



Sen. John G. Mulroe

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10000HB4594sam002

LRB100 17151 MRW 40446 a

1 AMENDMENT TO HOUSE BILL 4594

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4594 as follows:

3 on page 4, by inserting immediately below line 15 the  
4 following:

5 "Offense" means a violation of any local ordinance or  
6 penal statute of this State."; and

7 on page 5, by inserting immediately below line 11 the  
8 following:

9 "Section 1-10. Assessment report.

10 Not later than March 1 of each year, the clerk of the  
11 circuit court shall publish a report of the number of cases,  
12 number of dispositions in which an assessment was imposed,  
13 number of dispositions in which an assessment was waived,  
14 number of dispositions in which a partial assessment was  
15 imposed, and amount of funds collected under each schedule of

1 this Act and under each paragraph of Section 15-70 of this Act  
2 during the preceding calendar year. The report shall include  
3 all assessment waivers and reductions with all personal  
4 identifying information removed."; and

5 on page 16, by inserting immediately above line 20 the  
6 following:

7           "(17) The Courthouse Security Fund is to defray the  
8           expense of purchasing materials and employing personnel  
9           for maintaining the safety and security of the county  
10          courthouse. Expenditures from this fund may be made by the  
11          Sheriff for purchasing materials and employing personnel  
12          for maintaining the safety and security of the county  
13          courthouse."; and

14 on page 17, line 1, by replacing "\$354" with "\$359"; and

15 on page 17, by inserting immediately below line 6 the  
16 following:

17           "(C-5) \$10 into the Courthouse Security Fund;";  
18          and

19 on page 17, line 7, by replacing "\$255" with "\$240"; and

20 on page 17, line 8, by replacing "\$10" with "\$20"; and

1 on page 17, line 15, by replacing "\$195" with "\$190"; and

2 on page 17, line 23, by replacing "\$35" with "\$30"; and

3 on page 18, line 5, by replacing "\$1,709" with "\$1,709 plus, if  
4 applicable, the amount established under paragraph (1.5) of  
5 this Section"; and

6 on page 18, line 6, by replacing "\$399" with "\$404"; and

7 on page 18, by inserting immediately below line 11 the  
8 following:

9 " (C-5) \$10 into the Courthouse Security Fund;";

10 and

11 on page 18, line 12, by replacing "\$300" with "\$285"; and

12 on page 18, line 13, by replacing "\$10" with "\$20"; and

13 on page 18, by inserting immediately below line 19 the  
14 following:

15 "(1.5) In a county with a population of 3,000,000 or more,  
16 the county board may by ordinance or resolution establish an  
17 additional assessment not to exceed \$37 to be remitted to the  
18 county treasurer of which \$5 shall be deposited into the Court  
19 Automation Fund, \$5 shall be deposited into the Court Document

1 Storage Fund, \$2 shall be deposited into the State's Attorneys  
2 Records Automation Fund, \$2 shall be deposited into the Public  
3 Defenders Records Automation Fund, \$10 shall be deposited into  
4 the Probation and Court Services Fund, and the remainder shall  
5 be used for purposes related to the operation of the court  
6 system."; and

7 on page 18, line 20, by replacing "\$1,110" with "\$1,105"; and

8 on page 19, line 4, by replacing "\$160" with "\$155"; and

9 on page 19, line 22, by replacing "\$354" with "\$359"; and

10 on page 20, by inserting immediately below line 2 the  
11 following:

12 " (C-5) \$10 into the Courthouse Security Fund;";

13 and

14 on page 20, line 3, by replacing "\$255" with "\$240"; and

15 on page 20, line 4, by replacing "\$10" with "\$20"; and

16 on page 20, line 11, by replacing "\$1,861" with "\$1,856"; and

17 on page 21, line 1, by replacing "\$35" with "\$30"; and

1 on page 21, line 7, by replacing "\$354" with "\$359"; and

2 on page 21, by inserting immediately below line 12 the  
3 following:

4 "(C-5) \$10 into the Courthouse Security Fund;";

5 and

6 on page 21, line 13, by replacing "\$255" with "\$240"; and

7 on page 21, line 14, by replacing "\$10" with "\$20"; and

8 on page 21, line 21, by replacing "\$960" with "\$955"; and

9 on page 22, line 7, by replacing "\$35" with "\$30"; and

10 on page 22, by inserting immediately below line 18 the  
11 following:

12 "(C-5) \$5 into the Courthouse Security Fund;"; and

13 on page 22, line 21, by replacing "\$185" with "\$180"; and

14 on page 24, line 2, by replacing "\$1,381" with "\$1,381 plus, if  
15 applicable, the amount established under paragraph (1.5) of  
16 this Section"; and

17 on page 24, by inserting immediately below line 9 the

1 following:

2 "(C-5) \$5 into the Courthouse Security Fund;"; and

3 on page 24, line 12, by replacing "\$225" with "\$220"; and

4 on page 24, by inserting immediately below line 19 the  
5 following:

6 "(1.5) In a county with a population of 3,000,000 or more,  
7 the county board may by ordinance or resolution establish an  
8 additional assessment not to exceed \$28 to be remitted to the  
9 county treasurer of which \$5 shall be deposited into the Court  
10 Automation Fund, \$5 shall be deposited into the Court Document  
11 Storage Fund, \$2 shall be deposited into the State's Attorneys  
12 Records Automation Fund, \$2 shall be deposited into the Public  
13 Defenders Records Automation Fund, \$10 shall be deposited into  
14 the Probation and Court Services Fund, and the remainder shall  
15 be used for purposes related to the operation of the court  
16 system."; and

17 on page 26, by inserting immediately below line 8 the  
18 following:

19 "(C-5) \$5 into the Courthouse Security Fund;"; and

20 on page 26, line 11, by replacing "\$185" with "\$180"; and

21 on page 28, by inserting immediately below line 2 the

1 following:

2 "(C-5) \$5 into the Courthouse Security Fund;"; and

3 on page 28, line 5, by replacing "\$185" with "\$180"; and

4 on page 29, by inserting immediately below line 17 the  
5 following:

6 "(C-5) \$5 into the Courthouse Security Fund;"; and

7 on page 29, line 20, by replacing "\$150" with "\$145"; and

8 on page 31, by inserting immediately below line 17 the  
9 following:

10 "(C-5) \$5 into the Courthouse Security Fund;"; and

11 on page 31, line 20, by replacing "\$115" with "\$110"; and

12 on page 33, line 12, by replacing "\$260" with "\$310"; and

13 on page 33, by inserting immediately below line 18 the  
14 following:

15 "(C-5) \$5 into the Courthouse Security Fund;"; and

16 on page 33, line 21, by replacing "\$115" with "\$110"; and

17 on page 33, line 22, by replacing "\$92" with "\$117"; and

1 on page 34, line 2, by replacing "\$31" with "\$56"; and

2 on page 34, by inserting immediately below line 4 the  
3 following:

4 "(3) As the arresting agency's portion, \$25 to the  
5 treasurer of the unit of local government of the arresting  
6 agency, who shall deposit the money into the General Fund of  
7 that unit of local government or as provided in subsection (c)  
8 of Section 10-5 of this Act if the arresting agency is a State  
9 agency, unless more than one agency is responsible for the  
10 arrest in which case the amount shall be remitted to each unit  
11 of government equally."; and

12 on page 34, by inserting immediately below line 13 the  
13 following:

14 "(C-5) \$5 into the Courthouse Security Fund;"; and

15 on page 34, line 16, by replacing "\$115" with "\$110"; and

16 on page 35, line 7, by replacing "\$100" with "\$87"; and

17 on page 35, line 9, by replacing "\$20" with "\$15"; and

18 on page 35, line 10, by replacing "\$20" with "\$15"; and



1 on page 35, line 13, by replacing "\$8" with "\$5"; and

2 on page 35, line 16, by replacing "\$14" with "\$25"; and

3 on page 35, line 21, by replacing "\$4" with "\$15"; and

4 on page 35, line 25, by replacing "\$50" with "\$52"; and

5 on page 36, line 9, by replacing "\$48" with "\$50"; and

6 on page 42, by inserting immediately below line 17 the  
7 following:

8 "(10.5) aggravated criminal sexual assault, attempted  
9 aggravated criminal sexual assault, aggravated criminal  
10 sexual abuse, attempted aggravated criminal sexual abuse,  
11 predatory criminal sexual assault of a child, attempted  
12 predatory criminal sexual assault of a child, felony  
13 criminal sexual abuse, or felony sexual exploitation of a  
14 child under Article 11 of the Criminal Code of 2012, \$100  
15 for each sentenced violation to the State Treasurer for  
16 deposit into the Sexual Assault Services Fund;"; and

17 on page 44, by inserting immediately below line 5 the  
18 following:

19 "(13.5) victim under 18 years of age, \$100 for each  
20 sentenced violation to the county treasurer for deposit

1 into the Child Advocacy Center Fund"; and

2 on page 101, by replacing lines 21 and 22 with "this Section.  
3 Except as otherwise specified in this Section, all fees under  
4 this Section shall be paid in advance and disbursed by each  
5 clerk on a monthly basis. In a county with a population of over  
6 3,000,000, units of local government and school districts shall  
7 not be required to pay fees under this Section in advance, and  
8 the clerk shall instead send an itemized bill to the unit of  
9 local government or school district within 30 days of the fee  
10 being incurred, and the unit of local government or school  
11 district shall be allowed at least 30 days from the date of the  
12 itemized bill to pay; these payments shall be disbursed by each  
13 clerk on a monthly basis. Unless"; and

14 on page 103, by replacing lines 16 and 17 with "purposes  
15 related to the operation and security of the court system in  
16 the county. From the sum remitted to the County Treasurer under  
17 this subparagraph (C), \$10 shall be deposited into the  
18 Courthouse Security Fund."; and

19 on page 104, by replacing lines 22 and 23 with "purposes  
20 related to the operation and security of the court system in  
21 the county. From the sum remitted to the County Treasurer under  
22 this subparagraph (C), \$10 shall be deposited into the  
23 Courthouse Security Fund."; and

1 on page 105, by replacing lines 24 and 25 with "purposes  
2 related to the operation and security of the court system in  
3 the county. From the sum remitted to the County Treasurer under  
4 this subparagraph (C), \$10 shall be deposited into the  
5 Courthouse Security Fund."; and

6 on page 107, by replacing lines 9 and 10 with "purposes related  
7 to the operation and security of the court system in the  
8 county. From the sum remitted to the County Treasurer under  
9 this subparagraph (C), \$10 shall be deposited into the  
10 Courthouse Security Fund."; and

11 on page 108, by replacing lines 6 and 7 with "purposes related  
12 to the operation and security of the court system in the  
13 county. From the sum remitted to the County Treasurer under  
14 this subparagraph (C), \$10 shall be deposited into the  
15 Courthouse Security Fund."; and

16 on page 112, by inserting immediately below line 17 the  
17 following:

18 "(j-5) Debt Collection. In any proceeding to collect a debt  
19 subject to the exception in item (ii) of subparagraph (A-5) of  
20 paragraph (1) of subsection (z) of this Section, the circuit  
21 court shall order and the clerk shall collect from each  
22 judgment debtor a fee of:

1           (1) \$45 if the amount in controversy in the proceeding  
2           is not more than \$1,000;

3           (2) \$65 if the amount in controversy in the proceeding  
4           is greater than \$1,000 and not more than \$5,000; and

5           (3) \$95 if the amount in controversy in the proceeding  
6           is greater than \$5,000."; and

7           on page 119, line 11, after "State or", by inserting "agency  
8           of"; and

9           on page 119, by replacing lines 16 through 21 with the  
10          following:

11           "(A-5) any unit of local government or school  
12           district, except in counties having a population of  
13           500,000 or more the county board may by resolution set  
14           fees for units of local government or school districts  
15           no greater than the minimum fees applicable in counties  
16           with a population less than 3,000,000; provided  
17           however, no fee may be charged to any unit of local  
18           government or school district in connection with any  
19           action which, in whole or in part, is: (i) to enforce  
20           an ordinance; (ii) to collect a debt; or (iii) under  
21           the Administrative Review Law;"; and

22          on page 120, by inserting immediately below line 25 the  
23          following:

1        "(z-5) Not later than March 1 of each year, the clerk of  
2 the circuit court shall publish a report of the number of  
3 cases, number of dispositions in which a fee was imposed,  
4 number of dispositions in which a fee was waived, number of  
5 dispositions in which a partial fee was imposed, and amount of  
6 funds collected under each schedule and subsection of this  
7 Section during the preceding calendar year. The report shall  
8 include all fee waivers and reductions with all personal  
9 identifying information removed."; and

10        on page 120, line 26, by replacing "December 31, 2019" with  
11 "January 1, 2020"; and

12        on page 166, by inserting immediately below line 15 the  
13 following:

14        "(3) If the court grants a full assessment waiver or a  
15 partial assessment to a defendant, the court shall set  
16 forth in writing the full assessment waiver or the partial  
17 assessment."; and

18        on page 313, by inserting immediately below line 11 the  
19 following:

20        "(3) If the court grants a full fees, costs, and  
21 charges waiver or a partial fees, costs, and charges waiver  
22 to a defendant, the court shall set forth in writing the  
23 full fees, costs, and charges waiver or the partial fees,

1 costs, and charges waiver.".