



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1413

Introduced 2/13/2019, by Sen. Brian W. Stewart

SYNOPSIS AS INTRODUCED:

55 ILCS 5/3-6023
705 ILCS 135/905-43

from Ch. 34, par. 3-6023

Amends the Criminal and Traffic Assessment. Stops the repeal (under Public Act 100-987) of provisions in the Counties Code allowing county to require a court services fee in civil cases for court services deemed necessary by the sheriff to provide for court security. Amends the Counties Code restoring a reference to the court services fee. Effective immediately.

LRB101 07190 AWJ 52291 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by changing Section
5 3-6023 as follows:

6 (55 ILCS 5/3-6023) (from Ch. 34, par. 3-6023)

7 (Text of Section before amendment by P.A. 100-987)

8 Sec. 3-6023. Attendance at courts. Each sheriff shall, in
9 person or by deputy, county corrections officer, or court
10 security officer, attend upon all courts held in his or her
11 county when in session, and obey the lawful orders and
12 directions of the court, and shall maintain the security of the
13 courthouse. Court services customarily performed by sheriffs
14 shall be provided by the sheriff or his or her deputies, county
15 corrections officers, or court security officers, rather than
16 by employees of the court, unless there are no deputies, county
17 corrections officers, or court security officers available to
18 perform such services. The expenses of the sheriff in carrying
19 out his or her duties under this Section, including the
20 compensation of deputies, county corrections officers, or
21 court security officers assigned to such services, shall be
22 paid to the county from fees collected pursuant to court order
23 for services of the sheriff and from any court services fees

1 collected by the county pursuant to Section 5-1103, as now or
2 hereafter amended.

3 (Source: P.A. 89-685, eff. 6-1-97; 89-707, eff. 6-1-97.)

4 (Text of Section after amendment by P.A. 100-987)

5 Sec. 3-6023. Attendance at courts. Each sheriff shall, in
6 person or by deputy, county corrections officer, or court
7 security officer, attend upon all courts held in his or her
8 county when in session, and obey the lawful orders and
9 directions of the court, and shall maintain the security of the
10 courthouse. Court services customarily performed by sheriffs
11 shall be provided by the sheriff or his or her deputies, county
12 corrections officers, or court security officers, rather than
13 by employees of the court, unless there are no deputies, county
14 corrections officers, or court security officers available to
15 perform such services. The expenses of the sheriff in carrying
16 out his or her duties under this Section, including the
17 compensation of deputies, county corrections officers, or
18 court security officers assigned to such services, shall be
19 paid to the county from fees collected pursuant to court order
20 for services of the sheriff and from any court services fees
21 collected by the county under the Criminal and Traffic
22 Assessment Act and Section 5-1103 of this Code.

23 (Source: P.A. 100-987, eff. 7-1-19.)

24 Section 10. The Criminal and Traffic Assessment Act is

1 amended by changing Section 905-43 as follows:

2 (705 ILCS 135/905-43)

3 Sec. 905-43. The Counties Code is amended by repealing
4 Sections 3-4012, 4-2002, 4-2002.1, 5-1101, and 5-1101.5, ~~and~~
5 ~~5-1103.~~

6 (Source: P.A. 100-987, eff. 7-1-19.)

7 Section 95. No acceleration or delay. Where this Act makes
8 changes in a statute that is represented in this Act by text
9 that is not yet or no longer in effect (for example, a Section
10 represented by multiple versions), the use of that text does
11 not accelerate or delay the taking effect of (i) the changes
12 made by this Act or (ii) provisions derived from any other
13 Public Act.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.