



Rep. Robert "Bob" Rita

**Filed: 5/19/2023**

10300SB0089ham003

LRB103 05113 JDS 62311 a

1 AMENDMENT TO SENATE BILL 89

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 89, AS AMENDED,  
3 with reference to page and line numbers of House Amendment No.  
4 2, on page 29, by replacing lines 14 through 16, with the  
5 following:

6 "Section 12. The Clerks of Courts Act is amended by  
7 changing Section 27.1b as follows:

8 (705 ILCS 105/27.1b)

9 (Section scheduled to be repealed on January 1, 2024)

10 Sec. 27.1b. Circuit court clerk fees. Notwithstanding any  
11 other provision of law, all fees charged by the clerks of the  
12 circuit court for the services described in this Section shall  
13 be established, collected, and disbursed in accordance with  
14 this Section. Except as otherwise specified in this Section,  
15 all fees under this Section shall be paid in advance and  
16 disbursed by each clerk on a monthly basis. In a county with a

1 population of over 3,000,000, units of local government and  
2 school districts shall not be required to pay fees under this  
3 Section in advance and the clerk shall instead send an  
4 itemized bill to the unit of local government or school  
5 district, within 30 days of the fee being incurred, and the  
6 unit of local government or school district shall be allowed  
7 at least 30 days from the date of the itemized bill to pay;  
8 these payments shall be disbursed by each clerk on a monthly  
9 basis. Unless otherwise specified in this Section, the amount  
10 of a fee shall be determined by ordinance or resolution of the  
11 county board and remitted to the county treasurer to be used  
12 for purposes related to the operation of the court system in  
13 the county. In a county with a population of over 3,000,000,  
14 any amount retained by the clerk of the circuit court or  
15 remitted to the county treasurer shall be subject to  
16 appropriation by the county board.

17 (a) Civil cases. The fee for filing a complaint, petition,  
18 or other pleading initiating a civil action shall be as set  
19 forth in the applicable schedule under this subsection in  
20 accordance with case categories established by the Supreme  
21 Court in schedules.

22 (1) SCHEDULE 1: not to exceed a total of \$366 in a  
23 county with a population of 3,000,000 or more and not to  
24 exceed \$316 in any other county, except as applied to  
25 units of local government and school districts in counties  
26 with more than 3,000,000 inhabitants an amount not to

1 exceed \$190 through December 31, 2021 and \$184 on and  
2 after January 1, 2022. The fees collected under this  
3 schedule shall be disbursed as follows:

4 (A) The clerk shall retain a sum, in an amount not  
5 to exceed \$55 in a county with a population of  
6 3,000,000 or more and in an amount not to exceed \$45 in  
7 any other county determined by the clerk with the  
8 approval of the Supreme Court, to be used for court  
9 automation, court document storage, and administrative  
10 purposes.

11 (B) The clerk shall remit up to \$21 to the State  
12 Treasurer. The State Treasurer shall deposit the  
13 appropriate amounts, in accordance with the clerk's  
14 instructions, as follows:

15 (i) up to \$10, as specified by the Supreme  
16 Court in accordance with Part 10A of Article II of  
17 the Code of Civil Procedure, into the Mandatory  
18 Arbitration Fund;

19 (ii) \$2 into the Access to Justice Fund; and

20 (iii) \$9 into the Supreme Court Special  
21 Purposes Fund.

22 (C) The clerk shall remit a sum to the County  
23 Treasurer, in an amount not to exceed \$290 in a county  
24 with a population of 3,000,000 or more and in an amount  
25 not to exceed \$250 in any other county, as specified by  
26 ordinance or resolution passed by the county board,

1           for purposes related to the operation of the court  
2           system in the county.

3           (2) SCHEDULE 2: not to exceed a total of \$357 in a  
4           county with a population of 3,000,000 or more and not to  
5           exceed \$266 in any other county, except as applied to  
6           units of local government and school districts in counties  
7           with more than 3,000,000 inhabitants an amount not to  
8           exceed \$190 through December 31, 2021 and \$184 on and  
9           after January 1, 2022. The fees collected under this  
10          schedule shall be disbursed as follows:

11                 (A) The clerk shall retain a sum, in an amount not  
12                 to exceed \$55 in a county with a population of  
13                 3,000,000 or more and in an amount not to exceed \$45 in  
14                 any other county determined by the clerk with the  
15                 approval of the Supreme Court, to be used for court  
16                 automation, court document storage, and administrative  
17                 purposes.

18                 (B) The clerk shall remit up to \$21 to the State  
19                 Treasurer. The State Treasurer shall deposit the  
20                 appropriate amounts, in accordance with the clerk's  
21                 instructions, as follows:

22                         (i) up to \$10, as specified by the Supreme  
23                         Court in accordance with Part 10A of Article II of  
24                         the Code of Civil Procedure, into the Mandatory  
25                         Arbitration Fund;

26                         (ii) \$2 into the Access to Justice Fund: and

1 (iii) \$9 into the Supreme Court Special  
2 Purposes Fund.

3 (C) The clerk shall remit a sum to the County  
4 Treasurer, in an amount not to exceed \$281 in a county  
5 with a population of 3,000,000 or more and in an amount  
6 not to exceed \$200 in any other county, as specified by  
7 ordinance or resolution passed by the county board,  
8 for purposes related to the operation of the court  
9 system in the county.

10 (3) SCHEDULE 3: not to exceed a total of \$265 in a  
11 county with a population of 3,000,000 or more and not to  
12 exceed \$89 in any other county, except as applied to units  
13 of local government and school districts in counties with  
14 more than 3,000,000 inhabitants an amount not to exceed  
15 \$190 through December 31, 2021 and \$184 on and after  
16 January 1, 2022. The fees collected under this schedule  
17 shall be disbursed as follows:

18 (A) The clerk shall retain a sum, in an amount not  
19 to exceed \$55 in a county with a population of  
20 3,000,000 or more and in an amount not to exceed \$22 in  
21 any other county determined by the clerk with the  
22 approval of the Supreme Court, to be used for court  
23 automation, court document storage, and administrative  
24 purposes.

25 (B) The clerk shall remit \$11 to the State  
26 Treasurer. The State Treasurer shall deposit the

1 appropriate amounts in accordance with the clerk's  
2 instructions, as follows:

3 (i) \$2 into the Access to Justice Fund; and

4 (ii) \$9 into the Supreme Court Special  
5 Purposes Fund.

6 (C) The clerk shall remit a sum to the County  
7 Treasurer, in an amount not to exceed \$199 in a county  
8 with a population of 3,000,000 or more and in an amount  
9 not to exceed \$56 in any other county, as specified by  
10 ordinance or resolution passed by the county board,  
11 for purposes related to the operation of the court  
12 system in the county.

13 (4) SCHEDULE 4: \$0.

14 (b) Appearance. The fee for filing an appearance in a  
15 civil action, including a cannabis civil law action under the  
16 Cannabis Control Act, shall be as set forth in the applicable  
17 schedule under this subsection in accordance with case  
18 categories established by the Supreme Court in schedules.

19 (1) SCHEDULE 1: not to exceed a total of \$230 in a  
20 county with a population of 3,000,000 or more and not to  
21 exceed \$191 in any other county, except as applied to  
22 units of local government and school districts in counties  
23 with more than 3,000,000 inhabitants an amount not to  
24 exceed \$75. The fees collected under this schedule shall  
25 be disbursed as follows:

26 (A) The clerk shall retain a sum, in an amount not

1 to exceed \$50 in a county with a population of  
2 3,000,000 or more and in an amount not to exceed \$45 in  
3 any other county determined by the clerk with the  
4 approval of the Supreme Court, to be used for court  
5 automation, court document storage, and administrative  
6 purposes.

7 (B) The clerk shall remit up to \$21 to the State  
8 Treasurer. The State Treasurer shall deposit the  
9 appropriate amounts, in accordance with the clerk's  
10 instructions, as follows:

11 (i) up to \$10, as specified by the Supreme  
12 Court in accordance with Part 10A of Article II of  
13 the Code of Civil Procedure, into the Mandatory  
14 Arbitration Fund;

15 (ii) \$2 into the Access to Justice Fund; and

16 (iii) \$9 into the Supreme Court Special  
17 Purposes Fund.

18 (C) The clerk shall remit a sum to the County  
19 Treasurer, in an amount not to exceed \$159 in a county  
20 with a population of 3,000,000 or more and in an amount  
21 not to exceed \$125 in any other county, as specified by  
22 ordinance or resolution passed by the county board,  
23 for purposes related to the operation of the court  
24 system in the county.

25 (2) SCHEDULE 2: not to exceed a total of \$130 in a  
26 county with a population of 3,000,000 or more and not to

1 exceed \$109 in any other county, except as applied to  
2 units of local government and school districts in counties  
3 with more than 3,000,000 inhabitants an amount not to  
4 exceed \$75. The fees collected under this schedule shall  
5 be disbursed as follows:

6 (A) The clerk shall retain a sum, in an amount not  
7 to exceed \$50 in a county with a population of  
8 3,000,000 or more and in an amount not to exceed \$10 in  
9 any other county determined by the clerk with the  
10 approval of the Supreme Court, to be used for court  
11 automation, court document storage, and administrative  
12 purposes.

13 (B) The clerk shall remit \$9 to the State  
14 Treasurer, which the State Treasurer shall deposit  
15 into the Supreme Court Special Purposes Fund.

16 (C) The clerk shall remit a sum to the County  
17 Treasurer, in an amount not to exceed \$71 in a county  
18 with a population of 3,000,000 or more and in an amount  
19 not to exceed \$90 in any other county, as specified by  
20 ordinance or resolution passed by the county board,  
21 for purposes related to the operation of the court  
22 system in the county.

23 (3) SCHEDULE 3: \$0.

24 (b-5) Kane County and Will County. In Kane County and Will  
25 County civil cases, there is an additional fee of up to \$30 as  
26 set by the county board under Section 5-1101.3 of the Counties



1 Code to be paid by each party at the time of filing the first  
2 pleading, paper, or other appearance; provided that no  
3 additional fee shall be required if more than one party is  
4 represented in a single pleading, paper, or other appearance.  
5 Distribution of fees collected under this subsection (b-5)  
6 shall be as provided in Section 5-1101.3 of the Counties Code.

7 (c) Counterclaim or third party complaint. When any  
8 defendant files a counterclaim or third party complaint, as  
9 part of the defendant's answer or otherwise, the defendant  
10 shall pay a filing fee for each counterclaim or third party  
11 complaint in an amount equal to the filing fee the defendant  
12 would have had to pay had the defendant brought a separate  
13 action for the relief sought in the counterclaim or third  
14 party complaint, less the amount of the appearance fee, if  
15 any, that the defendant has already paid in the action in which  
16 the counterclaim or third party complaint is filed.

17 (d) Alias summons. The clerk shall collect a fee not to  
18 exceed \$6 in a county with a population of 3,000,000 or more  
19 and not to exceed \$5 in any other county for each alias summons  
20 or citation issued by the clerk, except as applied to units of  
21 local government and school districts in counties with more  
22 than 3,000,000 inhabitants an amount not to exceed \$5 for each  
23 alias summons or citation issued by the clerk.

24 (e) Jury services. The clerk shall collect, in addition to  
25 other fees allowed by law, a sum not to exceed \$212.50, as a  
26 fee for the services of a jury in every civil action not

1 quasi-criminal in its nature and not a proceeding for the  
2 exercise of the right of eminent domain and in every other  
3 action wherein the right of trial by jury is or may be given by  
4 law. The jury fee shall be paid by the party demanding a jury  
5 at the time of filing the jury demand. If the fee is not paid  
6 by either party, no jury shall be called in the action or  
7 proceeding, and the action or proceeding shall be tried by the  
8 court without a jury.

9 (f) Change of venue. In connection with a change of venue:

10 (1) The clerk of the jurisdiction from which the case  
11 is transferred may charge a fee, not to exceed \$40, for the  
12 preparation and certification of the record; and

13 (2) The clerk of the jurisdiction to which the case is  
14 transferred may charge the same filing fee as if it were  
15 the commencement of a new suit.

16 (g) Petition to vacate or modify.

17 (1) In a proceeding involving a petition to vacate or  
18 modify any final judgment or order filed within 30 days  
19 after the judgment or order was entered, except for an  
20 eviction case, small claims case, petition to reopen an  
21 estate, petition to modify, terminate, or enforce a  
22 judgment or order for child or spousal support, or  
23 petition to modify, suspend, or terminate an order for  
24 withholding, the fee shall not exceed \$60 in a county with  
25 a population of 3,000,000 or more and shall not exceed \$50  
26 in any other county, except as applied to units of local

1 government and school districts in counties with more than  
2 3,000,000 inhabitants an amount not to exceed \$50.

3 (2) In a proceeding involving a petition to vacate or  
4 modify any final judgment or order filed more than 30 days  
5 after the judgment or order was entered, except for a  
6 petition to modify, terminate, or enforce a judgment or  
7 order for child or spousal support, or petition to modify,  
8 suspend, or terminate an order for withholding, the fee  
9 shall not exceed \$75.

10 (3) In a proceeding involving a motion to vacate or  
11 amend a final order, motion to vacate an ex parte  
12 judgment, judgment of forfeiture, or "failure to appear"  
13 or "failure to comply" notices sent to the Secretary of  
14 State, the fee shall equal \$40.

15 (h) Appeals preparation. The fee for preparation of a  
16 record on appeal shall be based on the number of pages, as  
17 follows:

18 (1) if the record contains no more than 100 pages, the  
19 fee shall not exceed \$70 in a county with a population of  
20 3,000,000 or more and shall not exceed \$50 in any other  
21 county;

22 (2) if the record contains between 100 and 200 pages,  
23 the fee shall not exceed \$100; and

24 (3) if the record contains 200 or more pages, the  
25 clerk may collect an additional fee not to exceed 25 cents  
26 per page.

1 (i) Remands. In any cases remanded to the circuit court  
2 from the Supreme Court or the appellate court for a new trial,  
3 the clerk shall reinstate the case with either its original  
4 number or a new number. The clerk shall not charge any new or  
5 additional fee for the reinstatement. Upon reinstatement, the  
6 clerk shall advise the parties of the reinstatement. Parties  
7 shall have the same right to a jury trial on remand and  
8 reinstatement that they had before the appeal, and no  
9 additional or new fee or charge shall be made for a jury trial  
10 after remand.

11 (j) Garnishment, wage deduction, and citation. In  
12 garnishment affidavit, wage deduction affidavit, and citation  
13 petition proceedings:

14 (1) if the amount in controversy in the proceeding is  
15 not more than \$1,000, the fee may not exceed \$35 in a  
16 county with a population of 3,000,000 or more and may not  
17 exceed \$15 in any other county, except as applied to units  
18 of local government and school districts in counties with  
19 more than 3,000,000 inhabitants an amount not to exceed  
20 \$15;

21 (2) if the amount in controversy in the proceeding is  
22 greater than \$1,000 and not more than \$5,000, the fee may  
23 not exceed \$45 in a county with a population of 3,000,000  
24 or more and may not exceed \$30 in any other county, except  
25 as applied to units of local government and school  
26 districts in counties with more than 3,000,000 inhabitants

1 an amount not to exceed \$30; and

2 (3) if the amount in controversy in the proceeding is  
3 greater than \$5,000, the fee may not exceed \$65 in a county  
4 with a population of 3,000,000 or more and may not exceed  
5 \$50 in any other county, except as applied to units of  
6 local government and school districts in counties with  
7 more than 3,000,000 inhabitants an amount not to exceed  
8 \$50.

9 (j-5) Debt collection. In any proceeding to collect a debt  
10 subject to the exception in item (ii) of subparagraph (A-5) of  
11 paragraph (1) of subsection (z) of this Section, the circuit  
12 court shall order and the clerk shall collect from each  
13 judgment debtor a fee of:

14 (1) \$35 if the amount in controversy in the proceeding  
15 is not more than \$1,000;

16 (2) \$45 if the amount in controversy in the proceeding  
17 is greater than \$1,000 and not more than \$5,000; and

18 (3) \$65 if the amount in controversy in the proceeding  
19 is greater than \$5,000.

20 (k) Collections.

21 (1) For all collections made of others, except the  
22 State and county and except in maintenance or child  
23 support cases, the clerk may collect a fee of up to 2.5% of  
24 the amount collected and turned over.

25 (2) In child support and maintenance cases, the clerk  
26 may collect an annual fee of up to \$36 from the person

1 making payment for maintaining child support records and  
2 the processing of support orders to the State of Illinois  
3 KIDS system and the recording of payments issued by the  
4 State Disbursement Unit for the official record of the  
5 Court. This fee is in addition to and separate from  
6 amounts ordered to be paid as maintenance or child support  
7 and shall be deposited into a Separate Maintenance and  
8 Child Support Collection Fund, of which the clerk shall be  
9 the custodian, ex officio, to be used by the clerk to  
10 maintain child support orders and record all payments  
11 issued by the State Disbursement Unit for the official  
12 record of the Court. The clerk may recover from the person  
13 making the maintenance or child support payment any  
14 additional cost incurred in the collection of this annual  
15 fee.

16 (3) The clerk may collect a fee of \$5 for  
17 certifications made to the Secretary of State as provided  
18 in Section 7-703 of the Illinois Vehicle Code, and this  
19 fee shall be deposited into the Separate Maintenance and  
20 Child Support Collection Fund.

21 (4) In proceedings to foreclose the lien of delinquent  
22 real estate taxes, State's Attorneys shall receive a fee  
23 of 10% of the total amount realized from the sale of real  
24 estate sold in the proceedings. The clerk shall collect  
25 the fee from the total amount realized from the sale of the  
26 real estate sold in the proceedings and remit to the

1 County Treasurer to be credited to the earnings of the  
2 Office of the State's Attorney.

3 (l) Mailing. The fee for the clerk mailing documents shall  
4 not exceed \$10 plus the cost of postage.

5 (m) Certified copies. The fee for each certified copy of a  
6 judgment, after the first copy, shall not exceed \$10.

7 (n) Certification, authentication, and reproduction.

8 (1) The fee for each certification or authentication  
9 for taking the acknowledgment of a deed or other  
10 instrument in writing with the seal of office shall not  
11 exceed \$6.

12 (2) The fee for reproduction of any document contained  
13 in the clerk's files shall not exceed:

14 (A) \$2 for the first page;

15 (B) 50 cents per page for the next 19 pages; and

16 (C) 25 cents per page for all additional pages.

17 (o) Record search. For each record search, within a  
18 division or municipal district, the clerk may collect a search  
19 fee not to exceed \$6 for each year searched.

20 (p) Hard copy. For each page of hard copy print output,  
21 when case records are maintained on an automated medium, the  
22 clerk may collect a fee not to exceed \$10 in a county with a  
23 population of 3,000,000 or more and not to exceed \$6 in any  
24 other county, except as applied to units of local government  
25 and school districts in counties with more than 3,000,000  
26 inhabitants an amount not to exceed \$6.

1 (q) Index inquiry and other records. No fee shall be  
2 charged for a single plaintiff and defendant index inquiry or  
3 single case record inquiry when this request is made in person  
4 and the records are maintained in a current automated medium,  
5 and when no hard copy print output is requested. The fees to be  
6 charged for management records, multiple case records, and  
7 multiple journal records may be specified by the Chief Judge  
8 pursuant to the guidelines for access and dissemination of  
9 information approved by the Supreme Court.

10 (r) Performing a marriage. There shall be a \$10 fee for  
11 performing a marriage in court.

12 (s) Voluntary assignment. For filing each deed of  
13 voluntary assignment, the clerk shall collect a fee not to  
14 exceed \$20. For recording a deed of voluntary assignment, the  
15 clerk shall collect a fee not to exceed 50 cents for each 100  
16 words. Exceptions filed to claims presented to an assignee of  
17 a debtor who has made a voluntary assignment for the benefit of  
18 creditors shall be considered and treated, for the purpose of  
19 taxing costs therein, as actions in which the party or parties  
20 filing the exceptions shall be considered as party or parties  
21 plaintiff, and the claimant or claimants as party or parties  
22 defendant, and those parties respectively shall pay to the  
23 clerk the same fees as provided by this Section to be paid in  
24 other actions.

25 (t) Expungement petition. The clerk may collect a fee not  
26 to exceed \$60 for each expungement petition filed and an



1 additional fee not to exceed \$4 for each certified copy of an  
2 order to expunge arrest records.

3 (u) Transcripts of judgment. For the filing of a  
4 transcript of judgment, the clerk may collect the same fee as  
5 if it were the commencement of a new suit.

6 (v) Probate filings.

7 (1) For each account (other than one final account)  
8 filed in the estate of a decedent, or ward, the fee shall  
9 not exceed \$25.

10 (2) For filing a claim in an estate when the amount  
11 claimed is greater than \$150 and not more than \$500, the  
12 fee shall not exceed \$40 in a county with a population of  
13 3,000,000 or more and shall not exceed \$25 in any other  
14 county; when the amount claimed is greater than \$500 and  
15 not more than \$10,000, the fee shall not exceed \$55 in a  
16 county with a population of 3,000,000 or more and shall  
17 not exceed \$40 in any other county; and when the amount  
18 claimed is more than \$10,000, the fee shall not exceed \$75  
19 in a county with a population of 3,000,000 or more and  
20 shall not exceed \$60 in any other county; except the court  
21 in allowing a claim may add to the amount allowed the  
22 filing fee paid by the claimant.

23 (3) For filing in an estate a claim, petition, or  
24 supplemental proceeding based upon an action seeking  
25 equitable relief including the construction or contest of  
26 a will, enforcement of a contract to make a will, and

1 proceedings involving testamentary trusts or the  
2 appointment of testamentary trustees, the fee shall not  
3 exceed \$60.

4 (4) There shall be no fee for filing in an estate: (i)  
5 the appearance of any person for the purpose of consent;  
6 or (ii) the appearance of an executor, administrator,  
7 administrator to collect, guardian, guardian ad litem, or  
8 special administrator.

9 (5) For each jury demand, the fee shall not exceed  
10 \$137.50.

11 (6) For each certified copy of letters of office, of  
12 court order, or other certification, the fee shall not  
13 exceed \$2 per page.

14 (7) For each exemplification, the fee shall not exceed  
15 \$2, plus the fee for certification.

16 (8) The executor, administrator, guardian, petitioner,  
17 or other interested person or his or her attorney shall  
18 pay the cost of publication by the clerk directly to the  
19 newspaper.

20 (9) The person on whose behalf a charge is incurred  
21 for witness, court reporter, appraiser, or other  
22 miscellaneous fees shall pay the same directly to the  
23 person entitled thereto.

24 (10) The executor, administrator, guardian,  
25 petitioner, or other interested person or his or her  
26 attorney shall pay to the clerk all postage charges

1 incurred by the clerk in mailing petitions, orders,  
2 notices, or other documents pursuant to the provisions of  
3 the Probate Act of 1975.

4 (w) Corrections of numbers. For correction of the case  
5 number, case title, or attorney computer identification  
6 number, if required by rule of court, on any document filed in  
7 the clerk's office, to be charged against the party that filed  
8 the document, the fee shall not exceed \$25.

9 (x) Miscellaneous.

10 (1) Interest earned on any fees collected by the clerk  
11 shall be turned over to the county general fund as an  
12 earning of the office.

13 (2) For any check, draft, or other bank instrument  
14 returned to the clerk for non-sufficient funds, account  
15 closed, or payment stopped, the clerk shall collect a fee  
16 of \$25.

17 (y) Other fees. Any fees not covered in this Section shall  
18 be set by rule or administrative order of the circuit court  
19 with the approval of the Administrative Office of the Illinois  
20 Courts. The clerk of the circuit court may provide services in  
21 connection with the operation of the clerk's office, other  
22 than those services mentioned in this Section, as may be  
23 requested by the public and agreed to by the clerk and approved  
24 by the Chief Judge. Any charges for additional services shall  
25 be as agreed to between the clerk and the party making the  
26 request and approved by the Chief Judge. Nothing in this

1 subsection shall be construed to require any clerk to provide  
2 any service not otherwise required by law.

3 (y-5) Unpaid fees. Unless a court ordered payment schedule  
4 is implemented or the fee requirements of this Section are  
5 waived under a court order, the clerk of the circuit court may  
6 add to any unpaid fees and costs under this Section a  
7 delinquency amount equal to 5% of the unpaid fees that remain  
8 unpaid after 30 days, 10% of the unpaid fees that remain unpaid  
9 after 60 days, and 15% of the unpaid fees that remain unpaid  
10 after 90 days. Notice to those parties may be made by signage  
11 posting or publication. The additional delinquency amounts  
12 collected under this Section shall be deposited into the  
13 Circuit Court Clerk Operations and Administration Fund and  
14 used to defray additional administrative costs incurred by the  
15 clerk of the circuit court in collecting unpaid fees and  
16 costs.

17 (z) Exceptions.

18 (1) No fee authorized by this Section shall apply to:

19 (A) police departments or other law enforcement  
20 agencies. In this Section, "law enforcement agency"  
21 means: an agency of the State or agency of a unit of  
22 local government which is vested by law or ordinance  
23 with the duty to maintain public order and to enforce  
24 criminal laws or ordinances; the Attorney General; or  
25 any State's Attorney;

26 (A-5) any unit of local government or school

1 district, except in counties having a population of  
2 500,000 or more the county board may by resolution set  
3 fees for units of local government or school districts  
4 no greater than the minimum fees applicable in  
5 counties with a population less than 3,000,000;  
6 provided however, no fee may be charged to any unit of  
7 local government or school district in connection with  
8 any action which, in whole or in part, is: (i) to  
9 enforce an ordinance; (ii) to collect a debt; or (iii)  
10 under the Administrative Review Law;

11 (B) any action instituted by the corporate  
12 authority of a municipality with more than 1,000,000  
13 inhabitants under Section 11-31-1 of the Illinois  
14 Municipal Code and any action instituted under  
15 subsection (b) of Section 11-31-1 of the Illinois  
16 Municipal Code by a private owner or tenant of real  
17 property within 1,200 feet of a dangerous or unsafe  
18 building seeking an order compelling the owner or  
19 owners of the building to take any of the actions  
20 authorized under that subsection;

21 (C) any commitment petition or petition for an  
22 order authorizing the administration of psychotropic  
23 medication or electroconvulsive therapy under the  
24 Mental Health and Developmental Disabilities Code;

25 (D) a petitioner in any order of protection  
26 proceeding, including, but not limited to, fees for

1 filing, modifying, withdrawing, certifying, or  
2 photocopying petitions for orders of protection,  
3 issuing alias summons, any related filing service, or  
4 certifying, modifying, vacating, or photocopying any  
5 orders of protection; or

6 (E) proceedings for the appointment of a  
7 confidential intermediary under the Adoption Act.

8 (2) No fee other than the filing fee contained in the  
9 applicable schedule in subsection (a) shall be charged to  
10 any person in connection with an adoption proceeding.

11 (3) Upon good cause shown, the court may waive any  
12 fees associated with a special needs adoption. The term  
13 "special needs adoption" has the meaning provided by the  
14 Illinois Department of Children and Family Services.

15 ~~(aa) This Section is repealed on January 1, 2024.~~

16 (Source: P.A. 101-645, eff. 6-26-20; 102-145, eff. 7-23-21;  
17 102-278, eff. 8-6-21; 102-558, eff. 8-20-21; 102-813, eff.  
18 5-13-22.)

19 (705 ILCS 135/20-5 rep.)

20 Section 14. The Criminal and Traffic Assessment Act is  
21 amended by repealing Section 20-5."