

HB2046



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB2046

by Rep. Marcus C. Evans, Jr.

SYNOPSIS AS INTRODUCED:

725 ILCS 5/110-14

from Ch. 38, par. 110-14

Amends the Code of Criminal Procedure of 1963. Provides that any person incarcerated on a bailable offense who does not supply bail and against whom a fine is levied on conviction of the offense shall be allowed a credit of \$30 (rather than \$5) for each day incarcerated.

LRB101 10477 SLF 55583 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning criminal law.

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

4 Section 5. The Code of Criminal Procedure of 1963 is
5 amended by changing Section 110-14 as follows:

6 (725 ILCS 5/110-14) (from Ch. 38, par. 110-14)

7 Sec. 110-14. Credit for incarceration on bailable offense;
8 credit against monetary bail for certain offenses.

9 (a) Any person incarcerated on a bailable offense who does
10 not supply bail and against whom a fine is levied on conviction
11 of the offense shall be allowed a credit of \$30 ~~\$5~~ for each day
12 so incarcerated upon application of the defendant. However, in
13 no case shall the amount so allowed or credited exceed the
14 amount of the fine.

15 (b) Subsection (a) does not apply to a person incarcerated
16 for sexual assault as defined in paragraph (1) of subsection
17 (a) of Section 5-9-1.7 of the Unified Code of Corrections.

18 (c) A person subject to bail on a Category B offense shall
19 have \$30 deducted from his or her 10% cash bond amount every
20 day the person is incarcerated. The sheriff shall calculate and
21 apply this \$30 per day reduction and send notice to the circuit
22 clerk if a defendant's 10% cash bond amount is reduced to \$0,
23 at which point the defendant shall be released upon his or her

1 own recognizance.

2 (d) The court may deny the incarceration credit in
3 subsection (c) of this Section if the person has failed to
4 appear as required before the court and is incarcerated based
5 on a warrant for failure to appear on the same original
6 criminal offense.

7 (Source: P.A. 100-1, eff. 1-1-18; 100-929, eff. 1-1-19.)