the proceeds of any  
19 tax imposed by the Authority at the rate of 1% in Cook County,  
20 and (iii) one-third of the proceeds of any tax imposed by the  
21 Authority at the rate of 0.75% in the Counties of DuPage, Kane,  
22 Lake, McHenry, and Will, all pursuant to Section 4.03, and 25%  
23 of the net revenue realized from any tax imposed by the  
24 Authority pursuant to Section 4.03.1, and 25% of the amounts  
25 deposited into the Regional Transportation Authority tax fund  
26 created by Section 4.03 of this Act from the County and Mass

1 Transit District Fund as provided in Section 6z-20 of the State  
2 Finance Act, and 25% of the amounts deposited into the Regional  
3 Transportation Authority Occupation and Use Tax Replacement  
4 Fund from the State and Local Sales Tax Reform Fund as provided  
5 in Section 6z-17 of the State Finance Act. As used in this  
6 Section, net revenue realized for a month shall be the revenue  
7 collected by the State pursuant to Sections 4.03 and 4.03.1  
8 during the previous month from within the metropolitan region,  
9 less the amount paid out during that same month as refunds to  
10 taxpayers for overpayment of liability in the metropolitan  
11 region under Sections 4.03 and 4.03.1.

12 Notwithstanding any provision of law to the contrary,  
13 beginning on the effective date of this amendatory Act of the  
14 100th General Assembly, those amounts required under this  
15 paragraph (1) of subsection (a) to be transferred by the  
16 Treasurer into the Public Transportation Fund from the General  
17 Revenue Fund shall be directly deposited into the Public  
18 Transportation Fund as the revenues are realized from the taxes  
19 indicated.

20 (2) Except as otherwise provided in paragraph (4), on the  
21 first day of the month following the effective date of this  
22 amendatory Act of the 95th General Assembly and each month  
23 thereafter, upon certification by the Department of Revenue,  
24 the Comptroller shall order transferred and the Treasurer shall  
25 transfer from the General Revenue Fund to the Public  
26 Transportation Fund an amount equal to 5% of the net revenue,

1 before the deduction of the serviceman and retailer discounts  
2 pursuant to Section 9 of the Service Occupation Tax Act and  
3 Section 3 of the Retailers' Occupation Tax Act, realized from  
4 any tax imposed by the Authority pursuant to Sections 4.03 and  
5 4.03.1 and certified by the Department of Revenue under Section  
6 4.03(n) of this Act to be paid to the Authority and 5% of the  
7 amounts deposited into the Regional Transportation Authority  
8 tax fund created by Section 4.03 of this Act from the County  
9 and Mass Transit District Fund as provided in Section 6z-20 of  
10 the State Finance Act, and 5% of the amounts deposited into the  
11 Regional Transportation Authority Occupation and Use Tax  
12 Replacement Fund from the State and Local Sales Tax Reform Fund  
13 as provided in Section 6z-17 of the State Finance Act, and 5%  
14 of the revenue realized by the Chicago Transit Authority as  
15 financial assistance from the City of Chicago from the proceeds  
16 of any tax imposed by the City of Chicago under Section 8-3-19  
17 of the Illinois Municipal Code.

18 Notwithstanding any provision of law to the contrary,  
19 beginning on the effective date of this amendatory Act of the  
20 100th General Assembly, those amounts required under this  
21 paragraph (2) of subsection (a) to be transferred by the  
22 Treasurer into the Public Transportation Fund from the General  
23 Revenue Fund shall be directly deposited into the Public  
24 Transportation Fund as the revenues are realized from the taxes  
25 indicated.

26 (3) Except as otherwise provided in paragraph (4), as soon

1 as possible after the first day of January, 2009 and each month  
2 thereafter, upon certification of the Department of Revenue  
3 with respect to the taxes collected under Section 4.03, the  
4 Comptroller shall order transferred and the Treasurer shall  
5 transfer from the General Revenue Fund to the Public  
6 Transportation Fund an amount equal to 25% of the net revenue,  
7 before the deduction of the serviceman and retailer discounts  
8 pursuant to Section 9 of the Service Occupation Tax Act and  
9 Section 3 of the Retailers' Occupation Tax Act, realized from  
10 (i) 20% of the proceeds of any tax imposed by the Authority at  
11 a rate of 1.25% in Cook County, (ii) 25% of the proceeds of any  
12 tax imposed by the Authority at the rate of 1% in Cook County,  
13 and (iii) one-third of the proceeds of any tax imposed by the  
14 Authority at the rate of 0.75% in the Counties of DuPage, Kane,  
15 Lake, McHenry, and Will, all pursuant to Section 4.03, and the  
16 Comptroller shall order transferred and the Treasurer shall  
17 transfer from the General Revenue Fund to the Public  
18 Transportation Fund (iv) an amount equal to 25% of the revenue  
19 realized by the Chicago Transit Authority as financial  
20 assistance from the City of Chicago from the proceeds of any  
21 tax imposed by the City of Chicago under Section 8-3-19 of the  
22 Illinois Municipal Code.

23 Notwithstanding any provision of law to the contrary,  
24 beginning on the effective date of this amendatory Act of the  
25 100th General Assembly, those amounts required under this  
26 paragraph (3) of subsection (a) to be transferred by the

1 Treasurer into the Public Transportation Fund from the General  
2 Revenue Fund shall be directly deposited into the Public  
3 Transportation Fund as the revenues are realized from the taxes  
4 indicated.

5 (4) Notwithstanding any provision of law to the contrary,  
6 of the transfers to be made under paragraphs (1), (2), and (3)  
7 of this subsection (a) from the General Revenue Fund to the  
8 Public Transportation Fund, the first \$100,000,000 that would  
9 have otherwise been transferred from the General Revenue Fund  
10 shall be transferred from the Road Fund. The remaining balance  
11 of such transfers shall be made from the General Revenue Fund.

12 (5) For State fiscal year 2018 only, notwithstanding any  
13 provision of law to the contrary, the total amount of revenue  
14 and deposits under this subsection (a) attributable to revenues  
15 realized during State fiscal year 2018 shall be reduced by 10%.

16 (b) (1) Except as otherwise provided in this subsection (b),  
17 all ~~All~~ moneys deposited in the Public Transportation Fund and  
18 all moneys deposited into the Regional Transportation  
19 Authority Occupation and Use Tax Replacement Fund, whether  
20 deposited pursuant to this Section or otherwise, are allocated  
21 to the Authority. The Comptroller, as soon as possible after  
22 each monthly transfer provided in this Section and after each  
23 deposit into the Public Transportation Fund, shall order the  
24 Treasurer to pay to the Authority out of the Public  
25 Transportation Fund the amount so transferred or deposited,  
26 except for the following amounts: transfers from the Public



1 Transportation Fund to the Audit Expense Fund, plus any amounts  
2 paid pursuant to appropriations to the Office of Executive  
3 Inspector General as authorized under subsection (h) of Section  
4 4.03.3 from the Public Transportation Fund. To the extent that  
5 some or all of the transfers to the Audit Expense Fund or  
6 payments vouchered by the Office of Executive Inspector General  
7 have not been deducted from payments issued to the Regional  
8 Transportation Authority in prior fiscal years, those  
9 deductions are authorized from payments to be issued to the  
10 Regional Transportation Authority as soon as may be practical  
11 after the effective date of this amendatory Act of the 100th  
12 General Assembly. Any Additional State Assistance and  
13 Additional Financial Assistance paid to the Authority under  
14 this Section shall be expended by the Authority for its  
15 purposes as provided in this Act. The balance of the amounts  
16 paid to the Authority from the Public Transportation Fund shall  
17 be expended by the Authority as provided in Section 4.03.3. The  
18 Comptroller, as soon as possible after each deposit into the  
19 Regional Transportation Authority Occupation and Use Tax  
20 Replacement Fund provided in this Section and Section 6z-17 of  
21 the State Finance Act, shall order the Treasurer to pay to the  
22 Authority out of the Regional Transportation Authority  
23 Occupation and Use Tax Replacement Fund the amount so  
24 deposited. Such amounts paid to the Authority may be expended  
25 by it for its purposes as provided in this Act. The provisions  
26 directing the distributions from the Public Transportation

1 Fund and the Regional Transportation Authority Occupation and  
2 Use Tax Replacement Fund provided for in this Section shall  
3 constitute an irrevocable and continuing appropriation of all  
4 amounts as provided herein. The State Treasurer and State  
5 Comptroller are hereby authorized and directed to make  
6 distributions as provided in this Section. (2) Provided,  
7 however, no moneys deposited under subsection (a) of this  
8 Section shall be paid from the Public Transportation Fund to  
9 the Authority or its assignee for any fiscal year until the  
10 Authority has certified to the Governor, the Comptroller, and  
11 the Mayor of the City of Chicago that it has adopted for that  
12 fiscal year an Annual Budget and Two-Year Financial Plan  
13 meeting the requirements in Section 4.01(b).

14 (c) In recognition of the efforts of the Authority to  
15 enhance the mass transportation facilities under its control,  
16 the State shall provide financial assistance ("Additional  
17 State Assistance") in excess of the amounts transferred to the  
18 Authority from the General Revenue Fund under subsection (a) of  
19 this Section. Additional State Assistance shall be calculated  
20 as provided in subsection (d), but shall in no event exceed the  
21 following specified amounts with respect to the following State  
22 fiscal years:

23	1990	\$5,000,000;
24	1991	\$5,000,000;
25	1992	\$10,000,000;
26	1993	\$10,000,000;

1           1994                   \$20,000,000;  
2           1995                   \$30,000,000;  
3           1996                   \$40,000,000;  
4           1997                   \$50,000,000;  
5           1998                   \$55,000,000; and  
6           each year thereafter   \$55,000,000.

7           (c-5) The State shall provide financial assistance  
8           ("Additional Financial Assistance") in addition to the  
9           Additional State Assistance provided by subsection (c) and the  
10          amounts transferred to the Authority from the General Revenue  
11          Fund under subsection (a) of this Section. Additional Financial  
12          Assistance provided by this subsection shall be calculated as  
13          provided in subsection (d), but shall in no event exceed the  
14          following specified amounts with respect to the following State  
15          fiscal years:

16          2000                   \$0;  
17          2001                   \$16,000,000;  
18          2002                   \$35,000,000;  
19          2003                   \$54,000,000;  
20          2004                   \$73,000,000;  
21          2005                   \$93,000,000; and  
22          each year thereafter   \$100,000,000.

23          (d) Beginning with State fiscal year 1990 and continuing  
24          for each State fiscal year thereafter, the Authority shall  
25          annually certify to the State Comptroller and State Treasurer,  
26          separately with respect to each of subdivisions (g)(2) and

1 (g) (3) of Section 4.04 of this Act, the following amounts:

2 (1) The amount necessary and required, during the State  
3 fiscal year with respect to which the certification is  
4 made, to pay its obligations for debt service on all  
5 outstanding bonds or notes issued by the Authority under  
6 subdivisions (g) (2) and (g) (3) of Section 4.04 of this Act.

7 (2) An estimate of the amount necessary and required to  
8 pay its obligations for debt service for any bonds or notes  
9 which the Authority anticipates it will issue under  
10 subdivisions (g) (2) and (g) (3) of Section 4.04 during that  
11 State fiscal year.

12 (3) Its debt service savings during the preceding State  
13 fiscal year from refunding or advance refunding of bonds or  
14 notes issued under subdivisions (g) (2) and (g) (3) of  
15 Section 4.04.

16 (4) The amount of interest, if any, earned by the  
17 Authority during the previous State fiscal year on the  
18 proceeds of bonds or notes issued pursuant to subdivisions  
19 (g) (2) and (g) (3) of Section 4.04, other than refunding or  
20 advance refunding bonds or notes.

21 The certification shall include a specific schedule of debt  
22 service payments, including the date and amount of each payment  
23 for all outstanding bonds or notes and an estimated schedule of  
24 anticipated debt service for all bonds and notes it intends to  
25 issue, if any, during that State fiscal year, including the  
26 estimated date and estimated amount of each payment.

1           Immediately upon the issuance of bonds for which an  
2           estimated schedule of debt service payments was prepared, the  
3           Authority shall file an amended certification with respect to  
4           item (2) above, to specify the actual schedule of debt service  
5           payments, including the date and amount of each payment, for  
6           the remainder of the State fiscal year.

7           On the first day of each month of the State fiscal year in  
8           which there are bonds outstanding with respect to which the  
9           certification is made, the State Comptroller shall order  
10          transferred and the State Treasurer shall transfer from the  
11          Road Fund to the Public Transportation Fund the Additional  
12          State Assistance and Additional Financial Assistance in an  
13          amount equal to the aggregate of (i) one-twelfth of the sum of  
14          the amounts certified under items (1) and (3) above less the  
15          amount certified under item (4) above, plus (ii) the amount  
16          required to pay debt service on bonds and notes issued during  
17          the fiscal year, if any, divided by the number of months  
18          remaining in the fiscal year after the date of issuance, or  
19          some smaller portion as may be necessary under subsection (c)  
20          or (c-5) of this Section for the relevant State fiscal year,  
21          plus (iii) any cumulative deficiencies in transfers for prior  
22          months, until an amount equal to the sum of the amounts  
23          certified under items (1) and (3) above, plus the actual debt  
24          service certified under item (2) above, less the amount  
25          certified under item (4) above, has been transferred; except  
26          that these transfers are subject to the following limits:

1           (A) In no event shall the total transfers in any State  
2           fiscal year relating to outstanding bonds and notes issued  
3           by the Authority under subdivision (g) (2) of Section 4.04  
4           exceed the lesser of the annual maximum amount specified in  
5           subsection (c) or the sum of the amounts certified under  
6           items (1) and (3) above, plus the actual debt service  
7           certified under item (2) above, less the amount certified  
8           under item (4) above, with respect to those bonds and  
9           notes.

10           (B) In no event shall the total transfers in any State  
11           fiscal year relating to outstanding bonds and notes issued  
12           by the Authority under subdivision (g) (3) of Section 4.04  
13           exceed the lesser of the annual maximum amount specified in  
14           subsection (c-5) or the sum of the amounts certified under  
15           items (1) and (3) above, plus the actual debt service  
16           certified under item (2) above, less the amount certified  
17           under item (4) above, with respect to those bonds and  
18           notes.

19           The term "outstanding" does not include bonds or notes for  
20           which refunding or advance refunding bonds or notes have been  
21           issued.

22           (e) Neither Additional State Assistance nor Additional  
23           Financial Assistance may be pledged, either directly or  
24           indirectly as general revenues of the Authority, as security  
25           for any bonds issued by the Authority. The Authority may not  
26           assign its right to receive Additional State Assistance or

1 Additional Financial Assistance, or direct payment of  
2 Additional State Assistance or Additional Financial  
3 Assistance, to a trustee or any other entity for the payment of  
4 debt service on its bonds.

5 (f) The certification required under subsection (d) with  
6 respect to outstanding bonds and notes of the Authority shall  
7 be filed as early as practicable before the beginning of the  
8 State fiscal year to which it relates. The certification shall  
9 be revised as may be necessary to accurately state the debt  
10 service requirements of the Authority.

11 (g) Within 6 months of the end of each fiscal year, the  
12 Authority shall determine:

13 (i) whether the aggregate of all system generated  
14 revenues for public transportation in the metropolitan  
15 region which is provided by, or under grant or purchase of  
16 service contracts with, the Service Boards equals 50% of  
17 the aggregate of all costs of providing such public  
18 transportation. "System generated revenues" include all  
19 the proceeds of fares and charges for services provided,  
20 contributions received in connection with public  
21 transportation from units of local government other than  
22 the Authority, except for contributions received by the  
23 Chicago Transit Authority from a real estate transfer tax  
24 imposed under subsection (i) of Section 8-3-19 of the  
25 Illinois Municipal Code, and from the State pursuant to  
26 subsection (i) of Section 2705-305 of the Department of

1           Transportation Law (20 ILCS 2705/2705-305), and all other  
2           revenues properly included consistent with generally  
3           accepted accounting principles but may not include: the  
4           proceeds from any borrowing, and, beginning with the 2007  
5           fiscal year, all revenues and receipts, including but not  
6           limited to fares and grants received from the federal,  
7           State or any unit of local government or other entity,  
8           derived from providing ADA paratransit service pursuant to  
9           Section 2.30 of the Regional Transportation Authority Act.  
10          "Costs" include all items properly included as operating  
11          costs consistent with generally accepted accounting  
12          principles, including administrative costs, but do not  
13          include: depreciation; payment of principal and interest  
14          on bonds, notes or other evidences of obligations for  
15          borrowed money of the Authority; payments with respect to  
16          public transportation facilities made pursuant to  
17          subsection (b) of Section 2.20; any payments with respect  
18          to rate protection contracts, credit enhancements or  
19          liquidity agreements made under Section 4.14; any other  
20          cost as to which it is reasonably expected that a cash  
21          expenditure will not be made; costs for passenger security  
22          including grants, contracts, personnel, equipment and  
23          administrative expenses, except in the case of the Chicago  
24          Transit Authority, in which case the term does not include  
25          costs spent annually by that entity for protection against  
26          crime as required by Section 27a of the Metropolitan



1 Transit Authority Act; the costs of Debt Service paid by  
2 the Chicago Transit Authority, as defined in Section 12c of  
3 the Metropolitan Transit Authority Act, or bonds or notes  
4 issued pursuant to that Section; the payment by the  
5 Commuter Rail Division of debt service on bonds issued  
6 pursuant to Section 3B.09; expenses incurred by the  
7 Suburban Bus Division for the cost of new public  
8 transportation services funded from grants pursuant to  
9 Section 2.01e of this amendatory Act of the 95th General  
10 Assembly for a period of 2 years from the date of  
11 initiation of each such service; costs as exempted by the  
12 Board for projects pursuant to Section 2.09 of this Act;  
13 or, beginning with the 2007 fiscal year, expenses related  
14 to providing ADA paratransit service pursuant to Section  
15 2.30 of the Regional Transportation Authority Act; or in  
16 fiscal years 2008 through 2012 inclusive, costs in the  
17 amount of \$200,000,000 in fiscal year 2008, reducing by  
18 \$40,000,000 in each fiscal year thereafter until this  
19 exemption is eliminated. If said system generated revenues  
20 are less than 50% of said costs, the Board shall remit an  
21 amount equal to the amount of the deficit to the State. The  
22 Treasurer shall deposit any such payment in the Road Fund;  
23 and

24 (ii) whether, beginning with the 2007 fiscal year, the  
25 aggregate of all fares charged and received for ADA  
26 paratransit services equals the system generated ADA

1           paratransit services revenue recovery ratio percentage of  
2           the aggregate of all costs of providing such ADA  
3           paratransit services.

4           (h) If the Authority makes any payment to the State under  
5           paragraph (g), the Authority shall reduce the amount provided  
6           to a Service Board from funds transferred under paragraph (a)  
7           in proportion to the amount by which that Service Board failed  
8           to meet its required system generated revenues recovery ratio.  
9           A Service Board which is affected by a reduction in funds under  
10          this paragraph shall submit to the Authority concurrently with  
11          its next due quarterly report a revised budget incorporating  
12          the reduction in funds. The revised budget must meet the  
13          criteria specified in clauses (i) through (vi) of Section  
14          4.11(b)(2). The Board shall review and act on the revised  
15          budget as provided in Section 4.11(b)(3).

16          (Source: P.A. 100-23, eff. 7-6-17.)

17           Section 30. The Clerks of Courts Act is amended by changing  
18          Sections 27.5 and 27.6 as follows:

19           (705 ILCS 105/27.5) (from Ch. 25, par. 27.5)

20           Sec. 27.5. (a) All fees, fines, costs, additional  
21          penalties, bail balances assessed or forfeited, and any other  
22          amount paid by a person to the circuit clerk that equals an  
23          amount less than \$55, except restitution under Section 5-5-6 of  
24          the Unified Code of Corrections, reimbursement for the costs of

1 an emergency response as provided under Section 11-501 of the  
2 Illinois Vehicle Code, any fees collected for attending a  
3 traffic safety program under paragraph (c) of Supreme Court  
4 Rule 529, any fee collected on behalf of a State's Attorney  
5 under Section 4-2002 of the Counties Code or a sheriff under  
6 Section 4-5001 of the Counties Code, or any cost imposed under  
7 Section 124A-5 of the Code of Criminal Procedure of 1963, for  
8 convictions, orders of supervision, or any other disposition  
9 for a violation of Chapters 3, 4, 6, 11, and 12 of the Illinois  
10 Vehicle Code, or a similar provision of a local ordinance, and  
11 any violation of the Child Passenger Protection Act, or a  
12 similar provision of a local ordinance, and except as otherwise  
13 provided in this Section, shall be disbursed within 60 days  
14 after receipt by the circuit clerk as follows: 47% shall be  
15 disbursed to the entity authorized by law to receive the fine  
16 imposed in the case; 12% shall be disbursed to the State  
17 Treasurer; and 41% shall be disbursed to the county's general  
18 corporate fund. Of the 12% disbursed to the State Treasurer,  
19 1/6 shall be deposited by the State Treasurer into the Violent  
20 Crime Victims Assistance Fund, 1/2 shall be deposited into the  
21 Traffic and Criminal Conviction Surcharge Fund, and 1/3 shall  
22 be deposited into the Drivers Education Fund. For fiscal years  
23 1992 and 1993, amounts deposited into the Violent Crime Victims  
24 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
25 Fund, or the Drivers Education Fund shall not exceed 110% of  
26 the amounts deposited into those funds in fiscal year 1991. Any

1 amount that exceeds the 110% limit shall be distributed as  
2 follows: 50% shall be disbursed to the county's general  
3 corporate fund and 50% shall be disbursed to the entity  
4 authorized by law to receive the fine imposed in the case. Not  
5 later than March 1 of each year the circuit clerk shall submit  
6 a report of the amount of funds remitted to the State Treasurer  
7 under this Section during the preceding year based upon  
8 independent verification of fines and fees. All counties shall  
9 be subject to this Section, except that counties with a  
10 population under 2,000,000 may, by ordinance, elect not to be  
11 subject to this Section. For offenses subject to this Section,  
12 judges shall impose one total sum of money payable for  
13 violations. The circuit clerk may add on no additional amounts  
14 except for amounts that are required by Sections 27.3a and  
15 27.3c of this Act, Section 16-104c of the Illinois Vehicle  
16 Code, and subsection (a) of Section 5-1101 of the Counties  
17 Code, unless those amounts are specifically waived by the  
18 judge. With respect to money collected by the circuit clerk as  
19 a result of forfeiture of bail, ex parte judgment or guilty  
20 plea pursuant to Supreme Court Rule 529, the circuit clerk  
21 shall first deduct and pay amounts required by Sections 27.3a  
22 and 27.3c of this Act. Unless a court ordered payment schedule  
23 is implemented or fee requirements are waived pursuant to a  
24 court order, the circuit clerk may add to any unpaid fees and  
25 costs a delinquency amount equal to 5% of the unpaid fees that  
26 remain unpaid after 30 days, 10% of the unpaid fees that remain

1 unpaid after 60 days, and 15% of the unpaid fees that remain  
2 unpaid after 90 days. Notice to those parties may be made by  
3 signage posting or publication. The additional delinquency  
4 amounts collected under this Section shall be deposited in the  
5 Circuit Court Clerk Operation and Administrative Fund to be  
6 used to defray administrative costs incurred by the circuit  
7 clerk in performing the duties required to collect and disburse  
8 funds. This Section is a denial and limitation of home rule  
9 powers and functions under subsection (h) of Section 6 of  
10 Article VII of the Illinois Constitution.

11 (b) The following amounts must be remitted to the State  
12 Treasurer for deposit into the Illinois Animal Abuse Fund:

13 (1) 50% of the amounts collected for felony offenses  
14 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
15 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
16 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
17 of 1961 or the Criminal Code of 2012;

18 (2) 20% of the amounts collected for Class A and Class  
19 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
20 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
21 for Animals Act and Section 26-5 or 48-1 of the Criminal  
22 Code of 1961 or the Criminal Code of 2012; and

23 (3) 50% of the amounts collected for Class C  
24 misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
25 for Animals Act and Section 26-5 or 48-1 of the Criminal  
26 Code of 1961 or the Criminal Code of 2012.

1 (c) Any person who receives a disposition of court  
2 supervision for a violation of the Illinois Vehicle Code or a  
3 similar provision of a local ordinance shall, in addition to  
4 any other fines, fees, and court costs, pay an additional fee  
5 of \$29, to be disbursed as provided in Section 16-104c of the  
6 Illinois Vehicle Code. In addition to the fee of \$29, the  
7 person shall also pay a fee of \$6, if not waived by the court.  
8 If this \$6 fee is collected, \$5.50 of the fee shall be  
9 deposited into the Circuit Court Clerk Operation and  
10 Administrative Fund created by the Clerk of the Circuit Court  
11 and 50 cents of the fee shall be deposited into the Prisoner  
12 Review Board Vehicle and Equipment Fund in the State treasury.

13 (d) Any person convicted of, pleading guilty to, or placed  
14 on supervision for a serious traffic violation, as defined in  
15 Section 1-187.001 of the Illinois Vehicle Code, a violation of  
16 Section 11-501 of the Illinois Vehicle Code, or a violation of  
17 a similar provision of a local ordinance shall pay an  
18 additional fee of \$35, to be disbursed as provided in Section  
19 16-104d of that Code.

20 This subsection (d) becomes inoperative on January 1, 2020.

21 (e) In all counties having a population of 3,000,000 or  
22 more inhabitants:

23 (1) A person who is found guilty of or pleads guilty to  
24 violating subsection (a) of Section 11-501 of the Illinois  
25 Vehicle Code, including any person placed on court  
26 supervision for violating subsection (a), shall be fined

1           \$750 as provided for by subsection (f) of Section 11-501.01  
2           of the Illinois Vehicle Code, payable to the circuit clerk,  
3           who shall distribute the money pursuant to subsection (f)  
4           of Section 11-501.01 of the Illinois Vehicle Code.

5           (2) When a crime laboratory DUI analysis fee of \$150,  
6           provided for by Section 5-9-1.9 of the Unified Code of  
7           Corrections is assessed, it shall be disbursed by the  
8           circuit clerk as provided by subsection (f) of Section  
9           5-9-1.9 of the Unified Code of Corrections.

10          (3) When a fine for a violation of subsection (a) of  
11          Section 11-605 of the Illinois Vehicle Code is \$150 or  
12          greater, the additional \$50 which is charged as provided  
13          for by subsection (f) of Section 11-605 of the Illinois  
14          Vehicle Code shall be disbursed by the circuit clerk to a  
15          school district or districts for school safety purposes as  
16          provided by subsection (f) of Section 11-605.

17          (4) When a fine for a violation of subsection (a) of  
18          Section 11-1002.5 of the Illinois Vehicle Code is \$150 or  
19          greater, the additional \$50 which is charged as provided  
20          for by subsection (c) of Section 11-1002.5 of the Illinois  
21          Vehicle Code shall be disbursed by the circuit clerk to a  
22          school district or districts for school safety purposes as  
23          provided by subsection (c) of Section 11-1002.5 of the  
24          Illinois Vehicle Code.

25          (5) When a mandatory drug court fee of up to \$5 is  
26          assessed as provided in subsection (f) of Section 5-1101 of

1 the Counties Code, it shall be disbursed by the circuit  
2 clerk as provided in subsection (f) of Section 5-1101 of  
3 the Counties Code.

4 (6) When a mandatory teen court, peer jury, youth  
5 court, or other youth diversion program fee is assessed as  
6 provided in subsection (e) of Section 5-1101 of the  
7 Counties Code, it shall be disbursed by the circuit clerk  
8 as provided in subsection (e) of Section 5-1101 of the  
9 Counties Code.

10 (7) When a Children's Advocacy Center fee is assessed  
11 pursuant to subsection (f-5) of Section 5-1101 of the  
12 Counties Code, it shall be disbursed by the circuit clerk  
13 as provided in subsection (f-5) of Section 5-1101 of the  
14 Counties Code.

15 (8) When a victim impact panel fee is assessed pursuant  
16 to subsection (b) of Section 11-501.01 of the Illinois  
17 Vehicle Code, it shall be disbursed by the circuit clerk to  
18 the victim impact panel to be attended by the defendant.

19 (9) When a new fee collected in traffic cases is  
20 enacted after January 1, 2010 (the effective date of Public  
21 Act 96-735), it shall be excluded from the percentage  
22 disbursement provisions of this Section unless otherwise  
23 indicated by law.

24 (f) Any person who receives a disposition of court  
25 supervision for a violation of Section 11-501 of the Illinois  
26 Vehicle Code shall, in addition to any other fines, fees, and



1 court costs, pay an additional fee of \$50, which shall be  
2 collected by the circuit clerk and then remitted to the State  
3 Treasurer for deposit into the Roadside Memorial Fund, a  
4 special fund in the State treasury. However, the court may  
5 waive the fee if full restitution is complied with. Subject to  
6 appropriation, all moneys in the Roadside Memorial Fund shall  
7 be used by the Department of Veterans' Affairs ~~Transportation~~  
8 to pay for the cartage and erection of veterans' headstones  
9 ~~fees imposed under subsection (f) of Section 20 of the Roadside~~  
10 ~~Memorial Act.~~ The fee shall be remitted by the circuit clerk  
11 within one month after receipt to the State Treasurer for  
12 deposit into the Roadside Memorial Fund.

13 (g) For any conviction or disposition of court supervision  
14 for a violation of Section 11-1429 of the Illinois Vehicle  
15 Code, the circuit clerk shall distribute the fines paid by the  
16 person as specified by subsection (h) of Section 11-1429 of the  
17 Illinois Vehicle Code.

18 (Source: P.A. 97-333, eff. 8-12-11; 97-1108, eff. 1-1-13;  
19 97-1150, eff. 1-25-13; 98-658, eff. 6-23-14.)

20 (705 ILCS 105/27.6)

21 (Section as amended by P.A. 96-286, 96-576, 96-578, 96-625,  
22 96-667, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, 97-1150,  
23 98-658, 98-1013, 99-78, and 99-455)

24 Sec. 27.6. (a) All fees, fines, costs, additional  
25 penalties, bail balances assessed or forfeited, and any other

1 amount paid by a person to the circuit clerk equalling an  
2 amount of \$55 or more, except the fine imposed by Section  
3 5-9-1.15 of the Unified Code of Corrections, the additional fee  
4 required by subsections (b) and (c), restitution under Section  
5 5-5-6 of the Unified Code of Corrections, contributions to a  
6 local anti-crime program ordered pursuant to Section  
7 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of  
8 Corrections, reimbursement for the costs of an emergency  
9 response as provided under Section 11-501 of the Illinois  
10 Vehicle Code, any fees collected for attending a traffic safety  
11 program under paragraph (c) of Supreme Court Rule 529, any fee  
12 collected on behalf of a State's Attorney under Section 4-2002  
13 of the Counties Code or a sheriff under Section 4-5001 of the  
14 Counties Code, or any cost imposed under Section 124A-5 of the  
15 Code of Criminal Procedure of 1963, for convictions, orders of  
16 supervision, or any other disposition for a violation of  
17 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
18 similar provision of a local ordinance, and any violation of  
19 the Child Passenger Protection Act, or a similar provision of a  
20 local ordinance, and except as otherwise provided in this  
21 Section shall be disbursed within 60 days after receipt by the  
22 circuit clerk as follows: 44.5% shall be disbursed to the  
23 entity authorized by law to receive the fine imposed in the  
24 case; 16.825% shall be disbursed to the State Treasurer; and  
25 38.675% shall be disbursed to the county's general corporate  
26 fund. Of the 16.825% disbursed to the State Treasurer, 2/17

1 shall be deposited by the State Treasurer into the Violent  
2 Crime Victims Assistance Fund, 5.052/17 shall be deposited into  
3 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall  
4 be deposited into the Drivers Education Fund, and 6.948/17  
5 shall be deposited into the Trauma Center Fund. Of the 6.948/17  
6 deposited into the Trauma Center Fund from the 16.825%  
7 disbursed to the State Treasurer, 50% shall be disbursed to the  
8 Department of Public Health and 50% shall be disbursed to the  
9 Department of Healthcare and Family Services. For fiscal year  
10 1993, amounts deposited into the Violent Crime Victims  
11 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
12 Fund, or the Drivers Education Fund shall not exceed 110% of  
13 the amounts deposited into those funds in fiscal year 1991. Any  
14 amount that exceeds the 110% limit shall be distributed as  
15 follows: 50% shall be disbursed to the county's general  
16 corporate fund and 50% shall be disbursed to the entity  
17 authorized by law to receive the fine imposed in the case. Not  
18 later than March 1 of each year the circuit clerk shall submit  
19 a report of the amount of funds remitted to the State Treasurer  
20 under this Section during the preceding year based upon  
21 independent verification of fines and fees. All counties shall  
22 be subject to this Section, except that counties with a  
23 population under 2,000,000 may, by ordinance, elect not to be  
24 subject to this Section. For offenses subject to this Section,  
25 judges shall impose one total sum of money payable for  
26 violations. The circuit clerk may add on no additional amounts

1 except for amounts that are required by Sections 27.3a and  
2 27.3c of this Act, unless those amounts are specifically waived  
3 by the judge. With respect to money collected by the circuit  
4 clerk as a result of forfeiture of bail, ex parte judgment or  
5 guilty plea pursuant to Supreme Court Rule 529, the circuit  
6 clerk shall first deduct and pay amounts required by Sections  
7 27.3a and 27.3c of this Act. This Section is a denial and  
8 limitation of home rule powers and functions under subsection  
9 (h) of Section 6 of Article VII of the Illinois Constitution.

10 (b) In addition to any other fines and court costs assessed  
11 by the courts, any person convicted or receiving an order of  
12 supervision for driving under the influence of alcohol or drugs  
13 shall pay an additional fee of \$100 to the clerk of the circuit  
14 court. This amount, less 2 1/2% that shall be used to defray  
15 administrative costs incurred by the clerk, shall be remitted  
16 by the clerk to the Treasurer within 60 days after receipt for  
17 deposit into the Trauma Center Fund. This additional fee of  
18 \$100 shall not be considered a part of the fine for purposes of  
19 any reduction in the fine for time served either before or  
20 after sentencing. Not later than March 1 of each year the  
21 Circuit Clerk shall submit a report of the amount of funds  
22 remitted to the State Treasurer under this subsection during  
23 the preceding calendar year.

24 (b-1) In addition to any other fines and court costs  
25 assessed by the courts, any person convicted or receiving an  
26 order of supervision for driving under the influence of alcohol

1 or drugs shall pay an additional fee of \$5 to the clerk of the  
2 circuit court. This amount, less 2 1/2% that shall be used to  
3 defray administrative costs incurred by the clerk, shall be  
4 remitted by the clerk to the Treasurer within 60 days after  
5 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
6 Research Trust Fund. This additional fee of \$5 shall not be  
7 considered a part of the fine for purposes of any reduction in  
8 the fine for time served either before or after sentencing. Not  
9 later than March 1 of each year the Circuit Clerk shall submit  
10 a report of the amount of funds remitted to the State Treasurer  
11 under this subsection during the preceding calendar year.

12 (c) In addition to any other fines and court costs assessed  
13 by the courts, any person convicted for a violation of Sections  
14 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
15 Criminal Code of 2012 or a person sentenced for a violation of  
16 the Cannabis Control Act, the Illinois Controlled Substances  
17 Act, or the Methamphetamine Control and Community Protection  
18 Act shall pay an additional fee of \$100 to the clerk of the  
19 circuit court. This amount, less 2 1/2% that shall be used to  
20 defray administrative costs incurred by the clerk, shall be  
21 remitted by the clerk to the Treasurer within 60 days after  
22 receipt for deposit into the Trauma Center Fund. This  
23 additional fee of \$100 shall not be considered a part of the  
24 fine for purposes of any reduction in the fine for time served  
25 either before or after sentencing. Not later than March 1 of  
26 each year the Circuit Clerk shall submit a report of the amount

1 of funds remitted to the State Treasurer under this subsection  
2 during the preceding calendar year.

3 (c-1) In addition to any other fines and court costs  
4 assessed by the courts, any person sentenced for a violation of  
5 the Cannabis Control Act, the Illinois Controlled Substances  
6 Act, or the Methamphetamine Control and Community Protection  
7 Act shall pay an additional fee of \$5 to the clerk of the  
8 circuit court. This amount, less 2 1/2% that shall be used to  
9 defray administrative costs incurred by the clerk, shall be  
10 remitted by the clerk to the Treasurer within 60 days after  
11 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
12 Research Trust Fund. This additional fee of \$5 shall not be  
13 considered a part of the fine for purposes of any reduction in  
14 the fine for time served either before or after sentencing. Not  
15 later than March 1 of each year the Circuit Clerk shall submit  
16 a report of the amount of funds remitted to the State Treasurer  
17 under this subsection during the preceding calendar year.

18 (d) The following amounts must be remitted to the State  
19 Treasurer for deposit into the Illinois Animal Abuse Fund:

20 (1) 50% of the amounts collected for felony offenses  
21 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
22 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
23 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
24 of 1961 or the Criminal Code of 2012;

25 (2) 20% of the amounts collected for Class A and Class  
26 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,

1           5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
2           for Animals Act and Section 26-5 or 48-1 of the Criminal  
3           Code of 1961 or the Criminal Code of 2012; and

4           (3) 50% of the amounts collected for Class C  
5           misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
6           for Animals Act and Section 26-5 or 48-1 of the Criminal  
7           Code of 1961 or the Criminal Code of 2012.

8           (e) Any person who receives a disposition of court  
9           supervision for a violation of the Illinois Vehicle Code or a  
10          similar provision of a local ordinance shall, in addition to  
11          any other fines, fees, and court costs, pay an additional fee  
12          of \$29, to be disbursed as provided in Section 16-104c of the  
13          Illinois Vehicle Code. In addition to the fee of \$29, the  
14          person shall also pay a fee of \$6, if not waived by the court.  
15          If this \$6 fee is collected, \$5.50 of the fee shall be  
16          deposited into the Circuit Court Clerk Operation and  
17          Administrative Fund created by the Clerk of the Circuit Court  
18          and 50 cents of the fee shall be deposited into the Prisoner  
19          Review Board Vehicle and Equipment Fund in the State treasury.

20          (f) This Section does not apply to the additional child  
21          pornography fines assessed and collected under Section  
22          5-9-1.14 of the Unified Code of Corrections.

23          (g) (Blank).

24          (h) (Blank).

25          (i) Of the amounts collected as fines under subsection (b)  
26          of Section 3-712 of the Illinois Vehicle Code, 99% shall be

1 deposited into the Illinois Military Family Relief Fund and 1%  
2 shall be deposited into the Circuit Court Clerk Operation and  
3 Administrative Fund created by the Clerk of the Circuit Court  
4 to be used to offset the costs incurred by the Circuit Court  
5 Clerk in performing the additional duties required to collect  
6 and disburse funds to entities of State and local government as  
7 provided by law.

8 (j) Any person convicted of, pleading guilty to, or placed  
9 on supervision for a serious traffic violation, as defined in  
10 Section 1-187.001 of the Illinois Vehicle Code, a violation of  
11 Section 11-501 of the Illinois Vehicle Code, or a violation of  
12 a similar provision of a local ordinance shall pay an  
13 additional fee of \$35, to be disbursed as provided in Section  
14 16-104d of that Code.

15 This subsection (j) becomes inoperative on January 1, 2020.

16 (k) For any conviction or disposition of court supervision  
17 for a violation of Section 11-1429 of the Illinois Vehicle  
18 Code, the circuit clerk shall distribute the fines paid by the  
19 person as specified by subsection (h) of Section 11-1429 of the  
20 Illinois Vehicle Code.

21 (l) Any person who receives a disposition of court  
22 supervision for a violation of Section 11-501 of the Illinois  
23 Vehicle Code or a similar provision of a local ordinance shall,  
24 in addition to any other fines, fees, and court costs, pay an  
25 additional fee of \$50, which shall be collected by the circuit  
26 clerk and then remitted to the State Treasurer for deposit into



1 the Roadside Memorial Fund, a special fund in the State  
2 treasury. However, the court may waive the fee if full  
3 restitution is complied with. Subject to appropriation, all  
4 moneys in the Roadside Memorial Fund shall be used by the  
5 Department of Veterans' Affairs ~~Transportation~~ to pay for the  
6 cartage and erection of veterans' headstones ~~fees imposed under~~  
7 ~~subsection (f) of Section 20 of the Roadside Memorial Act~~. The  
8 fee shall be remitted by the circuit clerk within one month  
9 after receipt to the State Treasurer for deposit into the  
10 Roadside Memorial Fund.

11 (m) Of the amounts collected as fines under subsection (c)  
12 of Section 411.4 of the Illinois Controlled Substances Act or  
13 subsection (c) of Section 90 of the Methamphetamine Control and  
14 Community Protection Act, 99% shall be deposited to the law  
15 enforcement agency or fund specified and 1% shall be deposited  
16 into the Circuit Court Clerk Operation and Administrative Fund  
17 to be used to offset the costs incurred by the Circuit Court  
18 Clerk in performing the additional duties required to collect  
19 and disburse funds to entities of State and local government as  
20 provided by law.

21 (n) In addition to any other fines and court costs assessed  
22 by the courts, any person who is convicted of or pleads guilty  
23 to a violation of the Criminal Code of 1961 or the Criminal  
24 Code of 2012, or a similar provision of a local ordinance, or  
25 who is convicted of, pleads guilty to, or receives a  
26 disposition of court supervision for a violation of the

1 Illinois Vehicle Code, or a similar provision of a local  
2 ordinance, shall pay an additional fee of \$15 to the clerk of  
3 the circuit court. This additional fee of \$15 shall not be  
4 considered a part of the fine for purposes of any reduction in  
5 the fine for time served either before or after sentencing.  
6 This amount, less 2.5% that shall be used to defray  
7 administrative costs incurred by the clerk, shall be remitted  
8 by the clerk to the State Treasurer within 60 days after  
9 receipt for deposit into the State Police Merit Board Public  
10 Safety Fund.

11 (o) The amounts collected as fines under Sections 10-9,  
12 11-14.1, 11-14.3, and 11-18 of the Criminal Code of 2012 shall  
13 be collected by the circuit clerk and distributed as provided  
14 under Section 5-9-1.21 of the Unified Code of Corrections in  
15 lieu of any disbursement under subsection (a) of this Section.

16 (p) In addition to any other fees and penalties imposed,  
17 any person who is convicted of or pleads guilty to a violation  
18 of Section 20-1 or Section 20-1.1 of the Criminal Code of 2012  
19 shall pay an additional fee of \$250 to the clerk of the circuit  
20 court. This additional fee of \$250 shall not be considered a  
21 part of the fine for purposes of any reduction in the fine for  
22 time served either before or after sentencing. This amount,  
23 less 2.5% that shall be used to defray administrative costs  
24 incurred by the clerk, shall be remitted by the clerk to the  
25 Department of Insurance within 60 days after receipt for  
26 deposit into the George Bailey Memorial Fund.

1 (Source: P.A. 98-658, eff. 6-23-14; 98-1013, eff. 1-1-15;  
2 99-78, eff. 7-20-15; 99-455, eff. 1-1-16.)

3 (Section as amended by P.A. 96-576, 96-578, 96-625, 96-667,  
4 96-735, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, 97-1150,  
5 98-658, 98-1013, 99-78, and 99-455)

6 Sec. 27.6. (a) All fees, fines, costs, additional  
7 penalties, bail balances assessed or forfeited, and any other  
8 amount paid by a person to the circuit clerk equalling an  
9 amount of \$55 or more, except the fine imposed by Section  
10 5-9-1.15 of the Unified Code of Corrections, the additional fee  
11 required by subsections (b) and (c), restitution under Section  
12 5-5-6 of the Unified Code of Corrections, contributions to a  
13 local anti-crime program ordered pursuant to Section  
14 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of  
15 Corrections, reimbursement for the costs of an emergency  
16 response as provided under Section 11-501 of the Illinois  
17 Vehicle Code, any fees collected for attending a traffic safety  
18 program under paragraph (c) of Supreme Court Rule 529, any fee  
19 collected on behalf of a State's Attorney under Section 4-2002  
20 of the Counties Code or a sheriff under Section 4-5001 of the  
21 Counties Code, or any cost imposed under Section 124A-5 of the  
22 Code of Criminal Procedure of 1963, for convictions, orders of  
23 supervision, or any other disposition for a violation of  
24 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
25 similar provision of a local ordinance, and any violation of

1 the Child Passenger Protection Act, or a similar provision of a  
2 local ordinance, and except as otherwise provided in this  
3 Section shall be disbursed within 60 days after receipt by the  
4 circuit clerk as follows: 44.5% shall be disbursed to the  
5 entity authorized by law to receive the fine imposed in the  
6 case; 16.825% shall be disbursed to the State Treasurer; and  
7 38.675% shall be disbursed to the county's general corporate  
8 fund. Of the 16.825% disbursed to the State Treasurer, 2/17  
9 shall be deposited by the State Treasurer into the Violent  
10 Crime Victims Assistance Fund, 5.052/17 shall be deposited into  
11 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall  
12 be deposited into the Drivers Education Fund, and 6.948/17  
13 shall be deposited into the Trauma Center Fund. Of the 6.948/17  
14 deposited into the Trauma Center Fund from the 16.825%  
15 disbursed to the State Treasurer, 50% shall be disbursed to the  
16 Department of Public Health and 50% shall be disbursed to the  
17 Department of Healthcare and Family Services. For fiscal year  
18 1993, amounts deposited into the Violent Crime Victims  
19 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
20 Fund, or the Drivers Education Fund shall not exceed 110% of  
21 the amounts deposited into those funds in fiscal year 1991. Any  
22 amount that exceeds the 110% limit shall be distributed as  
23 follows: 50% shall be disbursed to the county's general  
24 corporate fund and 50% shall be disbursed to the entity  
25 authorized by law to receive the fine imposed in the case. Not  
26 later than March 1 of each year the circuit clerk shall submit

1 a report of the amount of funds remitted to the State Treasurer  
2 under this Section during the preceding year based upon  
3 independent verification of fines and fees. All counties shall  
4 be subject to this Section, except that counties with a  
5 population under 2,000,000 may, by ordinance, elect not to be  
6 subject to this Section. For offenses subject to this Section,  
7 judges shall impose one total sum of money payable for  
8 violations. The circuit clerk may add on no additional amounts  
9 except for amounts that are required by Sections 27.3a and  
10 27.3c of this Act, Section 16-104c of the Illinois Vehicle  
11 Code, and subsection (a) of Section 5-1101 of the Counties  
12 Code, unless those amounts are specifically waived by the  
13 judge. With respect to money collected by the circuit clerk as  
14 a result of forfeiture of bail, ex parte judgment or guilty  
15 plea pursuant to Supreme Court Rule 529, the circuit clerk  
16 shall first deduct and pay amounts required by Sections 27.3a  
17 and 27.3c of this Act. Unless a court ordered payment schedule  
18 is implemented or fee requirements are waived pursuant to court  
19 order, the clerk of the court may add to any unpaid fees and  
20 costs a delinquency amount equal to 5% of the unpaid fees that  
21 remain unpaid after 30 days, 10% of the unpaid fees that remain  
22 unpaid after 60 days, and 15% of the unpaid fees that remain  
23 unpaid after 90 days. Notice to those parties may be made by  
24 signage posting or publication. The additional delinquency  
25 amounts collected under this Section shall be deposited in the  
26 Circuit Court Clerk Operation and Administrative Fund to be

1 used to defray administrative costs incurred by the circuit  
2 clerk in performing the duties required to collect and disburse  
3 funds. This Section is a denial and limitation of home rule  
4 powers and functions under subsection (h) of Section 6 of  
5 Article VII of the Illinois Constitution.

6 (b) In addition to any other fines and court costs assessed  
7 by the courts, any person convicted or receiving an order of  
8 supervision for driving under the influence of alcohol or drugs  
9 shall pay an additional fee of \$100 to the clerk of the circuit  
10 court. This amount, less 2 1/2% that shall be used to defray  
11 administrative costs incurred by the clerk, shall be remitted  
12 by the clerk to the Treasurer within 60 days after receipt for  
13 deposit into the Trauma Center Fund. This additional fee of  
14 \$100 shall not be considered a part of the fine for purposes of  
15 any reduction in the fine for time served either before or  
16 after sentencing. Not later than March 1 of each year the  
17 Circuit Clerk shall submit a report of the amount of funds  
18 remitted to the State Treasurer under this subsection during  
19 the preceding calendar year.

20 (b-1) In addition to any other fines and court costs  
21 assessed by the courts, any person convicted or receiving an  
22 order of supervision for driving under the influence of alcohol  
23 or drugs shall pay an additional fee of \$5 to the clerk of the  
24 circuit court. This amount, less 2 1/2% that shall be used to  
25 defray administrative costs incurred by the clerk, shall be  
26 remitted by the clerk to the Treasurer within 60 days after

1 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
2 Research Trust Fund. This additional fee of \$5 shall not be  
3 considered a part of the fine for purposes of any reduction in  
4 the fine for time served either before or after sentencing. Not  
5 later than March 1 of each year the Circuit Clerk shall submit  
6 a report of the amount of funds remitted to the State Treasurer  
7 under this subsection during the preceding calendar year.

8 (c) In addition to any other fines and court costs assessed  
9 by the courts, any person convicted for a violation of Sections  
10 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
11 Criminal Code of 2012 or a person sentenced for a violation of  
12 the Cannabis Control Act, the Illinois Controlled Substances  
13 Act, or the Methamphetamine Control and Community Protection  
14 Act shall pay an additional fee of \$100 to the clerk of the  
15 circuit court. This amount, less 2 1/2% that shall be used to  
16 defray administrative costs incurred by the clerk, shall be  
17 remitted by the clerk to the Treasurer within 60 days after  
18 receipt for deposit into the Trauma Center Fund. This  
19 additional fee of \$100 shall not be considered a part of the  
20 fine for purposes of any reduction in the fine for time served  
21 either before or after sentencing. Not later than March 1 of  
22 each year the Circuit Clerk shall submit a report of the amount  
23 of funds remitted to the State Treasurer under this subsection  
24 during the preceding calendar year.

25 (c-1) In addition to any other fines and court costs  
26 assessed by the courts, any person sentenced for a violation of

1 the Cannabis Control Act, the Illinois Controlled Substances  
2 Act, or the Methamphetamine Control and Community Protection  
3 Act shall pay an additional fee of \$5 to the clerk of the  
4 circuit court. This amount, less 2 1/2% that shall be used to  
5 defray administrative costs incurred by the clerk, shall be  
6 remitted by the clerk to the Treasurer within 60 days after  
7 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
8 Research Trust Fund. This additional fee of \$5 shall not be  
9 considered a part of the fine for purposes of any reduction in  
10 the fine for time served either before or after sentencing. Not  
11 later than March 1 of each year the Circuit Clerk shall submit  
12 a report of the amount of funds remitted to the State Treasurer  
13 under this subsection during the preceding calendar year.

14 (d) The following amounts must be remitted to the State  
15 Treasurer for deposit into the Illinois Animal Abuse Fund:

16 (1) 50% of the amounts collected for felony offenses  
17 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
18 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
19 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
20 of 1961 or the Criminal Code of 2012;

21 (2) 20% of the amounts collected for Class A and Class  
22 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
23 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
24 for Animals Act and Section 26-5 or 48-1 of the Criminal  
25 Code of 1961 or the Criminal Code of 2012; and

26 (3) 50% of the amounts collected for Class C



1           misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
2           for Animals Act and Section 26-5 or 48-1 of the Criminal  
3           Code of 1961 or the Criminal Code of 2012.

4           (e) Any person who receives a disposition of court  
5           supervision for a violation of the Illinois Vehicle Code or a  
6           similar provision of a local ordinance shall, in addition to  
7           any other fines, fees, and court costs, pay an additional fee  
8           of \$29, to be disbursed as provided in Section 16-104c of the  
9           Illinois Vehicle Code. In addition to the fee of \$29, the  
10          person shall also pay a fee of \$6, if not waived by the court.  
11          If this \$6 fee is collected, \$5.50 of the fee shall be  
12          deposited into the Circuit Court Clerk Operation and  
13          Administrative Fund created by the Clerk of the Circuit Court  
14          and 50 cents of the fee shall be deposited into the Prisoner  
15          Review Board Vehicle and Equipment Fund in the State treasury.

16          (f) This Section does not apply to the additional child  
17          pornography fines assessed and collected under Section  
18          5-9-1.14 of the Unified Code of Corrections.

19          (g) Any person convicted of or pleading guilty to a serious  
20          traffic violation, as defined in Section 1-187.001 of the  
21          Illinois Vehicle Code, shall pay an additional fee of \$35, to  
22          be disbursed as provided in Section 16-104d of that Code. This  
23          subsection (g) becomes inoperative on January 1, 2020.

24          (h) In all counties having a population of 3,000,000 or  
25          more inhabitants,

26                  (1) A person who is found guilty of or pleads guilty to

1           violating subsection (a) of Section 11-501 of the Illinois  
2           Vehicle Code, including any person placed on court  
3           supervision for violating subsection (a), shall be fined  
4           \$750 as provided for by subsection (f) of Section 11-501.01  
5           of the Illinois Vehicle Code, payable to the circuit clerk,  
6           who shall distribute the money pursuant to subsection (f)  
7           of Section 11-501.01 of the Illinois Vehicle Code.

8           (2) When a crime laboratory DUI analysis fee of \$150,  
9           provided for by Section 5-9-1.9 of the Unified Code of  
10          Corrections is assessed, it shall be disbursed by the  
11          circuit clerk as provided by subsection (f) of Section  
12          5-9-1.9 of the Unified Code of Corrections.

13          (3) When a fine for a violation of Section 11-605.1 of  
14          the Illinois Vehicle Code is \$250 or greater, the person  
15          who violated that Section shall be charged an additional  
16          \$125 as provided for by subsection (e) of Section 11-605.1  
17          of the Illinois Vehicle Code, which shall be disbursed by  
18          the circuit clerk to a State or county Transportation  
19          Safety Highway Hire-back Fund as provided by subsection (e)  
20          of Section 11-605.1 of the Illinois Vehicle Code.

21          (4) When a fine for a violation of subsection (a) of  
22          Section 11-605 of the Illinois Vehicle Code is \$150 or  
23          greater, the additional \$50 which is charged as provided  
24          for by subsection (f) of Section 11-605 of the Illinois  
25          Vehicle Code shall be disbursed by the circuit clerk to a  
26          school district or districts for school safety purposes as

1 provided by subsection (f) of Section 11-605.

2 (5) When a fine for a violation of subsection (a) of  
3 Section 11-1002.5 of the Illinois Vehicle Code is \$150 or  
4 greater, the additional \$50 which is charged as provided  
5 for by subsection (c) of Section 11-1002.5 of the Illinois  
6 Vehicle Code shall be disbursed by the circuit clerk to a  
7 school district or districts for school safety purposes as  
8 provided by subsection (c) of Section 11-1002.5 of the  
9 Illinois Vehicle Code.

10 (6) When a mandatory drug court fee of up to \$5 is  
11 assessed as provided in subsection (f) of Section 5-1101 of  
12 the Counties Code, it shall be disbursed by the circuit  
13 clerk as provided in subsection (f) of Section 5-1101 of  
14 the Counties Code.

15 (7) When a mandatory teen court, peer jury, youth  
16 court, or other youth diversion program fee is assessed as  
17 provided in subsection (e) of Section 5-1101 of the  
18 Counties Code, it shall be disbursed by the circuit clerk  
19 as provided in subsection (e) of Section 5-1101 of the  
20 Counties Code.

21 (8) When a Children's Advocacy Center fee is assessed  
22 pursuant to subsection (f-5) of Section 5-1101 of the  
23 Counties Code, it shall be disbursed by the circuit clerk  
24 as provided in subsection (f-5) of Section 5-1101 of the  
25 Counties Code.

26 (9) When a victim impact panel fee is assessed pursuant

1 to subsection (b) of Section 11-501.01 of the Vehicle Code,  
2 it shall be disbursed by the circuit clerk to the victim  
3 impact panel to be attended by the defendant.

4 (10) When a new fee collected in traffic cases is  
5 enacted after the effective date of this subsection (h), it  
6 shall be excluded from the percentage disbursement  
7 provisions of this Section unless otherwise indicated by  
8 law.

9 (i) Of the amounts collected as fines under subsection (b)  
10 of Section 3-712 of the Illinois Vehicle Code, 99% shall be  
11 deposited into the Illinois Military Family Relief Fund and 1%  
12 shall be deposited into the Circuit Court Clerk Operation and  
13 Administrative Fund created by the Clerk of the Circuit Court  
14 to be used to offset the costs incurred by the Circuit Court  
15 Clerk in performing the additional duties required to collect  
16 and disburse funds to entities of State and local government as  
17 provided by law.

18 (j) (Blank).

19 (k) For any conviction or disposition of court supervision  
20 for a violation of Section 11-1429 of the Illinois Vehicle  
21 Code, the circuit clerk shall distribute the fines paid by the  
22 person as specified by subsection (h) of Section 11-1429 of the  
23 Illinois Vehicle Code.

24 (l) Any person who receives a disposition of court  
25 supervision for a violation of Section 11-501 of the Illinois  
26 Vehicle Code or a similar provision of a local ordinance shall,

1 in addition to any other fines, fees, and court costs, pay an  
2 additional fee of \$50, which shall be collected by the circuit  
3 clerk and then remitted to the State Treasurer for deposit into  
4 the Roadside Memorial Fund, a special fund in the State  
5 treasury. However, the court may waive the fee if full  
6 restitution is complied with. Subject to appropriation, all  
7 moneys in the Roadside Memorial Fund shall be used by the  
8 Department of Veterans' Affairs ~~Transportation~~ to pay for the  
9 cartage and erection of veterans' headstones ~~fees imposed under~~  
10 ~~subsection (f) of Section 20 of the Roadside Memorial Act.~~ The  
11 fee shall be remitted by the circuit clerk within one month  
12 after receipt to the State Treasurer for deposit into the  
13 Roadside Memorial Fund.

14 (m) Of the amounts collected as fines under subsection (c)  
15 of Section 411.4 of the Illinois Controlled Substances Act or  
16 subsection (c) of Section 90 of the Methamphetamine Control and  
17 Community Protection Act, 99% shall be deposited to the law  
18 enforcement agency or fund specified and 1% shall be deposited  
19 into the Circuit Court Clerk Operation and Administrative Fund  
20 to be used to offset the costs incurred by the Circuit Court  
21 Clerk in performing the additional duties required to collect  
22 and disburse funds to entities of State and local government as  
23 provided by law.

24 (n) In addition to any other fines and court costs assessed  
25 by the courts, any person who is convicted of or pleads guilty  
26 to a violation of the Criminal Code of 1961 or the Criminal

1 Code of 2012, or a similar provision of a local ordinance, or  
2 who is convicted of, pleads guilty to, or receives a  
3 disposition of court supervision for a violation of the  
4 Illinois Vehicle Code, or a similar provision of a local  
5 ordinance, shall pay an additional fee of \$15 to the clerk of  
6 the circuit court. This additional fee of \$15 shall not be  
7 considered a part of the fine for purposes of any reduction in  
8 the fine for time served either before or after sentencing.  
9 This amount, less 2.5% that shall be used to defray  
10 administrative costs incurred by the clerk, shall be remitted  
11 by the clerk to the State Treasurer within 60 days after  
12 receipt for deposit into the State Police Merit Board Public  
13 Safety Fund.

14 (o) The amounts collected as fines under Sections 10-9,  
15 11-14.1, 11-14.3, and 11-18 of the Criminal Code of 2012 shall  
16 be collected by the circuit clerk and distributed as provided  
17 under Section 5-9-1.21 of the Unified Code of Corrections in  
18 lieu of any disbursement under subsection (a) of this Section.

19 (p) In addition to any other fees and penalties imposed,  
20 any person who is convicted of or pleads guilty to a violation  
21 of Section 20-1 or Section 20-1.1 of the Criminal Code of 2012  
22 shall pay an additional fee of \$250 to the clerk of the circuit  
23 court. This additional fee of \$250 shall not be considered a  
24 part of the fine for purposes of any reduction in the fine for  
25 time served either before or after sentencing. This amount,  
26 less 2.5% that shall be used to defray administrative costs

1 incurred by the clerk, shall be remitted by the clerk to the  
2 Department of Insurance within 60 days after receipt for  
3 deposit into the George Bailey Memorial Fund.

4 (Source: P.A. 98-658, eff. 6-23-14; 98-1013, eff. 1-1-15;  
5 99-78, eff. 7-20-15; 99-455, eff. 1-1-16.)

6 Section 35. The Unified Code of Corrections is amended by  
7 changing Section 5-9-1.18 as follows:

8 (730 ILCS 5/5-9-1.18)

9 Sec. 5-9-1.18. Fee; Roadside Memorial Fund. A person who is  
10 convicted or receives a disposition of court supervision for a  
11 violation of Section 11-501 of the Illinois Vehicle Code shall,  
12 in addition to any other disposition, penalty, or fine imposed,  
13 pay a fee of \$50 which shall be collected by the clerk of the  
14 court and then remitted to the State Treasurer for deposit into  
15 the Roadside Memorial Fund, a special fund that is created in  
16 the State treasury. However, the court may waive the fee if  
17 full restitution is complied with. Subject to appropriation,  
18 all moneys in the Roadside Memorial Fund shall be used by the  
19 Department of Veterans' Affairs ~~Transportation~~ to pay for the  
20 cartage and erection of veterans' headstones ~~fees imposed under~~  
21 ~~subsection (f) of Section 20 of the Roadside Memorial Act.~~

22 (Source: P.A. 96-667, eff. 8-25-09; 96-1000, eff. 7-2-10.)

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

1 INDEX

2 Statutes amended in order of appearance

3 30 ILCS 105/6z-68

4 30 ILCS 330/13 from Ch. 127, par. 663

5 30 ILCS 740/2-2.04 from Ch. 111 2/3, par. 662.04

6 30 ILCS 740/2-15 from Ch. 111 2/3, par. 675.1

7 35 ILCS 505/8 from Ch. 120, par. 424

8 70 ILCS 3615/4.09 from Ch. 111 2/3, par. 704.09

9 705 ILCS 105/27.5 from Ch. 25, par. 27.5

10 705 ILCS 105/27.6

11 730 ILCS 5/5-9-1.18