

1 AMENDMENT TO SENATE BILL 199

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 199 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Mental Health and Developmental  
5 Disabilities Code is amended by changing Sections 1-119,  
6 2-107.1, and 3-802 and adding Section 1-129 as follows:

7 (405 ILCS 5/1-119) (from Ch. 91 1/2, par. 1-119)  
8 Sec. 1-119. "Person subject to involuntary admission"  
9 means:

10 (1) A person with mental illness and who because of  
11 his or her illness is reasonably expected to inflict  
12 serious physical harm upon himself or herself or another  
13 in the near future which may include threatening behavior  
14 or conduct that places another individual in reasonable  
15 expectation of being harmed; or

16 (2) A person with mental illness and who because of  
17 his or her illness is unable to provide for his or her  
18 basic physical needs so as to guard himself or herself  
19 from serious harm without the assistance of family or  
20 outside help.

21 In determining whether a person meets the criteria  
22 specified in paragraph (1) or (2), the court may consider

1 evidence of the person's repeated past pattern of specific  
2 behavior and actions related to the person's illness.

3 (Source: P.A. 91-726, eff. 6-2-00.)

4 (405 ILCS 5/1-129 new)

5 Sec. 1-129. Mental illness. "Mental illness" means an  
6 organic, mental, or emotional disorder that substantially  
7 impairs a person's thought, perception of reality, emotional  
8 process, judgment, behavior, or ability to cope with the  
9 ordinary demands of life, but does not include a  
10 developmental disability, a substance abuse disorder, or an  
11 abnormality manifested only by repeated criminal or otherwise  
12 antisocial conduct.

13 (405 ILCS 5/2-107.1) (from Ch. 91 1/2, par. 2-107.1)

14 Sec. 2-107.1. Administration of authorized involuntary  
15 treatment upon application to a court.

16 (a) An adult recipient of services and the recipient's  
17 guardian, if the recipient is under guardianship, and the  
18 substitute decision maker, if any, shall be informed of the  
19 recipient's right to refuse medication. The recipient and the  
20 recipient's guardian or substitute decision maker shall be  
21 given the opportunity to refuse generally accepted mental  
22 health or developmental disability services, including but  
23 not limited to medication.

24 (a-5) Notwithstanding the provisions of Section 2-107 of  
25 this Code, authorized involuntary treatment may be  
26 administered to an adult recipient of services without the  
27 informed consent of the recipient under the following  
28 standards:

29 (1) Any person 18 years of age or older, including  
30 any guardian, may petition the circuit court for an order  
31 authorizing the administration of authorized involuntary  
32 treatment to a recipient of services. The petition shall

1 state that the petitioner has made a good faith attempt  
2 to determine whether the recipient has executed a power  
3 of attorney for health care under the Powers of Attorney  
4 for Health Care Law or a declaration for mental health  
5 treatment under the Mental Health Treatment Preference  
6 Declaration Act and to obtain copies of these instruments  
7 if they exist. If either of the above-named instruments  
8 is available to the petitioner, the instrument or a copy  
9 of the instrument shall be attached to the petition as an  
10 exhibit. The petitioner shall deliver a copy of the  
11 petition, and notice of the time and place of the  
12 hearing, to the respondent, his or her attorney, any  
13 known agent or attorney-in-fact, if any, and the  
14 guardian, if any, no later than 3 days prior to the date  
15 of the hearing. Service of the petition and notice of the  
16 time and place of the hearing may be made by transmitting  
17 them via facsimile machine to the respondent or other  
18 party. Upon receipt of the petition and notice, the  
19 party served, or the person delivering the petition and  
20 notice to the party served, shall acknowledge service.  
21 If the party sending the petition and notice does not  
22 receive acknowledgement of service within 24 hours,  
23 service must be made by personal service.

24 The petition may include a request that the court  
25 authorize such testing and procedures as may be essential  
26 for the safe and effective administration of the  
27 authorized involuntary treatment sought to be  
28 administered, but only where the petition sets forth the  
29 specific testing and procedures sought to be  
30 administered.

31 If a hearing is requested to be held immediately  
32 following the hearing on a petition for involuntary  
33 admission, then the notice requirement shall be the same  
34 as that for the hearing on the petition for involuntary

1 admission, and the petition filed pursuant to this  
2 Section shall be filed with the petition for involuntary  
3 admission.

4 (2) The court shall hold a hearing within 7 days of  
5 the filing of the petition. The People, the petitioner,  
6 or the respondent shall be entitled to a continuance of  
7 up to 7 days as of right. An additional continuance of  
8 not more than 7 days may be granted to any party (i) upon  
9 a showing that the continuance is needed in order to  
10 adequately prepare for or present evidence in a hearing  
11 under this Section or (ii) under exceptional  
12 circumstances. The court may grant an additional  
13 continuance not to exceed 21 days when, in its  
14 discretion, the court determines that such a continuance  
15 is necessary in order to provide the recipient with an  
16 examination pursuant to Section 3-803 or 3-804 of this  
17 Act, to provide the recipient with a trial by jury as  
18 provided in Section 3-802 of this Act, or to arrange for  
19 the substitution of counsel as provided for by the  
20 Illinois Supreme Court Rules. The hearing shall be  
21 separate from a judicial proceeding held to determine  
22 whether a person is subject to involuntary admission but  
23 may be heard immediately preceding or following such a  
24 judicial proceeding and may be heard by the same trier of  
25 fact or law as in that judicial proceeding.

26 (3) Unless otherwise provided herein, the  
27 procedures set forth in Article VIII of Chapter 3 of this  
28 Act, including the provisions regarding appointment of  
29 counsel, shall govern hearings held under this subsection  
30 (a-5).

31 (4) Authorized involuntary treatment shall not be  
32 administered to the recipient unless it has been  
33 determined by clear and convincing evidence that all of  
34 the following factors are present:

1           (A) That the recipient has a serious mental  
2 illness or developmental disability.

3           (B) That because of said mental illness or  
4 developmental disability, the recipient currently  
5 exhibits any one of the following: (i) deterioration  
6 of his or her ability to function, as compared to  
7 the recipient's ability to function prior to the  
8 current onset of symptoms of the mental illness or  
9 disability for which treatment is presently sought,  
10 (ii) suffering, or (iii) threatening behavior.

11           (C) That the illness or disability has existed  
12 for a period marked by the continuing presence of  
13 the symptoms set forth in item (B) of this  
14 subdivision (4) or the repeated episodic occurrence  
15 of these symptoms.

16           (D) That the benefits of the treatment  
17 outweigh the harm.

18           (E) That the recipient lacks the capacity to  
19 make a reasoned decision about the treatment.

20           (F) That other less restrictive services have  
21 been explored and found inappropriate.

22           (G) If the petition seeks authorization for  
23 testing and other procedures, that such testing and  
24 procedures are essential for the safe and effective  
25 administration of the treatment.

26           (5) In no event shall an order issued under this  
27 Section be effective for more than 90 days. A second  
28 90-day period of involuntary treatment may be authorized  
29 pursuant to a hearing that complies with the standards  
30 and procedures of this subsection (a-5). Thereafter,  
31 additional 180-day periods of involuntary treatment may  
32 be authorized pursuant to the standards and procedures of  
33 this Section without limit. If a new petition to  
34 authorize the administration of authorized involuntary

1 treatment is filed at least 15 days prior to the  
2 expiration of the prior order, and if any continuance of  
3 the hearing is agreed to by the recipient, the  
4 administration of the treatment may continue in  
5 accordance with the prior order pending the completion of  
6 a hearing under this Section.

7 (6) An order issued under this subsection (a-5)  
8 shall designate the persons authorized to administer the  
9 authorized involuntary treatment under the standards and  
10 procedures of this subsection (a-5). Those persons shall  
11 have complete discretion not to administer any treatment  
12 authorized under this Section. The order shall also  
13 specify the medications and the anticipated range of  
14 dosages that have been authorized and may include a list  
15 of any alternative medications and range of dosages  
16 deemed necessary.

17 (b) A guardian may be authorized to consent to the  
18 administration of authorized involuntary treatment to an  
19 objecting recipient only under the standards and procedures  
20 of subsection (a-5).

21 (c) Notwithstanding any other provision of this Section,  
22 a guardian may consent to the administration of authorized  
23 involuntary treatment to a non-objecting recipient under  
24 Article XIa of the Probate Act of 1975.

25 (d) Nothing in this Section shall prevent the  
26 administration of authorized involuntary treatment to  
27 recipients in an emergency under Section 2-107 of this Act.

28 (e) Notwithstanding any of the provisions of this  
29 Section, authorized involuntary treatment may be administered  
30 pursuant to a power of attorney for health care under the  
31 Powers of Attorney for Health Care Law or a declaration for  
32 mental health treatment under the Mental Health Treatment  
33 Preference Declaration Act.

34 (Source: P.A. 91-726, eff. 6-2-00; 91-787, eff. 1-1-01;

1 92-16, eff. 6-28-01.)

2 (405 ILCS 5/3-802) (from Ch. 91 1/2, par. 3-802)

3 Sec. 3-802. The respondent is entitled to a jury on the  
4 question of whether he is subject to involuntary admission.  
5 The jury shall consist of 6 persons to be chosen in the same  
6 manner as are jurors in other civil proceedings. A respondent  
7 is not entitled to a jury on the question of whether  
8 authorized involuntary treatment may be administered under  
9 Section 2-107.1.

10 (Source: P.A. 80-1414.)

11 Section 10. The Clerks of Courts Act is amended by  
12 changing Sections 27.1, 27.1a, 27.2, and 27.2a as follows:

13 (705 ILCS 105/27.1) (from Ch. 25, par. 27.1)

14 Sec. 27.1. The fees of the Clerk of the Circuit Court in  
15 all counties having a population of 180,000 inhabitants or  
16 less shall be paid in advance, except as otherwise provided,  
17 and shall be as follows:

18 (a) Civil Cases.

- 19 (1) All civil cases except as otherwise
- 20 provided..... \$40
- 21 (2) Judicial Sales (except Probate)..... \$40

22 (b) Family.

- 23 (1) ~~Commitment--petitions--under--the--Mental~~
- 24 ~~Health--and-Developmental-Disabilities-Code,-Filing~~
- 25 ~~transcript--of--commitment--proceedings---held--in~~
- 26 ~~another-county,-and~~ Cases under the Juvenile Court
- 27 Act of 1987..... \$25
- 28 (2) Petition for Marriage Licenses..... \$10
- 29 (3) Marriages in Court..... \$10
- 30 (4) Paternity..... \$40

31 (c) Criminal and Quasi-Criminal.

1	(1) Each person convicted of a felony.....	\$40
2	(2) Each person convicted of a misdemeanor,	
3	leaving scene of an accident, driving while	
4	intoxicated, reckless driving or drag racing,	
5	driving when license revoked or suspended,	
6	overweight, or no interstate commerce certificate,	
7	or when the disposition is court supervision.....	\$25
8	(3) Each person convicted of a business	
9	offense.....	\$25
10	(4) Each person convicted of a petty offense.	\$25
11	(5) Minor traffic, conservation, or	
12	ordinance violation, including without limitation	
13	when the disposition is court supervision:	
14	(i) For each offense.....	\$10
15	(ii) For each notice sent to the	
16	defendant's last known address pursuant to	
17	subsection (c) of Section 6-306.4 of the Illinois	
18	Vehicle Code.....	\$2
19	(iii) For each notice sent to the	
20	Secretary of State pursuant to subsection (c) of	
21	Section 6-306.4 of the Illinois Vehicle Code.....	\$2
22	(6) When Court Appearance required.....	\$15
23	(7) Motions to vacate or amend final orders..	\$10
24	(8) In ordinance violation cases punishable	
25	by fine only, the clerk of the circuit court shall	
26	be entitled to receive, unless the fee is excused	
27	upon a finding by the court that the defendant is	
28	indigent, in addition to other fees or costs	
29	allowed or imposed by law, the sum of \$62.50 as a	
30	fee for the services of a jury. The jury fee shall	
31	be paid by the defendant at the time of filing his	
32	or her jury demand. If the fee is not so paid by	
33	the defendant, no jury shall be called, and the	
34	case shall be tried by the court without a jury.	

1 (d) Other Civil Cases.

2 (1) Money or personal property claimed does  
3 not exceed \$500..... \$10

4 (2) Exceeds \$500 but not more than \$10,000... \$25

5 (3) Exceeds \$10,000, when relief in addition  
6 to or supplemental to recovery of money alone is  
7 sought in an action to recover personal property  
8 taxes or retailers occupational tax regardless of  
9 amount claimed..... \$45

10 (4) The Clerk of the Circuit Court shall be  
11 entitled to receive, in addition to other fees  
12 allowed by law, the sum of \$62.50, as a fee for the  
13 services of a jury in every civil action not  
14 quasi-criminal in its nature and not a proceeding  
15 for the exercise of the right of eminent domain,  
16 and in every equitable action wherein the right of  
17 trial by jury is or may be given by law. The jury  
18 fee shall be paid by the party demanding a jury at  
19 the time of filing his jury demand. If such a fee  
20 is not paid by either party, no jury shall be  
21 called in the action, suit, or proceeding, and the  
22 same shall be tried by the court without a jury.

23 (e) Confession of judgment and answer.

24 (1) When the amount does not exceed \$1,000... \$20

25 (2) Exceeds \$1,000..... \$40

26 (f) Auxiliary Proceedings.

27 Any auxiliary proceeding relating to the  
28 collection of a money judgment, including  
29 garnishment, citation, or wage deduction action.... \$5

30 (g) Forcible entry and detainer.

31 (1) For possession only or possession and  
32 rent not in excess of \$10,000..... \$10

33 (2) For possession and rent in excess of  
34 \$10,000..... \$40

1 (h) Eminent Domain.

2 (1) Exercise of Eminent Domain..... \$45

3 (2) For each and every lot or tract of land  
4 or right or interest therein subject to be  
5 condemned, the damages in respect to which shall  
6 require separate assessments by a jury..... \$45

7 (i) Reinstatement.

8 Each case including petition for modification  
9 of a judgment or order of Court if filed later than  
10 30 days after the entry of a judgment or order,  
11 except in forcible entry and detainer cases and  
12 small claims and except a petition to modify,  
13 terminate, or enforce a judgement or order for  
14 child or spousal support or to modify, suspend, or  
15 terminate an order for withholding, petition to  
16 vacate judgment of dismissal for want of  
17 prosecution whenever filed, petition to reopen an  
18 estate, or redocketing of any cause..... \$20

19 (j) Probate.

20 (1) Administration of decedent's estates,  
21 whether testate or intestate, guardianships of the  
22 person or estate or both of a person under legal  
23 disability, guardianships of the person or estate  
24 or both of a minor or minors, or petitions to sell  
25 real estate in the administration of any estate.... \$50

26 (2) Small estates in cases where the real and  
27 personal property of an estate does not exceed  
28 \$5,000..... \$25

29 (3) At any time during the administration of  
30 the estate, however, at the request of the Clerk,  
31 the Court shall examine the record of the estate  
32 and the personal representative to determine the  
33 total value of the real and personal property of  
34 the estate, and if such value exceeds \$5,000 shall

1	order the payment of an additional fee in the	
2	amount of.....	\$40
3	(4) Inheritance tax proceedings.....	\$15
4	(5) Issuing letters only for a certain	
5	specific reason other than the administration of an	
6	estate, including but not limited to the release of	
7	mortgage; the issue of letters of guardianship in	
8	order that consent to marriage may be granted or	
9	for some other specific reason other than for the	
10	care of property or person; proof of heirship	
11	without administration; or when a will is to be	
12	admitted to probate, but the estate is to be	
13	settled without administration.....	\$10
14	(6) When a separate complaint relating to any	
15	matter other than a routine claim is filed in an	
16	estate, the required additional fee shall be	
17	charged for such filing.....	\$45
18	(k) Change of Venue.	
19	From a court, the charge is the same amount as	
20	the original filing fee; however, the fee for	
21	preparation and certification of record on change	
22	of venue, when original documents or copies are	
23	forwarded.....	\$10
24	(l) Answer, adverse pleading, or appearance.	
25	In civil cases.....	\$15
26	With the following exceptions:	
27	(1) When the amount does not exceed \$500.....	\$5
28	(2) When amount exceeds \$500 but not \$10,000.	\$10
29	(3) When amount exceeds \$10,000.....	\$15
30	(4) Court appeals when documents are	
31	forwarded, over 200 pages, additional fee per page	
32	over 200.....	10¢
33	(m) Tax objection complaints.	
34	For each tax objection complaint containing	

1 one or more tax objections, regardless of the  
2 number of parcels involved or the number of  
3 taxpayers joining the complaint..... \$10

4 (n) Tax deed.

5 (1) Petition for tax deed, if only one parcel  
6 is involved..... \$45

7 (2) For each additional parcel involved, an  
8 additional fee of..... \$10

9 (o) Mailing Notices and Processes.

10 (1) All notices that the clerk is required to  
11 mail as first class mail..... \$2

12 (2) For all processes or notices the Clerk is  
13 required to mail by certified or registered mail,  
14 the fee will be \$2 plus cost of postage.

15 (p) Certification or Authentication.

16 (1) Each certification or authentication for  
17 taking the acknowledgement of a deed or other  
18 instrument in writing with seal of office..... \$2

19 (2) Court appeals when original documents are  
20 forwarded, 100 pages or under, plus delivery costs. \$25

21 (3) Court appeals when original documents are  
22 forwarded, over 100 pages, plus delivery costs..... \$60

23 (4) Court appeals when original documents are  
24 forwarded, over 200 pages, additional fee per page  
25 over 200..... 10¢

26 (q) Reproductions.

27 Each record of proceedings and judgment,  
28 whether on appeal, change of venue, certified  
29 copies of orders and judgments, and all other  
30 instruments, documents, records, or papers:

31 (1) First page..... \$1

32 (2) Next 19 pages, per page..... 50¢

33 (3) All remaining pages, per page..... 25¢

34 (r) Counterclaim.

1           When any defendant files a counterclaim as  
2 part of his or her answer or otherwise, or joins  
3 another party as a third party defendant, or both,  
4 he or she shall pay a fee for each such  
5 counterclaim or third party action in an amount  
6 equal to the fee he or she would have had to pay  
7 had he or she brought a separate action for the  
8 relief sought in the counterclaim or against the  
9 third party defendant, less the amount of the  
10 appearance fee, if that has been paid.

11 (s) Transcript of Judgment.

12           From a court, the same fee as if case  
13 originally filed.

14 (t) Publications.

15           The cost of publication shall be paid directly  
16 to the publisher by the person seeking the  
17 publication, whether the clerk is required by law  
18 to publish, or the parties to the action.

19 (u) Collections.

20           (1) For all collections made for others,  
21 except the State and County and except in  
22 maintenance or child support cases, a sum equal to  
23 2% of the amount collected and turned over.

24           (2) In any cases remanded to the Circuit  
25 Court from the Supreme Court or the Appellate  
26 Court, the Clerk shall file the remanding order and  
27 reinstate the case with either its original number  
28 or a new number. The Clerk shall not charge any  
29 new or additional fee for the reinstatement. Upon  
30 reinstatement the Clerk shall advise the parties of  
31 the reinstatement. A party shall have the same  
32 right to a jury trial on remand and reinstatement  
33 as he or she had before the appeal, and no  
34 additional or new fee or charge shall be made for a

1 jury trial after remand.

2 (3) In maintenance and child support matters,  
3 the Clerk may deduct from each payment an amount  
4 equal to the United States postage to be used in  
5 mailing the maintenance or child support check to  
6 the recipient. In such cases, the Clerk shall  
7 collect an annual fee of up to \$36 from the person  
8 making such payment for maintaining child support  
9 records and the processing of support orders to the  
10 State of Illinois KIDS system and the recording of  
11 payments issued by the State Disbursement Unit for  
12 the official record of the Court. Such sum shall be  
13 in addition to and separate from amounts ordered to  
14 be paid as maintenance or child support and shall  
15 be deposited in a separate Maintenance and Child  
16 Support Collection Fund of which the Clerk shall be  
17 the custodian, ex officio, to be used by the Clerk  
18 to maintain child support orders and record all  
19 payments issued by the State Disbursement Unit for  
20 the official record of the Court. Unless paid in  
21 cash or pursuant to an order for withholding, the  
22 payment of the fee shall be by a separate  
23 instrument from the support payment and shall be  
24 made to the order of the Clerk. The Clerk may  
25 recover from the person making the maintenance or  
26 child support payment any additional cost incurred  
27 in the collection of this annual fee.

28 (4) Interest earned on any funds held by the  
29 clerk shall be turned over to the county general  
30 fund as an earning of the office.

31 The Clerk shall also be entitled to a fee of  
32 \$5 for certifications made to the Secretary of  
33 State as provided in Section 7-703 of the Family  
34 Financial Responsibility Law and these fees shall

1 also be deposited into the Separate Maintenance and  
2 Child Support Collection Fund.

3 (v) Correction of Cases.

4 For correcting the case number or case title  
5 on any document filed in his office, to be charged  
6 against the party that filed the document..... \$10

7 (w) Record Search.

8 For searching a record, per year searched..... \$4

9 (x) Printed Output.

10 For each page of hard copy print output, when  
11 case records are maintained on an automated medium. \$2

12 (y) Alias Summons.

13 For each alias summons issued..... \$2

14 (z) Expungement of Records.

15 For each expungement petition filed..... \$15

16 (aa) Other Fees.

17 Any fees not covered by this Section shall be set by  
18 rule or administrative order of the Circuit Court, with  
19 the approval of the Supreme Court.

20 (bb) Exemptions.

21 No fee provided for herein shall be charged to any  
22 unit of State or local government or school district  
23 unless the Court orders another party to pay such fee on  
24 its behalf. The fee requirements of this Section shall  
25 not apply to police departments or other law enforcement  
26 agencies. In this Section, "law enforcement agency" means  
27 an agency of the State or a unit of local government that  
28 is vested by law or ordinance with the duty to maintain  
29 public order and to enforce criminal laws and ordinances.  
30 The fee requirements of this Section shall not apply to  
31 any action instituted under subsection (b) of Section  
32 11-31-1 of the Illinois Municipal Code by a private owner  
33 or tenant of real property within 1200 feet of a  
34 dangerous or unsafe building seeking an order compelling

1 the owner or owners of the building to take any of the  
2 actions authorized under that subsection.

3 No fee provided for in this Section shall be charged  
4 in connection with the filing of any commitment petition  
5 or petition for an order authorizing the administration  
6 of authorized involuntary treatment in the form of  
7 medication under the Mental Health and Developmental  
8 Disabilities Code.

9 (cc) Adoptions.

10 (1) For an adoption.....\$65

11 (2) Upon good cause shown, the court may waive the  
12 adoption filing fee in a special needs adoption. The  
13 term "special needs adoption" shall have the meaning  
14 ascribed to it by the Illinois Department of Children and  
15 Family Services.

16 (dd) Adoption exemptions.

17 No fee other than that set forth in subsection (cc)  
18 shall be charged to any person in connection with an  
19 adoption proceeding.

20 (ee) Additional Services.

21 Beginning July 1, 1993, the clerk of the circuit  
22 court may provide such additional services for which  
23 there is no fee specified by statute in connection with  
24 the operation of the clerk's office as may be requested  
25 by the public and agreed to by the public and by the  
26 clerk and approved by the chief judge of the circuit  
27 court. Any charges for additional services shall be as  
28 agreed to between the clerk and the party making the  
29 request and approved by the chief judge of the circuit  
30 court. Nothing in this subsection shall be construed to  
31 require any clerk to provide any service not otherwise  
32 required by law.

33 (ff) Returned checks.

34 For each check delivered to the clerk that is not

1 honored on 2 occasions by the financial institution upon  
2 which it is drawn because of insufficient funds in the  
3 account, because the account is closed, because there is  
4 no account, or because a stop payment has been placed on  
5 the check, in addition to the amount already owed....\$25.  
6 (Source: P.A. 91-165, eff. 7-16-99; 91-321, eff. 1-1-00;  
7 91-357, eff. 7-29-99; 91-612, eff. 10-1-99; 92-16, eff.  
8 6-28-01; 92-114, eff. 1-1-02.)

9 (705 ILCS 105/27.1a) (from Ch. 25, par. 27.1a)

10 Sec. 27.1a. The fees of the clerks of the circuit court  
11 in all counties having a population in excess of 180,000 but  
12 not more than 500,000 inhabitants in the instances described  
13 in this Section shall be as provided in this Section. The  
14 fees shall be paid in advance and shall be as follows:

15 (a) Civil Cases.

16 The fee for filing a complaint, petition, or other  
17 pleading initiating a civil action, with the following  
18 exceptions, shall be \$150.

19 (A) When the amount of money or damages or the  
20 value of personal property claimed does not exceed  
21 \$250, \$10.

22 (B) When that amount exceeds \$250 but does not  
23 exceed \$500, \$20.

24 (C) When that amount exceeds \$500 but does not  
25 exceed \$2500, \$30.

26 (D) When that amount exceeds \$2500 but does  
27 not exceed \$15,000, \$75.

28 (E) For the exercise of eminent domain, \$150.  
29 For each additional lot or tract of land or right or  
30 interest therein subject to be condemned, the  
31 damages in respect to which shall require separate  
32 assessment by a jury, \$150.

33 (a-1) Family.

1 For filing a petition under the Juvenile Court Act  
2 of 1987, \$25.

3 For filing a petition for a marriage license, \$10.

4 For performing a marriage in court, \$10.

5 For filing a petition under the Illinois Parentage  
6 Act of 1984, \$40.

7 (b) Forcible Entry and Detainer.

8 In each forcible entry and detainer case when the  
9 plaintiff seeks possession only or unites with his or her  
10 claim for possession of the property a claim for rent or  
11 damages or both in the amount of \$15,000 or less, \$40.  
12 When the plaintiff unites his or her claim for possession  
13 with a claim for rent or damages or both exceeding  
14 \$15,000, \$150.

15 (c) Counterclaim or Joining Third Party Defendant.

16 When any defendant files a counterclaim as part of  
17 his or her answer or otherwise or joins another party as  
18 a third party defendant, or both, the defendant shall pay  
19 a fee for each counterclaim or third party action in an  
20 amount equal to the fee he or she would have had to pay  
21 had he or she brought a separate action for the relief  
22 sought in the counterclaim or against the third party  
23 defendant, less the amount of the appearance fee, if that  
24 has been paid.

25 (d) Confession of Judgment.

26 In a confession of judgment when the amount does not  
27 exceed \$1500, \$50. When the amount exceeds \$1500, but  
28 does not exceed \$15,000, \$115. When the amount exceeds  
29 \$15,000, \$200.

30 (e) Appearance.

31 The fee for filing an appearance in each civil case  
32 shall be \$50, except as follows:

33 (A) When the plaintiff in a forcible entry and  
34 detainer case seeks possession only, \$20.

1 (B) When the amount in the case does not  
2 exceed \$1500, \$20.

3 (C) When that amount exceeds \$1500 but does  
4 not exceed \$15,000, \$40.

5 (f) Garnishment, Wage Deduction, and Citation.

6 In garnishment affidavit, wage deduction affidavit,  
7 and citation petition when the amount does not exceed  
8 \$1,000, \$10; when the amount exceeds \$1,000 but does not  
9 exceed \$5,000, \$20; and when the amount exceeds \$5,000,  
10 \$30.

11 (g) Petition to Vacate or Modify.

12 (1) Petition to vacate or modify any final judgment  
13 or order of court, except in forcible entry and detainer  
14 cases and small claims cases or a petition to reopen an  
15 estate, to modify, terminate, or enforce a judgment or  
16 order for child or spousal support, or to modify,  
17 suspend, or terminate an order for withholding, if filed  
18 before 30 days after the entry of the judgment or order,  
19 \$40.

20 (2) Petition to vacate or modify any final judgment  
21 or order of court, except a petition to modify,  
22 terminate, or enforce a judgment or order for child or  
23 spousal support or to modify, suspend, or terminate an  
24 order for withholding, if filed later than 30 days after  
25 the entry of the judgment or order, \$60.

26 (3) Petition to vacate order of bond forfeiture,  
27 \$20.

28 (h) Mailing.

29 When the clerk is required to mail, the fee will be  
30 \$6, plus the cost of postage.

31 (i) Certified Copies.

32 Each certified copy of a judgment after the first,  
33 except in small claims and forcible entry and detainer  
34 cases, \$10.

1 (j) Habeas Corpus.

2 For filing a petition for relief by habeas corpus,  
3 \$80.

4 (k) Certification, Authentication, and Reproduction.

5 (1) Each certification or authentication for taking  
6 the acknowledgment of a deed or other instrument in  
7 writing with the seal of office, \$4.

8 (2) Court appeals when original documents are  
9 forwarded, under 100 pages, plus delivery and costs, \$50.

10 (3) Court appeals when original documents are  
11 forwarded, over 100 pages, plus delivery and costs, \$120.

12 (4) Court appeals when original documents are  
13 forwarded, over 200 pages, an additional fee of 20 cents  
14 per page.

15 (5) For reproduction of any document contained in  
16 the clerk's files:

17 (A) First page, \$2.

18 (B) Next 19 pages, 50 cents per page.

19 (C) All remaining pages, 25 cents per page.

20 (l) Remands.

21 In any cases remanded to the Circuit Court from the  
22 Supreme Court or the Appellate Court for a new trial, the  
23 clerk shall file the remanding order and reinstate the  
24 case with either its original number or a new number. The  
25 Clerk shall not charge any new or additional fee for the  
26 reinstatement. Upon reinstatement the Clerk shall advise  
27 the parties of the reinstatement. A party shall have the  
28 same right to a jury trial on remand and reinstatement as  
29 he or she had before the appeal, and no additional or new  
30 fee or charge shall be made for a jury trial after  
31 remand.

32 (m) Record Search.

33 For each record search, within a division or  
34 municipal district, the clerk shall be entitled to a

1 search fee of \$4 for each year searched.

2 (n) Hard Copy.

3 For each page of hard copy print output, when case  
4 records are maintained on an automated medium, the clerk  
5 shall be entitled to a fee of \$4.

6 (o) Index Inquiry and Other Records.

7 No fee shall be charged for a single  
8 plaintiff/defendant index inquiry or single case record  
9 inquiry when this request is made in person and the  
10 records are maintained in a current automated medium, and  
11 when no hard copy print output is requested. The fees to  
12 be charged for management records, multiple case records,  
13 and multiple journal records may be specified by the  
14 Chief Judge pursuant to the guidelines for access and  
15 dissemination of information approved by the Supreme  
16 Court.

17 (p) (Blank). ~~Commitment-Petitions-~~

18 ~~For--filing--commitment--petitions--under--the--Mental~~  
19 ~~Health--and--Developmental--Disabilities--Code--and--for--filing~~  
20 ~~a--transcript--of--commitment--proceedings--held--in--another~~  
21 ~~county,--\$25-~~

22 (q) Alias Summons.

23 For each alias summons or citation issued by the  
24 clerk, \$4.

25 (r) Other Fees.

26 Any fees not covered in this Section shall be set by  
27 rule or administrative order of the Circuit Court with  
28 the approval of the Administrative Office of the Illinois  
29 Courts.

30 The clerk of the circuit court may provide  
31 additional services for which there is no fee specified  
32 by statute in connection with the operation of the  
33 clerk's office as may be requested by the public and  
34 agreed to by the clerk and approved by the chief judge of

1 the circuit court. Any charges for additional services  
2 shall be as agreed to between the clerk and the party  
3 making the request and approved by the chief judge of the  
4 circuit court. Nothing in this subsection shall be  
5 construed to require any clerk to provide any service not  
6 otherwise required by law.

7 (s) Jury Services.

8 The clerk shall be entitled to receive, in addition  
9 to other fees allowed by law, the sum of \$192.50, as a  
10 fee for the services of a jury in every civil action not  
11 quasi-criminal in its nature and not a proceeding for the  
12 exercise of the right of eminent domain and in every  
13 other action wherein the right of trial by jury is or may  
14 be given by law. The jury fee shall be paid by the party  
15 demanding a jury at the time of filing the jury demand.  
16 If the fee is not paid by either party, no jury shall be  
17 called in the action or proceeding, and the same shall be  
18 tried by the court without a jury.

19 (t) Voluntary Assignment.

20 For filing each deed of voluntary assignment, \$10;  
21 for recording the same, 25¢ for each 100 words.  
22 Exceptions filed to claims presented to an assignee of a  
23 debtor who has made a voluntary assignment for the  
24 benefit of creditors shall be considered and treated, for  
25 the purpose of taxing costs therein, as actions in which  
26 the party or parties filing the exceptions shall be  
27 considered as party or parties plaintiff, and the  
28 claimant or claimants as party or parties defendant, and  
29 those parties respectively shall pay to the clerk the  
30 same fees as provided by this Section to be paid in other  
31 actions.

32 (u) Expungement Petition.

33 The clerk shall be entitled to receive a fee of \$30  
34 for each expungement petition filed and an additional fee

1 of \$2 for each certified copy of an order to expunge  
2 arrest records.

3 (v) Probate.

4 The clerk is entitled to receive the fees specified  
5 in this subsection (v), which shall be paid in advance,  
6 except that, for good cause shown, the court may suspend,  
7 reduce, or release the costs payable under this  
8 subsection:

9 (1) For administration of the estate of a decedent  
10 (whether testate or intestate) or of a missing person,  
11 \$100, plus the fees specified in subsection (v)(3),  
12 except:

13 (A) When the value of the real and personal  
14 property does not exceed \$15,000, the fee shall be  
15 \$25.

16 (B) When (i) proof of heirship alone is made,  
17 (ii) a domestic or foreign will is admitted to  
18 probate without administration (including proof of  
19 heirship), or (iii) letters of office are issued for  
20 a particular purpose without administration of the  
21 estate, the fee shall be \$25.

22 (2) For administration of the estate of a ward,  
23 \$50, plus the fees specified in subsection (v)(3),  
24 except:

25 (A) When the value of the real and personal  
26 property does not exceed \$15,000, the fee shall be  
27 \$25.

28 (B) When (i) letters of office are issued to a  
29 guardian of the person or persons, but not of the  
30 estate or (ii) letters of office are issued in the  
31 estate of a ward without administration of the  
32 estate, including filing or joining in the filing of  
33 a tax return or releasing a mortgage or consenting  
34 to the marriage of the ward, the fee shall be \$10.

1           (3) In addition to the fees payable under  
2 subsection (v)(1) or (v)(2) of this Section, the  
3 following fees are payable:

4           (A) For each account (other than one final  
5 account) filed in the estate of a decedent, or ward,  
6 \$15.

7           (B) For filing a claim in an estate when the  
8 amount claimed is \$150 or more but less than \$500,  
9 \$10; when the amount claimed is \$500 or more but  
10 less than \$10,000, \$25; when the amount claimed is  
11 \$10,000 or more, \$40; provided that the court in  
12 allowing a claim may add to the amount allowed the  
13 filing fee paid by the claimant.

14           (C) For filing in an estate a claim, petition,  
15 or supplemental proceeding based upon an action  
16 seeking equitable relief including the construction  
17 or contest of a will, enforcement of a contract to  
18 make a will, and proceedings involving testamentary  
19 trusts or the appointment of testamentary trustees,  
20 \$40.

21           (D) For filing in an estate (i) the appearance  
22 of any person for the purpose of consent or (ii) the  
23 appearance of an executor, administrator,  
24 administrator to collect, guardian, guardian ad  
25 litem, or special administrator, no fee.

26           (E) Except as provided in subsection  
27 (v)(3)(D), for filing the appearance of any person  
28 or persons, \$10.

29           (F) For each jury demand, \$102.50.

30           (G) For disposition of the collection of a  
31 judgment or settlement of an action or claim for  
32 wrongful death of a decedent or of any cause of  
33 action of a ward, when there is no other  
34 administration of the estate, \$30, less any amount

1 paid under subsection (v)(1)(B) or (v)(2)(B) except  
2 that if the amount involved does not exceed \$5,000,  
3 the fee, including any amount paid under subsection  
4 (v)(1)(B) or (v)(2)(B), shall be \$10.

5 (H) For each certified copy of letters of  
6 office, of court order or other certification, \$1,  
7 plus 50¢ per page in excess of 3 pages for the  
8 document certified.

9 (I) For each exemplification, \$1, plus the fee  
10 for certification.

11 (4) The executor, administrator, guardian,  
12 petitioner, or other interested person or his or her  
13 attorney shall pay the cost of publication by the clerk  
14 directly to the newspaper.

15 (5) The person on whose behalf a charge is incurred  
16 for witness, court reporter, appraiser, or other  
17 miscellaneous fee shall pay the same directly to the  
18 person entitled thereto.

19 (6) The executor, administrator, guardian,  
20 petitioner, or other interested person or his or her  
21 attorney shall pay to the clerk all postage charges  
22 incurred by the clerk in mailing petitions, orders,  
23 notices, or other documents pursuant to the provisions of  
24 the Probate Act of 1975.

25 (w) Criminal and Quasi-Criminal Costs and Fees.

26 (1) The clerk shall be entitled to costs in all  
27 criminal and quasi-criminal cases from each person  
28 convicted or sentenced to supervision therein as follows:

29 (A) Felony complaints, \$80.

30 (B) Misdemeanor complaints, \$50.

31 (C) Business offense complaints, \$50.

32 (D) Petty offense complaints, \$50.

33 (E) Minor traffic or ordinance violations,

34 \$20.

1 (F) When court appearance required, \$30.

2 (G) Motions to vacate or amend final orders,  
3 \$20.

4 (H) Motions to vacate bond forfeiture orders,  
5 \$20.

6 (I) Motions to vacate ex parte judgments,  
7 whenever filed, \$20.

8 (J) Motions to vacate judgment on forfeitures,  
9 whenever filed, \$20.

10 (K) Motions to vacate "failure to appear" or  
11 "failure to comply" notices sent to the Secretary of  
12 State, \$20.

13 (2) In counties having a population in excess of  
14 180,000 but not more than 500,000 inhabitants, when the  
15 violation complaint is issued by a municipal police  
16 department, the clerk shall be entitled to costs from  
17 each person convicted therein as follows:

18 (A) Minor traffic or ordinance violations,  
19 \$10.

20 (B) When court appearance required, \$15.

21 (3) In ordinance violation cases punishable by fine  
22 only, the clerk of the circuit court shall be entitled to  
23 receive, unless the fee is excused upon a finding by the  
24 court that the defendant is indigent, in addition to  
25 other fees or costs allowed or imposed by law, the sum of  
26 \$62.50 as a fee for the services of a jury. The jury fee  
27 shall be paid by the defendant at the time of filing his  
28 or her jury demand. If the fee is not so paid by the  
29 defendant, no jury shall be called, and the case shall be  
30 tried by the court without a jury.

31 (x) Transcripts of Judgment.

32 For the filing of a transcript of judgment, the  
33 clerk shall be entitled to the same fee as if it were the  
34 commencement of a new suit.

1 (y) Change of Venue.

2 (1) For the filing of a change of case on a change  
3 of venue, the clerk shall be entitled to the same fee as  
4 if it were the commencement of a new suit.

5 (2) The fee for the preparation and certification  
6 of a record on a change of venue to another jurisdiction,  
7 when original documents are forwarded, \$25.

8 (z) Tax objection complaints.

9 For each tax objection complaint containing one or  
10 more tax objections, regardless of the number of parcels  
11 involved or the number of taxpayers joining on the  
12 complaint, \$25.

13 (aa) Tax Deeds.

14 (1) Petition for tax deed, if only one parcel is  
15 involved, \$150.

16 (2) For each additional parcel, add a fee of \$50.

17 (bb) Collections.

18 (1) For all collections made of others, except the  
19 State and county and except in maintenance or child  
20 support cases, a sum equal to 2.5% of the amount  
21 collected and turned over.

22 (2) Interest earned on any funds held by the clerk  
23 shall be turned over to the county general fund as an  
24 earning of the office.

25 (3) For any check, draft, or other bank instrument  
26 returned to the clerk for non-sufficient funds, account  
27 closed, or payment stopped, \$25.

28 (4) In child support and maintenance cases, the  
29 clerk, if authorized by an ordinance of the county board,  
30 may collect an annual fee of up to \$36 from the person  
31 making payment for maintaining child support records and  
32 the processing of support orders to the State of Illinois  
33 KIDS system and the recording of payments issued by the  
34 State Disbursement Unit for the official record of the

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

12 The clerk shall also be entitled to a fee of \$5 for  
13 certifications made to the Secretary of State as provided  
14 in Section 7-703 of the Family Financial Responsibility  
15 Law and these fees shall also be deposited into the  
16 Separate Maintenance and Child Support Collection Fund.

17 (cc) Corrections of Numbers.

18 For correction of the case number, case title, or  
19 attorney computer identification number, if required by  
20 rule of court, on any document filed in the clerk's  
21 office, to be charged against the party that filed the  
22 document, \$15.

23 (dd) Exceptions.

24 (1) The fee requirements of this Section shall not  
25 apply to police departments or other law enforcement  
26 agencies. In this Section, "law enforcement agency"  
27 means an agency of the State or a unit of local  
28 government which is vested by law or ordinance with the  
29 duty to maintain public order and to enforce criminal  
30 laws or ordinances. "Law enforcement agency" also means  
31 the Attorney General or any state's attorney.

32 (2) No fee provided herein shall be charged to any  
33 unit of local government or school district.

34 (3) The fee requirements of this Section shall not

1 apply to any action instituted under subsection (b) of  
2 Section 11-31-1 of the Illinois Municipal Code by a  
3 private owner or tenant of real property within 1200 feet  
4 of a dangerous or unsafe building seeking an order  
5 compelling the owner or owners of the building to take  
6 any of the actions authorized under that subsection.

7 (4) The fee requirements of this Section shall not  
8 apply to the filing of any commitment petition or  
9 petition for an order authorizing the administration of  
10 authorized involuntary treatment in the form of  
11 medication under the Mental Health and Developmental  
12 Disabilities Code.

13 (ee) Adoptions.

14 (1) For an adoption.....\$65

15 (2) Upon good cause shown, the court may waive the  
16 adoption filing fee in a special needs adoption. The  
17 term "special needs adoption" shall have the meaning  
18 ascribed to it by the Illinois Department of Children and  
19 Family Services.

20 (ff) Adoption exemptions.

21 No fee other than that set forth in subsection (ee)  
22 shall be charged to any person in connection with an  
23 adoption proceeding.

24 (Source: P.A. 91-321, eff. 1-1-00; 91-612, eff. 10-1-99;  
25 92-16, eff. 6-28-01; 92-521, eff. 6-1-02.)

26 (705 ILCS 105/27.2) (from Ch. 25, par. 27.2)  
27 Sec. 27.2. The fees of the clerks of the circuit court  
28 in all counties having a population in excess of 500,000  
29 inhabitants but less than 3,000,000 inhabitants in the  
30 instances described in this Section shall be as provided in  
31 this Section. In those instances where a minimum and maximum  
32 fee is stated, counties with more than 500,000 inhabitants  
33 but less than 3,000,000 inhabitants must charge the minimum

1 fee listed in this Section and may charge up to the maximum  
2 fee if the county board has by resolution increased the fee.  
3 In addition, the minimum fees authorized in this Section  
4 shall apply to all units of local government and school  
5 districts in counties with more than 3,000,000 inhabitants.  
6 The fees shall be paid in advance and shall be as follows:

7 (a) Civil Cases.

8 The fee for filing a complaint, petition, or other  
9 pleading initiating a civil action, with the following  
10 exceptions, shall be a minimum of \$150 and a maximum of  
11 \$190.

12 (A) When the amount of money or damages or the  
13 value of personal property claimed does not exceed  
14 \$250, a minimum of \$10 and a maximum of \$15.

15 (B) When that amount exceeds \$250 but does not  
16 exceed \$1,000, a minimum of \$20 and a maximum of  
17 \$40.

18 (C) When that amount exceeds \$1,000 but does  
19 not exceed \$2500, a minimum of \$30 and a maximum of  
20 \$50.

21 (D) When that amount exceeds \$2500 but does  
22 not exceed \$5,000, a minimum of \$75 and a maximum of  
23 \$100.

24 (D-5) When the amount exceeds \$5,000 but does  
25 not exceed \$15,000, a minimum of \$75 and a maximum  
26 of \$150.

27 (E) For the exercise of eminent domain, \$150.  
28 For each additional lot or tract of land or right or  
29 interest therein subject to be condemned, the  
30 damages in respect to which shall require separate  
31 assessment by a jury, \$150.

32 (b) Forcible Entry and Detainer.

33 In each forcible entry and detainer case when the  
34 plaintiff seeks possession only or unites with his or her

1 claim for possession of the property a claim for rent or  
2 damages or both in the amount of \$15,000 or less, a  
3 minimum of \$40 and a maximum of \$75. When the plaintiff  
4 unites his or her claim for possession with a claim for  
5 rent or damages or both exceeding \$15,000, a minimum of  
6 \$150 and a maximum of \$225.

7 (c) Counterclaim or Joining Third Party Defendant.

8 When any defendant files a counterclaim as part of  
9 his or her answer or otherwise or joins another party as  
10 a third party defendant, or both, the defendant shall pay  
11 a fee for each counterclaim or third party action in an  
12 amount equal to the fee he or she would have had to pay  
13 had he or she brought a separate action for the relief  
14 sought in the counterclaim or against the third party  
15 defendant, less the amount of the appearance fee, if that  
16 has been paid.

17 (d) Confession of Judgment.

18 In a confession of judgment when the amount does not  
19 exceed \$1500, a minimum of \$50 and a maximum of \$60.  
20 When the amount exceeds \$1500, but does not exceed  
21 \$5,000, \$75. When the amount exceeds \$5,000, but does not  
22 exceed \$15,000, \$175. When the amount exceeds \$15,000, a  
23 minimum of \$200 and a maximum of \$250.

24 (e) Appearance.

25 The fee for filing an appearance in each civil case  
26 shall be a minimum of \$50 and a maximum of \$75, except as  
27 follows:

28 (A) When the plaintiff in a forcible entry and  
29 detainer case seeks possession only, a minimum of  
30 \$20 and a maximum of \$40.

31 (B) When the amount in the case does not  
32 exceed \$1500, a minimum of \$20 and a maximum of \$40.

33 (C) When the amount in the case exceeds \$1500  
34 but does not exceed \$15,000, a minimum of \$40 and a

1 maximum of \$60.

2 (f) Garnishment, Wage Deduction, and Citation.

3 In garnishment affidavit, wage deduction affidavit,  
4 and citation petition when the amount does not exceed  
5 \$1,000, a minimum of \$10 and a maximum of \$15; when the  
6 amount exceeds \$1,000 but does not exceed \$5,000, a  
7 minimum of \$20 and a maximum of \$30; and when the amount  
8 exceeds \$5,000, a minimum of \$30 and a maximum of \$50.

9 (g) Petition to Vacate or Modify.

10 (1) Petition to vacate or modify any final judgment  
11 or order of court, except in forcible entry and detainer  
12 cases and small claims cases or a petition to reopen an  
13 estate, to modify, terminate, or enforce a judgment or  
14 order for child or spousal support, or to modify,  
15 suspend, or terminate an order for withholding, if filed  
16 before 30 days after the entry of the judgment or order,  
17 a minimum of \$40 and a maximum of \$50.

18 (2) Petition to vacate or modify any final judgment  
19 or order of court, except a petition to modify,  
20 terminate, or enforce a judgment or order for child or  
21 spousal support or to modify, suspend, or terminate an  
22 order for withholding, if filed later than 30 days after  
23 the entry of the judgment or order, a minimum of \$60 and  
24 a maximum of \$75.

25 (3) Petition to vacate order of bond forfeiture, a  
26 minimum of \$20 and a maximum of \$40.

27 (h) Mailing.

28 When the clerk is required to mail, the fee will be  
29 a minimum of \$6 and a maximum of \$10, plus the cost of  
30 postage.

31 (i) Certified Copies.

32 Each certified copy of a judgment after the first,  
33 except in small claims and forcible entry and detainer  
34 cases, a minimum of \$10 and a maximum of \$15.

1 (j) Habeas Corpus.

2 For filing a petition for relief by habeas corpus, a  
3 minimum of \$80 and a maximum of \$125.

4 (k) Certification, Authentication, and Reproduction.

5 (1) Each certification or authentication for taking  
6 the acknowledgment of a deed or other instrument in  
7 writing with the seal of office, a minimum of \$4 and a  
8 maximum of \$6.

9 (2) Court appeals when original documents are  
10 forwarded, under 100 pages, plus delivery and costs, a  
11 minimum of \$50 and a maximum of \$75.

12 (3) Court appeals when original documents are  
13 forwarded, over 100 pages, plus delivery and costs, a  
14 minimum of \$120 and a maximum of \$150.

15 (4) Court appeals when original documents are  
16 forwarded, over 200 pages, an additional fee of a minimum  
17 of 20 and a maximum of 25 cents per page.

18 (5) For reproduction of any document contained in  
19 the clerk's files:

20 (A) First page, \$2.

21 (B) Next 19 pages, 50 cents per page.

22 (C) All remaining pages, 25 cents per page.

23 (l) Remands.

24 In any cases remanded to the Circuit Court from the  
25 Supreme Court or the Appellate Court for a new trial, the  
26 clerk shall file the remanding order and reinstate the  
27 case with either its original number or a new number. The  
28 Clerk shall not charge any new or additional fee for the  
29 reinstatement. Upon reinstatement the Clerk shall advise  
30 the parties of the reinstatement. A party shall have the  
31 same right to a jury trial on remand and reinstatement as  
32 he or she had before the appeal, and no additional or new  
33 fee or charge shall be made for a jury trial after  
34 remand.

1 (m) Record Search.

2 For each record search, within a division or  
3 municipal district, the clerk shall be entitled to a  
4 search fee of a minimum of \$4 and a maximum of \$6 for  
5 each year searched.

6 (n) Hard Copy.

7 For each page of hard copy print output, when case  
8 records are maintained on an automated medium, the clerk  
9 shall be entitled to a fee of a minimum of \$4 and a  
10 maximum of \$6.

11 (o) Index Inquiry and Other Records.

12 No fee shall be charged for a single  
13 plaintiff/defendant index inquiry or single case record  
14 inquiry when this request is made in person and the  
15 records are maintained in a current automated medium, and  
16 when no hard copy print output is requested. The fees to  
17 be charged for management records, multiple case records,  
18 and multiple journal records may be specified by the  
19 Chief Judge pursuant to the guidelines for access and  
20 dissemination of information approved by the Supreme  
21 Court.

22 (p) (Blank). ~~Commitment-Petitions.~~

23 ~~For-filing-commitment--petitions--under--the--Mental~~  
24 ~~Health--and-Developmental-Disabilities-Code,-a-minimum-of~~  
25 ~~\$25-and-a-maximum-of-\$50.~~

26 (q) Alias Summons.

27 For each alias summons or citation issued by the  
28 clerk, a minimum of \$4 and a maximum of \$5.

29 (r) Other Fees.

30 Any fees not covered in this Section shall be set by  
31 rule or administrative order of the Circuit Court with  
32 the approval of the Administrative Office of the Illinois  
33 Courts.

34 The clerk of the circuit court may provide

1 additional services for which there is no fee specified  
2 by statute in connection with the operation of the  
3 clerk's office as may be requested by the public and  
4 agreed to by the clerk and approved by the chief judge of  
5 the circuit court. Any charges for additional services  
6 shall be as agreed to between the clerk and the party  
7 making the request and approved by the chief judge of the  
8 circuit court. Nothing in this subsection shall be  
9 construed to require any clerk to provide any service not  
10 otherwise required by law.

11 (s) Jury Services.

12 The clerk shall be entitled to receive, in addition  
13 to other fees allowed by law, the sum of a minimum of  
14 \$192.50 and a maximum of \$212.50, as a fee for the  
15 services of a jury in every civil action not  
16 quasi-criminal in its nature and not a proceeding for the  
17 exercise of the right of eminent domain and in every  
18 other action wherein the right of trial by jury is or may  
19 be given by law. The jury fee shall be paid by the party  
20 demanding a jury at the time of filing the jury demand.  
21 If the fee is not paid by either party, no jury shall be  
22 called in the action or proceeding, and the same shall be  
23 tried by the court without a jury.

24 (t) Voluntary Assignment.

25 For filing each deed of voluntary assignment, a  
26 minimum of \$10 and a maximum of \$20; for recording the  
27 same, a minimum of 25¢ and a maximum of 50¢ for each 100  
28 words. Exceptions filed to claims presented to an  
29 assignee of a debtor who has made a voluntary assignment  
30 for the benefit of creditors shall be considered and  
31 treated, for the purpose of taxing costs therein, as  
32 actions in which the party or parties filing the  
33 exceptions shall be considered as party or parties  
34 plaintiff, and the claimant or claimants as party or

1 parties defendant, and those parties respectively shall  
2 pay to the clerk the same fees as provided by this  
3 Section to be paid in other actions.

4 (u) Expungement Petition.

5 The clerk shall be entitled to receive a fee of a  
6 minimum of \$30 and a maximum of \$60 for each expungement  
7 petition filed and an additional fee of a minimum of \$2  
8 and a maximum of \$4 for each certified copy of an order  
9 to expunge arrest records.

10 (v) Probate.

11 The clerk is entitled to receive the fees specified  
12 in this subsection (v), which shall be paid in advance,  
13 except that, for good cause shown, the court may suspend,  
14 reduce, or release the costs payable under this  
15 subsection:

16 (1) For administration of the estate of a decedent  
17 (whether testate or intestate) or of a missing person, a  
18 minimum of \$100 and a maximum of \$150, plus the fees  
19 specified in subsection (v)(3), except:

20 (A) When the value of the real and personal  
21 property does not exceed \$15,000, the fee shall be a  
22 minimum of \$25 and a maximum of \$40.

23 (B) When (i) proof of heirship alone is made,  
24 (ii) a domestic or foreign will is admitted to  
25 probate without administration (including proof of  
26 heirship), or (iii) letters of office are issued for  
27 a particular purpose without administration of the  
28 estate, the fee shall be a minimum of \$25 and a  
29 maximum of \$40.

30 (2) For administration of the estate of a ward, a  
31 minimum of \$50 and a maximum of \$75, plus the fees  
32 specified in subsection (v)(3), except:

33 (A) When the value of the real and personal  
34 property does not exceed \$15,000, the fee shall be a

1 minimum of \$25 and a maximum of \$40.

2 (B) When (i) letters of office are issued to a  
3 guardian of the person or persons, but not of the  
4 estate or (ii) letters of office are issued in the  
5 estate of a ward without administration of the  
6 estate, including filing or joining in the filing of  
7 a tax return or releasing a mortgage or consenting  
8 to the marriage of the ward, the fee shall be a  
9 minimum of \$10 and a maximum of \$20.

10 (3) In addition to the fees payable under  
11 subsection (v)(1) or (v)(2) of this Section, the  
12 following fees are payable:

13 (A) For each account (other than one final  
14 account) filed in the estate of a decedent, or ward,  
15 a minimum of \$15 and a maximum of \$25.

16 (B) For filing a claim in an estate when the  
17 amount claimed is \$150 or more but less than \$500, a  
18 minimum of \$10 and a maximum of \$20; when the amount  
19 claimed is \$500 or more but less than \$10,000, a  
20 minimum of \$25 and a maximum of \$40; when the amount  
21 claimed is \$10,000 or more, a minimum of \$40 and a  
22 maximum of \$60; provided that the court in allowing  
23 a claim may add to the amount allowed the filing fee  
24 paid by the claimant.

25 (C) For filing in an estate a claim, petition,  
26 or supplemental proceeding based upon an action  
27 seeking equitable relief including the construction  
28 or contest of a will, enforcement of a contract to  
29 make a will, and proceedings involving testamentary  
30 trusts or the appointment of testamentary trustees,  
31 a minimum of \$40 and a maximum of \$60.

32 (D) For filing in an estate (i) the appearance  
33 of any person for the purpose of consent or (ii) the  
34 appearance of an executor, administrator,

1 administrator to collect, guardian, guardian ad  
2 litem, or special administrator, no fee.

3 (E) Except as provided in subsection  
4 (v)(3)(D), for filing the appearance of any person  
5 or persons, a minimum of \$10 and a maximum of \$30.

6 (F) For each jury demand, a minimum of \$102.50  
7 and a maximum of \$137.50.

8 (G) For disposition of the collection of a  
9 judgment or settlement of an action or claim for  
10 wrongful death of a decedent or of any cause of  
11 action of a ward, when there is no other  
12 administration of the estate, a minimum of \$30 and a  
13 maximum of \$50, less any amount paid under  
14 subsection (v)(1)(B) or (v)(2)(B) except that if the  
15 amount involved does not exceed \$5,000, the fee,  
16 including any amount paid under subsection (v)(1)(B)  
17 or (v)(2)(B), shall be a minimum of \$10 and a  
18 maximum of \$20.

19 (H) For each certified copy of letters of  
20 office, of court order or other certification, a  
21 minimum of \$1 and a maximum of \$2, plus a minimum of  
22 50¢ and a maximum of \$1 per page in excess of 3  
23 pages for the document certified.

24 (I) For each exemplification, a minimum of \$1  
25 and a maximum of \$2, plus the fee for certification.

26 (4) The executor, administrator, guardian,  
27 petitioner, or other interested person or his or her  
28 attorney shall pay the cost of publication by the clerk  
29 directly to the newspaper.

30 (5) The person on whose behalf a charge is incurred  
31 for witness, court reporter, appraiser, or other  
32 miscellaneous fee shall pay the same directly to the  
33 person entitled thereto.

34 (6) The executor, administrator, guardian,

1 petitioner, or other interested person or his attorney  
2 shall pay to the clerk all postage charges incurred by  
3 the clerk in mailing petitions, orders, notices, or other  
4 documents pursuant to the provisions of the Probate Act  
5 of 1975.

6 (w) Criminal and Quasi-Criminal Costs and Fees.

7 (1) The clerk shall be entitled to costs in all  
8 criminal and quasi-criminal cases from each person  
9 convicted or sentenced to supervision therein as follows:

10 (A) Felony complaints, a minimum of \$80 and a  
11 maximum of \$125.

12 (B) Misdemeanor complaints, a minimum of \$50  
13 and a maximum of \$75.

14 (C) Business offense complaints, a minimum of  
15 \$50 and a maximum of \$75.

16 (D) Petty offense complaints, a minimum of \$50  
17 and a maximum of \$75.

18 (E) Minor traffic or ordinance violations,  
19 \$20.

20 (F) When court appearance required, \$30.

21 (G) Motions to vacate or amend final orders, a  
22 minimum of \$20 and a maximum of \$40.

23 (H) Motions to vacate bond forfeiture orders,  
24 a minimum of \$20 and a maximum of \$30.

25 (I) Motions to vacate ex parte judgments,  
26 whenever filed, a minimum of \$20 and a maximum of  
27 \$30.

28 (J) Motions to vacate judgment on forfeitures,  
29 whenever filed, a minimum of \$20 and a maximum of  
30 \$25.

31 (K) Motions to vacate "failure to appear" or  
32 "failure to comply" notices sent to the Secretary of  
33 State, a minimum of \$20 and a maximum of \$40.

34 (2) In counties having a population of more than

1 500,000 but fewer than 3,000,000 inhabitants, when the  
2 violation complaint is issued by a municipal police  
3 department, the clerk shall be entitled to costs from  
4 each person convicted therein as follows:

5 (A) Minor traffic or ordinance violations,  
6 \$10.

7 (B) When court appearance required, \$15.

8 (3) In ordinance violation cases punishable by fine  
9 only, the clerk of the circuit court shall be entitled to  
10 receive, unless the fee is excused upon a finding by the  
11 court that the defendant is indigent, in addition to  
12 other fees or costs allowed or imposed by law, the sum of  
13 a minimum of \$50 and a maximum of \$112.50 as a fee for  
14 the services of a jury. The jury fee shall be paid by  
15 the defendant at the time of filing his or her jury  
16 demand. If the fee is not so paid by the defendant, no  
17 jury shall be called, and the case shall be tried by the  
18 court without a jury.

19 (x) Transcripts of Judgment.

20 For the filing of a transcript of judgment, the  
21 clerk shall be entitled to the same fee as if it were the  
22 commencement of new suit.

23 (y) Change of Venue.

24 (1) For the filing of a change of case on a change  
25 of venue, the clerk shall be entitled to the same fee as  
26 if it were the commencement of a new suit.

27 (2) The fee for the preparation and certification  
28 of a record on a change of venue to another jurisdiction,  
29 when original documents are forwarded, a minimum of \$25  
30 and a maximum of \$40.

31 (z) Tax objection complaints.

32 For each tax objection complaint containing one or  
33 more tax objections, regardless of the number of parcels  
34 involved or the number of taxpayers joining in the

1 complaint, a minimum of \$25 and a maximum of \$50.

2 (aa) Tax Deeds.

3 (1) Petition for tax deed, if only one parcel is  
4 involved, a minimum of \$150 and a maximum of \$250.

5 (2) For each additional parcel, add a fee of a  
6 minimum of \$50 and a maximum of \$100.

7 (bb) Collections.

8 (1) For all collections made of others, except the  
9 State and county and except in maintenance or child  
10 support cases, a sum equal to a minimum of 2.5% and a  
11 maximum of 3.0% of the amount collected and turned over.

12 (2) Interest earned on any funds held by the clerk  
13 shall be turned over to the county general fund as an  
14 earning of the office.

15 (3) For any check, draft, or other bank instrument  
16 returned to the clerk for non-sufficient funds, account  
17 closed, or payment stopped, \$25.

18 (4) In child support and maintenance cases, the  
19 clerk, if authorized by an ordinance of the county board,  
20 may collect an annual fee of up to \$36 from the person  
21 making payment for maintaining child support records and  
22 the processing of support orders to the State of Illinois  
23 KIDS system and the recording of payments issued by the  
24 State Disbursement Unit for the official record of the  
25 Court. This fee shall be in addition to and separate from  
26 amounts ordered to be paid as maintenance or child  
27 support and shall be deposited into a Separate  
28 Maintenance and Child Support Collection Fund, of which  
29 the clerk shall be the custodian, ex-officio, to be used  
30 by the clerk to maintain child support orders and record  
31 all payments issued by the State Disbursement Unit for  
32 the official record of the Court. The clerk may recover  
33 from the person making the maintenance or child support  
34 payment any additional cost incurred in the collection of

1 this annual fee.

2 The clerk shall also be entitled to a fee of \$5 for  
3 certifications made to the Secretary of State as provided  
4 in Section 7-703 of the Family Financial Responsibility  
5 Law and these fees shall also be deposited into the  
6 Separate Maintenance and Child Support Collection Fund.

7 (cc) Corrections of Numbers.

8 For correction of the case number, case title, or  
9 attorney computer identification number, if required by  
10 rule of court, on any document filed in the clerk's  
11 office, to be charged against the party that filed the  
12 document, a minimum of \$15 and a maximum of \$25.

13 (dd) Exceptions.

14 The fee requirements of this Section shall not apply  
15 to police departments or other law enforcement agencies.  
16 In this Section, "law enforcement agency" means an agency  
17 of the State or a unit of local government which is  
18 vested by law or ordinance with the duty to maintain  
19 public order and to enforce criminal laws or ordinances.  
20 "Law enforcement agency" also means the Attorney General  
21 or any state's attorney. The fee requirements of this  
22 Section shall not apply to any action instituted under  
23 subsection (b) of Section 11-31-1 of the Illinois  
24 Municipal Code by a private owner or tenant of real  
25 property within 1200 feet of a dangerous or unsafe  
26 building seeking an order compelling the owner or owners  
27 of the building to take any of the actions authorized  
28 under that subsection.

29 The fee requirements of this Section shall not apply  
30 to the filing of any commitment petition or petition for  
31 an order authorizing the administration of authorized  
32 involuntary treatment in the form of medication under the  
33 Mental Health and Developmental Disabilities Code.

34 (ee) Adoptions.

1 (1) For an adoption.....\$65

2 (2) Upon good cause shown, the court may waive the  
3 adoption filing fee in a special needs adoption. The  
4 term "special needs adoption" shall have the meaning  
5 ascribed to it by the Illinois Department of Children and  
6 Family Services.

7 (ff) Adoption exemptions.

8 No fee other than that set forth in subsection (ee)  
9 shall be charged to any person in connection with an  
10 adoption proceeding.

11 (Source: P.A. 91-321, eff. 1-1-00; 91-612, eff. 10-1-99;  
12 92-16, eff. 6-28-01; 92-521, eff. 6-1-02.)

13 (705 ILCS 105/27.2a) (from Ch. 25, par. 27.2a)

14 Sec. 27.2a. The fees of the clerks of the circuit court  
15 in all counties having a population of 3,000,000 or more  
16 inhabitants in the instances described in this Section shall  
17 be as provided in this Section. In those instances where a  
18 minimum and maximum fee is stated, the clerk of the circuit  
19 court must charge the minimum fee listed and may charge up to  
20 the maximum fee if the county board has by resolution  
21 increased the fee. The fees shall be paid in advance and  
22 shall be as follows:

23 (a) Civil Cases.

24 The fee for filing a complaint, petition, or other  
25 pleading initiating a civil action, with the following  
26 exceptions, shall be a minimum of \$190 and a maximum of  
27 \$240.

28 (A) When the amount of money or damages or the  
29 value of personal property claimed does not exceed  
30 \$250, a minimum of \$15 and a maximum of \$22.

31 (B) When that amount exceeds \$250 but does not  
32 exceed \$1000, a minimum of \$40 and a maximum of \$75.

33 (C) When that amount exceeds \$1000 but does

1 not exceed \$2500, a minimum of \$50 and a maximum of  
2 \$80.

3 (D) When that amount exceeds \$2500 but does  
4 not exceed \$5000, a minimum of \$100 and a maximum of  
5 \$130.

6 (E) When that amount exceeds \$5000 but does  
7 not exceed \$15,000, \$150.

8 (F) For the exercise of eminent domain, \$150.  
9 For each additional lot or tract of land or right or  
10 interest therein subject to be condemned, the  
11 damages in respect to which shall require separate  
12 assessment by a jury, \$150.

13 (G) For the final determination of parking,  
14 standing, and compliance violations and final  
15 administrative decisions issued after hearings  
16 regarding vehicle immobilization and impoundment  
17 made pursuant to Sections 3-704.1, 6-306.5, and  
18 11-208.3 of the Illinois Vehicle Code, \$25.

19 (b) Forcible Entry and Detainer.

20 In each forcible entry and detainer case when the  
21 plaintiff seeks possession only or unites with his or her  
22 claim for possession of the property a claim for rent or  
23 damages or both in the amount of \$15,000 or less, a  
24 minimum of \$75 and a maximum of \$140. When the plaintiff  
25 unites his or her claim for possession with a claim for  
26 rent or damages or both exceeding \$15,000, a minimum of  
27 \$225 and a maximum of \$335.

28 (c) Counterclaim or Joining Third Party Defendant.

29 When any defendant files a counterclaim as part of  
30 his or her answer or otherwise or joins another party as  
31 a third party defendant, or both, the defendant shall pay  
32 a fee for each counterclaim or third party action in an  
33 amount equal to the fee he or she would have had to pay  
34 had he or she brought a separate action for the relief

1 sought in the counterclaim or against the third party  
2 defendant, less the amount of the appearance fee, if that  
3 has been paid.

4 (d) Confession of Judgment.

5 In a confession of judgment when the amount does not  
6 exceed \$1500, a minimum of \$60 and a maximum of \$70.  
7 When the amount exceeds \$1500, but does not exceed \$5000,  
8 a minimum of \$75 and a maximum of \$150. When the amount  
9 exceeds \$5000, but does not exceed \$15,000, a minimum of  
10 \$175 and a maximum of \$260. When the amount exceeds  
11 \$15,000, a minimum of \$250 and a maximum of \$310.

12 (e) Appearance.

13 The fee for filing an appearance in each civil case  
14 shall be a minimum of \$75 and a maximum of \$110, except  
15 as follows:

16 (A) When the plaintiff in a forcible entry and  
17 detainer case seeks possession only, a minimum of  
18 \$40 and a maximum of \$80.

19 (B) When the amount in the case does not  
20 exceed \$1500, a minimum of \$40 and a maximum of \$80.

21 (C) When that amount exceeds \$1500 but does  
22 not exceed \$15,000, a minimum of \$60 and a maximum  
23 of \$90.

24 (f) Garnishment, Wage Deduction, and Citation.

25 In garnishment affidavit, wage deduction affidavit,  
26 and citation petition when the amount does not exceed  
27 \$1,000, a minimum of \$15 and a maximum of \$25; when the  
28 amount exceeds \$1,000 but does not exceed \$5,000, a  
29 minimum of \$30 and a maximum of \$45; and when the amount  
30 exceeds \$5,000, a minimum of \$50 and a maximum of \$80.

31 (g) Petition to Vacate or Modify.

32 (1) Petition to vacate or modify any final judgment  
33 or order of court, except in forcible entry and detainer  
34 cases and small claims cases or a petition to reopen an

1 estate, to modify, terminate, or enforce a judgment or  
2 order for child or spousal support, or to modify,  
3 suspend, or terminate an order for withholding, if filed  
4 before 30 days after the entry of the judgment or order,  
5 a minimum of \$50 and a maximum of \$60.

6 (2) Petition to vacate or modify any final judgment  
7 or order of court, except a petition to modify,  
8 terminate, or enforce a judgment or order for child or  
9 spousal support or to modify, suspend, or terminate an  
10 order for withholding, if filed later than 30 days after  
11 the entry of the judgment or order, a minimum of \$75 and  
12 a maximum of \$90.

13 (3) Petition to vacate order of bond forfeiture, a  
14 minimum of \$40 and a maximum of \$80.

15 (h) Mailing.

16 When the clerk is required to mail, the fee will be  
17 a minimum of \$10 and a maximum of \$15, plus the cost of  
18 postage.

19 (i) Certified Copies.

20 Each certified copy of a judgment after the first,  
21 except in small claims and forcible entry and detainer  
22 cases, a minimum of \$15 and a maximum of \$20.

23 (j) Habeas Corpus.

24 For filing a petition for relief by habeas corpus, a  
25 minimum of \$125 and a maximum of \$190.

26 (k) Certification, Authentication, and Reproduction.

27 (1) Each certification or authentication for taking  
28 the acknowledgment of a deed or other instrument in  
29 writing with the seal of office, a minimum of \$6 and a  
30 maximum of \$9.

31 (2) Court appeals when original documents are  
32 forwarded, under 100 pages, plus delivery and costs, a  
33 minimum of \$75 and a maximum of \$110.

34 (3) Court appeals when original documents are

1 forwarded, over 100 pages, plus delivery and costs, a  
2 minimum of \$150 and a maximum of \$185.

3 (4) Court appeals when original documents are  
4 forwarded, over 200 pages, an additional fee of a minimum  
5 of 25 and a maximum of 30 cents per page.

6 (5) For reproduction of any document contained in  
7 the clerk's files:

8 (A) First page, \$2.

9 (B) Next 19 pages, 50 cents per page.

10 (C) All remaining pages, 25 cents per page.

11 (l) Remands.

12 In any cases remanded to the Circuit Court from the  
13 Supreme Court or the Appellate Court for a new trial, the  
14 clerk shall file the remanding order and reinstate the  
15 case with either its original number or a new number.  
16 The Clerk shall not charge any new or additional fee for  
17 the reinstatement. Upon reinstatement the Clerk shall  
18 advise the parties of the reinstatement. A party shall  
19 have the same right to a jury trial on remand and  
20 reinstatement as he or she had before the appeal, and no  
21 additional or new fee or charge shall be made for a jury  
22 trial after remand.

23 (m) Record Search.

24 For each record search, within a division or  
25 municipal district, the clerk shall be entitled to a  
26 search fee of a minimum of \$6 and a maximum of \$9 for  
27 each year searched.

28 (n) Hard Copy.

29 For each page of hard copy print output, when case  
30 records are maintained on an automated medium, the clerk  
31 shall be entitled to a fee of a minimum of \$6 and a  
32 maximum of \$9.

33 (o) Index Inquiry and Other Records.

34 No fee shall be charged for a single

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

10 (p) (Blank). ~~Commitment-Petitions-~~

11 ~~For-filing-commitment--petitions--under--the--Mental~~  
12 ~~Health--and-Developmental-Disabilities-Code,-a-minimum-of~~  
13 ~~\$50-and-a-maximum-of-\$100-~~

14 (q) Alias Summons.

15 For each alias summons or citation issued by the  
16 clerk, a minimum of \$5 and a maximum of \$6.

17 (r) Other Fees.

18 Any fees not covered in this Section shall be set by  
19 rule or administrative order of the Circuit Court with  
20 the approval of the Administrative Office of the Illinois  
21 Courts.

22 The clerk of the circuit court may provide  
23 additional services for which there is no fee specified  
24 by statute in connection with the operation of the  
25 clerk's office as may be requested by the public and  
26 agreed to by the clerk and approved by the chief judge of  
27 the circuit court. Any charges for additional services  
28 shall be as agreed to between the clerk and the party  
29 making the request and approved by the chief judge of the  
30 circuit court. Nothing in this subsection shall be  
31 construed to require any clerk to provide any service not  
32 otherwise required by law.

33 (s) Jury Services.

34 The clerk shall be entitled to receive, in addition

1 to other fees allowed by law, the sum of a minimum of  
2 \$212.50 and maximum of \$230, as a fee for the services of  
3 a jury in every civil action not quasi-criminal in its  
4 nature and not a proceeding for the exercise of the right  
5 of eminent domain and in every other action wherein the  
6 right of trial by jury is or may be given by law. The  
7 jury fee shall be paid by the party demanding a jury at  
8 the time of filing the jury demand. If the fee is not  
9 paid by either party, no jury shall be called in the  
10 action or proceeding, and the same shall be tried by the  
11 court without a jury.

12 (t) Voluntary Assignment.

13 For filing each deed of voluntary assignment, a  
14 minimum of \$20 and a maximum of \$40; for recording the  
15 same, a minimum of 50¢ and a maximum of \$0.80 for each  
16 100 words. Exceptions filed to claims presented to an  
17 assignee of a debtor who has made a voluntary assignment  
18 for the benefit of creditors shall be considered and  
19 treated, for the purpose of taxing costs therein, as  
20 actions in which the party or parties filing the  
21 exceptions shall be considered as party or parties  
22 plaintiff, and the claimant or claimants as party or  
23 parties defendant, and those parties respectively shall  
24 pay to the clerk the same fees as provided by this  
25 Section to be paid in other actions.

26 (u) Expungement Petition.

27 The clerk shall be entitled to receive a fee of a  
28 minimum of \$60 and a maximum of \$120 for each expungement  
29 petition filed and an additional fee of a minimum of \$4  
30 and a maximum of \$8 for each certified copy of an order  
31 to expunge arrest records.

32 (v) Probate.

33 The clerk is entitled to receive the fees specified  
34 in this subsection (v), which shall be paid in advance,

1       except that, for good cause shown, the court may suspend,  
2       reduce, or release the costs payable under this  
3       subsection:

4             (1) For administration of the estate of a decedent  
5       (whether testate or intestate) or of a missing person, a  
6       minimum of \$150 and a maximum of \$225, plus the fees  
7       specified in subsection (v)(3), except:

8             (A) When the value of the real and personal  
9       property does not exceed \$15,000, the fee shall be a  
10       minimum of \$40 and a maximum of \$65.

11            (B) When (i) proof of heirship alone is made,  
12       (ii) a domestic or foreign will is admitted to  
13       probate without administration (including proof of  
14       heirship), or (iii) letters of office are issued for  
15       a particular purpose without administration of the  
16       estate, the fee shall be a minimum of \$40 and a  
17       maximum of \$65.

18            (2) For administration of the estate of a ward, a  
19       minimum of \$75 and a maximum of \$110, plus the fees  
20       specified in subsection (v)(3), except:

21            (A) When the value of the real and personal  
22       property does not exceed \$15,000, the fee shall be a  
23       minimum of \$40 and a maximum of \$65.

24            (B) When (i) letters of office are issued to a  
25       guardian of the person or persons, but not of the  
26       estate or (ii) letters of office are issued in the  
27       estate of a ward without administration of the  
28       estate, including filing or joining in the filing of  
29       a tax return or releasing a mortgage or consenting  
30       to the marriage of the ward, the fee shall be a  
31       minimum of \$20 and a maximum of \$40.

32            (3) In addition to the fees payable under  
33       subsection (v)(1) or (v)(2) of this Section, the  
34       following fees are payable:

1 (A) For each account (other than one final  
2 account) filed in the estate of a decedent, or ward,  
3 a minimum of \$25 and a maximum of \$40.

4 (B) For filing a claim in an estate when the  
5 amount claimed is \$150 or more but less than \$500, a  
6 minimum of \$20 and a maximum of \$40; when the amount  
7 claimed is \$500 or more but less than \$10,000, a  
8 minimum of \$40 and a maximum of \$65; when the amount  
9 claimed is \$10,000 or more, a minimum of \$60 and a  
10 maximum of \$90; provided that the court in allowing  
11 a claim may add to the amount allowed the filing fee  
12 paid by the claimant.

13 (C) For filing in an estate a claim, petition,  
14 or supplemental proceeding based upon an action  
15 seeking equitable relief including the construction  
16 or contest of a will, enforcement of a contract to  
17 make a will, and proceedings involving testamentary  
18 trusts or the appointment of testamentary trustees,  
19 a minimum of \$60 and a maximum of \$90.

20 (D) For filing in an estate (i) the appearance  
21 of any person for the purpose of consent or (ii) the  
22 appearance of an executor, administrator,  
23 administrator to collect, guardian, guardian ad  
24 litem, or special administrator, no fee.

25 (E) Except as provided in subsection  
26 (v)(3)(D), for filing the appearance of any person  
27 or persons, a minimum of \$30 and a maximum of \$90.

28 (F) For each jury demand, a minimum of \$137.50  
29 and a maximum of \$180.

30 (G) For disposition of the collection of a  
31 judgment or settlement of an action or claim for  
32 wrongful death of a decedent or of any cause of  
33 action of a ward, when there is no other  
34 administration of the estate, a minimum of \$50 and a

1 maximum of \$80, less any amount paid under  
2 subsection (v)(1)(B) or (v)(2)(B) except that if the  
3 amount involved does not exceed \$5,000, the fee,  
4 including any amount paid under subsection (v)(1)(B)  
5 or (v)(2)(B), shall be a minimum of \$20 and a  
6 maximum of \$40.

7 (H) For each certified copy of letters of  
8 office, of court order or other certification, a  
9 minimum of \$2 and a maximum of \$4, plus \$1 per page  
10 in excess of 3 pages for the document certified.

11 (I) For each exemplification, \$2, plus the fee  
12 for certification.

13 (4) The executor, administrator, guardian,  
14 petitioner, or other interested person or his or her  
15 attorney shall pay the cost of publication by the clerk  
16 directly to the newspaper.

17 (5) The person on whose behalf a charge is incurred  
18 for witness, court reporter, appraiser, or other  
19 miscellaneous fee shall pay the same directly to the  
20 person entitled thereto.

21 (6) The executor, administrator, guardian,  
22 petitioner, or other interested person or his or her  
23 attorney shall pay to the clerk all postage charges  
24 incurred by the clerk in mailing petitions, orders,  
25 notices, or other documents pursuant to the provisions of  
26 the Probate Act of 1975.

27 (w) Criminal and Quasi-Criminal Costs and Fees.

28 (1) The clerk shall be entitled to costs in all  
29 criminal and quasi-criminal cases from each person  
30 convicted or sentenced to supervision therein as follows:

31 (A) Felony complaints, a minimum of \$125 and a  
32 maximum of \$190.

33 (B) Misdemeanor complaints, a minimum of \$75  
34 and a maximum of \$110.

1 (C) Business offense complaints, a minimum of  
2 \$75 and a maximum of \$110.

3 (D) Petty offense complaints, a minimum of \$75  
4 and a maximum of \$110.

5 (E) Minor traffic or ordinance violations,  
6 \$30.

7 (F) When court appearance required, \$50.

8 (G) Motions to vacate or amend final orders, a  
9 minimum of \$40 and a maximum of \$80.

10 (H) Motions to vacate bond forfeiture orders,  
11 a minimum of \$30 and a maximum of \$45.

12 (I) Motions to vacate ex parte judgments,  
13 whenever filed, a minimum of \$30 and a maximum of  
14 \$45.

15 (J) Motions to vacate judgment on forfeitures,  
16 whenever filed, a minimum of \$25 and a maximum of  
17 \$30.

18 (K) Motions to vacate "failure to appear" or  
19 "failure to comply" notices sent to the Secretary of  
20 State, a minimum of \$40 and a maximum of \$50.

21 (2) In counties having a population of 3,000,000 or  
22 more, when the violation complaint is issued by a  
23 municipal police department, the clerk shall be entitled  
24 to costs from each person convicted therein as follows:

25 (A) Minor traffic or ordinance violations,  
26 \$30.

27 (B) When court appearance required, \$50.

28 (3) In ordinance violation cases punishable by fine  
29 only, the clerk of the circuit court shall be entitled to  
30 receive, unless the fee is excused upon a finding by the  
31 court that the defendant is indigent, in addition to  
32 other fees or costs allowed or imposed by law, the sum of  
33 a minimum of \$112.50 and a maximum of \$250 as a fee for  
34 the services of a jury. The jury fee shall be paid by

1 the defendant at the time of filing his or her jury  
2 demand. If the fee is not so paid by the defendant, no  
3 jury shall be called, and the case shall be tried by the  
4 court without a jury.

5 (x) Transcripts of Judgment.

6 For the filing of a transcript of judgment, the  
7 clerk shall be entitled to the same fee as if it were the  
8 commencement of a new suit.

9 (y) Change of Venue.

10 (1) For the filing of a change of case on a change  
11 of venue, the clerk shall be entitled to the same fee as  
12 if it were the commencement of a new suit.

13 (2) The fee for the preparation and certification  
14 of a record on a change of venue to another jurisdiction,  
15 when original documents are forwarded, a minimum of \$40  
16 and a maximum of \$65.

17 (z) Tax objection complaints.

18 For each tax objection complaint containing one or  
19 more tax objections, regardless of the number of parcels  
20 involved or the number of taxpayers joining in the  
21 complaint, a minimum of \$50 and a maximum of \$100.

22 (aa) Tax Deeds.

23 (1) Petition for tax deed, if only one parcel is  
24 involved, a minimum of \$250 and a maximum of \$400.

25 (2) For each additional parcel, add a fee of a  
26 minimum of \$100 and a maximum of \$200.

27 (bb) Collections.

28 (1) For all collections made of others, except the  
29 State and county and except in maintenance or child  
30 support cases, a sum equal to 3.0% of the amount  
31 collected and turned over.

32 (2) Interest earned on any funds held by the clerk  
33 shall be turned over to the county general fund as an  
34 earning of the office.

1 (3) For any check, draft, or other bank instrument  
2 returned to the clerk for non-sufficient funds, account  
3 closed, or payment stopped, \$25.

4 (4) In child support and maintenance cases, the  
5 clerk, if authorized by an ordinance of the county board,  
6 may collect an annual fee of up to \$36 from the person  
7 making payment for maintaining child support records and  
8 the processing of support orders to the State of Illinois  
9 KIDS system and the recording of payments issued by the  
10 State Disbursement Unit for the official record of the  
11 Court. This fee shall be in addition to and separate  
12 from amounts ordered to be paid as maintenance or child  
13 support and shall be deposited into a Separate  
14 Maintenance and Child Support Collection Fund, of which  
15 the clerk shall be the custodian, ex-officio, to be used  
16 by the clerk to maintain child support orders and record  
17 all payments issued by the State Disbursement Unit for  
18 the official record of the Court. The clerk may recover  
19 from the person making the maintenance or child support  
20 payment any additional cost incurred in the collection of  
21 this annual fee.

22 The clerk shall also be entitled to a fee of \$5 for  
23 certifications made to the Secretary of State as provided  
24 in Section 7-703 of the Family Financial Responsibility  
25 Law and these fees shall also be deposited into the  
26 Separate Maintenance and Child Support Collection Fund.

27 (cc) Corrections of Numbers.

28 For correction of the case number, case title, or  
29 attorney computer identification number, if required by  
30 rule of court, on any document filed in the clerk's  
31 office, to be charged against the party that filed the  
32 document, a minimum of \$25 and a maximum of \$40.

33 (dd) Exceptions.

34 (1) The fee requirements of this Section shall not

1 apply to police departments or other law enforcement  
2 agencies. In this Section, "law enforcement agency"  
3 means an agency of the State or a unit of local  
4 government which is vested by law or ordinance with the  
5 duty to maintain public order and to enforce criminal  
6 laws or ordinances. "Law enforcement agency" also means  
7 the Attorney General or any state's attorney.

8 (2) No fee provided herein shall be charged to any  
9 unit of local government or school district. The fee  
10 requirements of this Section shall not apply to any  
11 action instituted under subsection (b) of Section 11-31-1  
12 of the Illinois Municipal Code by a private owner or  
13 tenant of real property within 1200 feet of a dangerous  
14 or unsafe building seeking an order compelling the owner  
15 or owners of the building to take any of the actions  
16 authorized under that subsection.

17 (3) The fee requirements of this Section shall not  
18 apply to the filing of any commitment petition or  
19 petition for an order authorizing the administration of  
20 authorized involuntary treatment in the form of  
21 medication under the Mental Health and Developmental  
22 Disabilities Code.

23 (ee) Adoption.

24 (1) For an adoption.....\$65

25 (2) Upon good cause shown, the court may waive the  
26 adoption filing fee in a special needs adoption. The  
27 term "special needs adoption" shall have the meaning  
28 ascribed to it by the Illinois Department of Children and  
29 Family Services.

30 (ff) Adoption exemptions.

31 No fee other than that set forth in subsection (ee)  
32 shall be charged to any person in connection with an  
33 adoption proceeding.

34 (Source: P.A. 91-321, eff. 1-1-00; 91-612, eff. 10-1-99;

1 91-821, eff. 6-13-00; 92-521, eff. 6-1-02.)

2 Section 99. Effective date. This Act takes effect upon

3 becoming law.".