

HB4956



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB4956

by Rep. Elaine Nekritz

SYNOPSIS AS INTRODUCED:

705 ILCS 105/27.7

Amends the Clerks of Courts Act. Provides that a clerk may charge a children's waiting room fee of \$10 (instead of \$5). Effective immediately.

LRB095 16009 AJ0 42026 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning courts.

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

4 Section 5. The Clerks of Courts Act is amended by changing
5 Section 27.7 as follows:

6 (705 ILCS 105/27.7)

7 Sec. 27.7. Children's waiting room. The expense of
8 establishing and maintaining a children's waiting room for
9 children whose parents or guardians are attending a court
10 hearing as a litigant, witness, or for other court purposes as
11 determined by the court may be borne by the county. To defray
12 that expense in any county having established a children's
13 waiting room or that elects to establish such a system, the
14 county board may require the clerk of the circuit court in the
15 county to charge and collect a children's waiting room fee of
16 not more than \$10 ~~\$5~~. The fee shall be paid at the time of
17 filing the first pleading, paper, or other appearance filed by
18 each party in all civil cases. No additional fee shall be
19 required if more than one party is presented in a single
20 pleading, paper, or other appearance. The fee shall be
21 collected in the manner in which all other fees or costs are
22 collected.

23 Each clerk shall commence the charges and collection upon

1 receipt of written notice from the chairman of the county board
2 together with a certified copy of the board's resolution. The
3 clerk shall file the resolution of record in his or her office.

4 The fees shall be in addition to all other fees and charges
5 of the clerks, shall be assessable as costs, and may be waived
6 only if the judge specifically provides for the waiver of the
7 children's waiting room fee. The fees shall be remitted monthly
8 by the clerk to the county treasurer, to be retained by the
9 treasurer in a special fund designated as the children's
10 waiting room fund. The fund shall be audited by the county
11 auditor, and the county board shall make expenditure from the
12 fund in payment of any cost related to the establishment and
13 maintenance of the children's waiting room, including
14 personnel, heat, light, telephone, security, rental of space,
15 or any other item in connection with the operation of a
16 children's waiting room.

17 The fees shall not be charged in any matter coming to the
18 clerk on a change of venue, nor in any proceeding to review the
19 decision of any administrative officer, agency, or body.

20 (Source: P.A. 89-717, eff. 1-1-98; 90-117, eff. 1-1-98; 90-655,
21 eff. 7-30-98.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.