

1 AN ACT concerning criminal law.

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

4 Section 5. The State Police Act is amended by adding
5 Section 7.2 as follows:

6 (20 ILCS 2610/7.2 new)

7 Sec. 7.2. State Police Merit Board Public Safety Fund.

8 (a) A special fund in the State treasury is hereby created
9 which shall be known as the State Police Merit Board Public
10 Safety Fund. The Fund shall be used by the State Police Merit
11 Board to provide a cadet program for State Police personnel and
12 to meet all costs associated with the functions of the State
13 Police Merit Board. Notwithstanding any other law to the
14 contrary, the State Police Merit Board Public Safety Fund is
15 not subject to sweeps, administrative charge-backs, or any
16 other fiscal or budgetary maneuver that would in any way
17 transfer any amounts from the State Police Merit Board Public
18 Safety Fund into any other fund of the State.

19 (b) The Fund may receive State appropriations, gifts,
20 grants, and federal funds and shall include earnings from the
21 investment of moneys in the Fund.

22 (c) The administration of this Fund shall be the
23 responsibility of the State Police Merit Board. The Board shall

1 establish terms and conditions for the operation of the Fund.
2 The Board shall establish and implement fiscal controls and
3 accounting periods for programs operated using the Fund. All
4 fees or moneys received by the State Treasurer under subsection
5 (n) of Section 27.6 of the Clerks of Courts Act shall be
6 deposited into the Fund. The moneys deposited in the State
7 Police Merit Board Public Safety Fund shall be appropriated to
8 the State Police Merit Board for expenses of the Board for the
9 administration and conduct of all its programs for State Police
10 personnel.

11 Section 7. The State Finance Act is amended by adding
12 Section 5.811 as follows:

13 (30 ILCS 105/5.811 new)

14 Sec. 5.811. The State Police Merit Board Public Safety
15 Fund.

16 Section 10. The Clerks of Courts Act is amended by changing
17 Section 27.6 as follows:

18 (705 ILCS 105/27.6)

19 (Section as amended by P.A. 96-286, 96-576, 96-578, 96-625,
20 96-667, 96-1175, 96-1342, and 97-434)

21 Sec. 27.6. (a) All fees, fines, costs, additional
22 penalties, bail balances assessed or forfeited, and any other

1 amount paid by a person to the circuit clerk equalling an
2 amount of \$55 or more, except the fine imposed by Section
3 5-9-1.15 of the Unified Code of Corrections, the additional fee
4 required by subsections (b) and (c), restitution under Section
5 5-5-6 of the Unified Code of Corrections, contributions to a
6 local anti-crime program ordered pursuant to Section
7 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of
8 Corrections, reimbursement for the costs of an emergency
9 response as provided under Section 11-501 of the Illinois
10 Vehicle Code, any fees collected for attending a traffic safety
11 program under paragraph (c) of Supreme Court Rule 529, any fee
12 collected on behalf of a State's Attorney under Section 4-2002
13 of the Counties Code or a sheriff under Section 4-5001 of the
14 Counties Code, or any cost imposed under Section 124A-5 of the
15 Code of Criminal Procedure of 1963, for convictions, orders of
16 supervision, or any other disposition for a violation of
17 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a
18 similar provision of a local ordinance, and any violation of
19 the Child Passenger Protection Act, or a similar provision of a
20 local ordinance, and except as otherwise provided in this
21 Section shall be disbursed within 60 days after receipt by the
22 circuit clerk as follows: 44.5% shall be disbursed to the
23 entity authorized by law to receive the fine imposed in the
24 case; 16.825% shall be disbursed to the State Treasurer; and
25 38.675% shall be disbursed to the county's general corporate
26 fund. Of the 16.825% disbursed to the State Treasurer, 2/17

1 shall be deposited by the State Treasurer into the Violent
2 Crime Victims Assistance Fund, 5.052/17 shall be deposited into
3 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall
4 be deposited into the Drivers Education Fund, and 6.948/17
5 shall be deposited into the Trauma Center Fund. Of the 6.948/17
6 deposited into the Trauma Center Fund from the 16.825%
7 disbursed to the State Treasurer, 50% shall be disbursed to the
8 Department of Public Health and 50% shall be disbursed to the
9 Department of Healthcare and Family Services. For fiscal year
10 1993, amounts deposited into the Violent Crime Victims
11 Assistance Fund, the Traffic and Criminal Conviction Surcharge
12 Fund, or the Drivers Education Fund shall not exceed 110% of
13 the amounts deposited into those funds in fiscal year 1991. Any
14 amount that exceeds the 110% limit shall be distributed as
15 follows: 50% shall be disbursed to the county's general
16 corporate fund and 50% shall be disbursed to the entity
17 authorized by law to receive the fine imposed in the case. Not
18 later than March 1 of each year the circuit clerk shall submit
19 a report of the amount of funds remitted to the State Treasurer
20 under this Section during the preceding year based upon
21 independent verification of fines and fees. All counties shall
22 be subject to this Section, except that counties with a
23 population under 2,000,000 may, by ordinance, elect not to be
24 subject to this Section. For offenses subject to this Section,
25 judges shall impose one total sum of money payable for
26 violations. The circuit clerk may add on no additional amounts

1 except for amounts that are required by Sections 27.3a and
2 27.3c of this Act, unless those amounts are specifically waived
3 by the judge. With respect to money collected by the circuit
4 clerk as a result of forfeiture of bail, ex parte judgment or
5 guilty plea pursuant to Supreme Court Rule 529, the circuit
6 clerk shall first deduct and pay amounts required by Sections
7 27.3a and 27.3c of this Act. This Section is a denial and
8 limitation of home rule powers and functions under subsection
9 (h) of Section 6 of Article VII of the Illinois Constitution.

10 (b) In addition to any other fines and court costs assessed
11 by the courts, any person convicted or receiving an order of
12 supervision for driving under the influence of alcohol or drugs
13 shall pay an additional fee of \$100 to the clerk of the circuit
14 court. This amount, less 2 1/2% that shall be used to defray
15 administrative costs incurred by the clerk, shall be remitted
16 by the clerk to the Treasurer within 60 days after receipt for
17 deposit into the Trauma Center Fund. This additional fee of
18 \$100 shall not be considered a part of the fine for purposes of
19 any reduction in the fine for time served either before or
20 after sentencing. Not later than March 1 of each year the
21 Circuit Clerk shall submit a report of the amount of funds
22 remitted to the State Treasurer under this subsection during
23 the preceding calendar year.

24 (b-1) In addition to any other fines and court costs
25 assessed by the courts, any person convicted or receiving an
26 order of supervision for driving under the influence of alcohol

1 or drugs shall pay an additional fee of \$5 to the clerk of the
2 circuit court. This amount, less 2 1/2% that shall be used to
3 defray administrative costs incurred by the clerk, shall be
4 remitted by the clerk to the Treasurer within 60 days after
5 receipt for deposit into the Spinal Cord Injury Paralysis Cure
6 Research Trust Fund. This additional fee of \$5 shall not be
7 considered a part of the fine for purposes of any reduction in
8 the fine for time served either before or after sentencing. Not
9 later than March 1 of each year the Circuit Clerk shall submit
10 a report of the amount of funds remitted to the State Treasurer
11 under this subsection during the preceding calendar year.

12 (c) In addition to any other fines and court costs assessed
13 by the courts, any person convicted for a violation of Sections
14 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or a
15 person sentenced for a violation of the Cannabis Control Act,
16 the Illinois Controlled Substances Act, or the Methamphetamine
17 Control and Community Protection Act shall pay an additional
18 fee of \$100 to the clerk of the circuit court. This amount,
19 less 2 1/2% that shall be used to defray administrative costs
20 incurred by the clerk, shall be remitted by the clerk to the
21 Treasurer within 60 days after receipt for deposit into the
22 Trauma Center Fund. This additional fee of \$100 shall not be
23 considered a part of the fine for purposes of any reduction in
24 the fine for time served either before or after sentencing. Not
25 later than March 1 of each year the Circuit Clerk shall submit
26 a report of the amount of funds remitted to the State Treasurer

1 under this subsection during the preceding calendar year.

2 (c-1) In addition to any other fines and court costs
3 assessed by the courts, any person sentenced for a violation of
4 the Cannabis Control Act, the Illinois Controlled Substances
5 Act, or the Methamphetamine Control and Community Protection
6 Act shall pay an additional fee of \$5 to the clerk of the
7 circuit court. This amount, less 2 1/2% that shall be used to
8 defray administrative costs incurred by the clerk, shall be
9 remitted by the clerk to the Treasurer within 60 days after
10 receipt for deposit into the Spinal Cord Injury Paralysis Cure
11 Research Trust Fund. This additional fee of \$5 shall not be
12 considered a part of the fine for purposes of any reduction in
13 the fine for time served either before or after sentencing. Not
14 later than March 1 of each year the Circuit Clerk shall submit
15 a report of the amount of funds remitted to the State Treasurer
16 under this subsection during the preceding calendar year.

17 (d) The following amounts must be remitted to the State
18 Treasurer for deposit into the Illinois Animal Abuse Fund:

19 (1) 50% of the amounts collected for felony offenses
20 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,
21 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for
22 Animals Act and Section 26-5 of the Criminal Code of 1961;

23 (2) 20% of the amounts collected for Class A and Class
24 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,
25 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care
26 for Animals Act and Section 26-5 of the Criminal Code of

1 1961; and

2 (3) 50% of the amounts collected for Class C
3 misdemeanors under Sections 4.01 and 7.1 of the Humane Care
4 for Animals Act and Section 26-5 of the Criminal Code of
5 1961.

6 (e) Any person who receives a disposition of court
7 supervision for a violation of the Illinois Vehicle Code or a
8 similar provision of a local ordinance shall, in addition to
9 any other fines, fees, and court costs, pay an additional fee
10 of \$29, to be disbursed as provided in Section 16-104c of the
11 Illinois Vehicle Code. In addition to the fee of \$29, the
12 person shall also pay a fee of \$6, if not waived by the court.
13 If this \$6 fee is collected, \$5.50 of the fee shall be
14 deposited into the Circuit Court Clerk Operation and
15 Administrative Fund created by the Clerk of the Circuit Court
16 and 50 cents of the fee shall be deposited into the Prisoner
17 Review Board Vehicle and Equipment Fund in the State treasury.

18 (f) This Section does not apply to the additional child
19 pornography fines assessed and collected under Section
20 5-9-1.14 of the Unified Code of Corrections.

21 (g) (Blank).

22 (h) (Blank).

23 (i) Of the amounts collected as fines under subsection (b)
24 of Section 3-712 of the Illinois Vehicle Code, 99% shall be
25 deposited into the Illinois Military Family Relief Fund and 1%
26 shall be deposited into the Circuit Court Clerk Operation and

1 Administrative Fund created by the Clerk of the Circuit Court
2 to be used to offset the costs incurred by the Circuit Court
3 Clerk in performing the additional duties required to collect
4 and disburse funds to entities of State and local government as
5 provided by law.

6 (j) Any person convicted of, pleading guilty to, or placed
7 on supervision for a serious traffic violation, as defined in
8 Section 1-187.001 of the Illinois Vehicle Code, a violation of
9 Section 11-501 of the Illinois Vehicle Code, or a violation of
10 a similar provision of a local ordinance shall pay an
11 additional fee of \$35, to be disbursed as provided in Section
12 16-104d of that Code.

13 This subsection (j) becomes inoperative 7 years after the
14 effective date of Public Act 95-154.

15 (k) For any conviction or disposition of court supervision
16 for a violation of Section 11-1429 of the Illinois Vehicle
17 Code, the circuit clerk shall distribute the fines paid by the
18 person as specified by subsection (h) of Section 11-1429 of the
19 Illinois Vehicle Code.

20 (l) Any person who receives a disposition of court
21 supervision for a violation of Section 11-501 of the Illinois
22 Vehicle Code or a similar provision of a local ordinance shall,
23 in addition to any other fines, fees, and court costs, pay an
24 additional fee of \$50, which shall be collected by the circuit
25 clerk and then remitted to the State Treasurer for deposit into
26 the Roadside Memorial Fund, a special fund in the State

1 treasury. However, the court may waive the fee if full
2 restitution is complied with. Subject to appropriation, all
3 moneys in the Roadside Memorial Fund shall be used by the
4 Department of Transportation to pay fees imposed under
5 subsection (f) of Section 20 of the Roadside Memorial Act. The
6 fee shall be remitted by the circuit clerk within one month
7 after receipt to the State Treasurer for deposit into the
8 Roadside Memorial Fund.

9 (m) Of the amounts collected as fines under subsection (c)
10 of Section 411.4 of the Illinois Controlled Substances Act or
11 subsection (c) of Section 90 of the Methamphetamine Control and
12 Community Protection Act, 99% shall be deposited to the law
13 enforcement agency or fund specified and 1% shall be deposited
14 into the Circuit Court Clerk Operation and Administrative Fund
15 to be used to offset the costs incurred by the Circuit Court
16 Clerk in performing the additional duties required to collect
17 and disburse funds to entities of State and local government as
18 provided by law.

19 (n) In addition to any other fines and court costs assessed
20 by the courts, any person who is convicted of or pleads guilty
21 to a violation of the Criminal Code of 1961, or a similar
22 provision of a local ordinance, or who is convicted of, pleads
23 guilty to, or receives a disposition of court supervision for a
24 violation of the Illinois Vehicle Code, or a similar provision
25 of a local ordinance, shall pay an additional fee of \$15 to the
26 clerk of the circuit court. This additional fee of \$15 shall

1 not be considered a part of the fine for purposes of any
2 reduction in the fine for time served either before or after
3 sentencing. This amount, less 2.5% that shall be used to defray
4 administrative costs incurred by the clerk, shall be remitted
5 by the clerk to the State Treasurer within 60 days after
6 receipt for deposit into the State Police Merit Board Public
7 Safety Fund.

8 (Source: P.A. 95-191, eff. 1-1-08; 95-291, eff. 1-1-08; 95-428,
9 eff. 8-24-07; 95-600, eff. 6-1-08; 95-876, eff. 8-21-08;
10 96-286, eff. 8-11-09; 96-576, eff. 8-18-09; 96-578, eff.
11 8-18-09; 96-625, eff. 1-1-10; 96-667, eff. 8-25-09; 96-1175,
12 eff. 9-20-10; 96-1342, eff. 1-1-11; revised 9-16-10.)

13 (Section as amended by P.A. 96-576, 96-578, 96-625, 96-667,
14 96-735, 96-1175, 96-1342, and 97-434)

15 Sec. 27.6. (a) All fees, fines, costs, additional
16 penalties, bail balances assessed or forfeited, and any other
17 amount paid by a person to the circuit clerk equalling an
18 amount of \$55 or more, except the fine imposed by Section
19 5-9-1.15 of the Unified Code of Corrections, the additional fee
20 required by subsections (b) and (c), restitution under Section
21 5-5-6 of the Unified Code of Corrections, contributions to a
22 local anti-crime program ordered pursuant to Section
23 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of
24 Corrections, reimbursement for the costs of an emergency
25 response as provided under Section 11-501 of the Illinois

1 Vehicle Code, any fees collected for attending a traffic safety
2 program under paragraph (c) of Supreme Court Rule 529, any fee
3 collected on behalf of a State's Attorney under Section 4-2002
4 of the Counties Code or a sheriff under Section 4-5001 of the
5 Counties Code, or any cost imposed under Section 124A-5 of the
6 Code of Criminal Procedure of 1963, for convictions, orders of
7 supervision, or any other disposition for a violation of
8 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a
9 similar provision of a local ordinance, and any violation of
10 the Child Passenger Protection Act, or a similar provision of a
11 local ordinance, and except as otherwise provided in this
12 Section shall be disbursed within 60 days after receipt by the
13 circuit clerk as follows: 44.5% shall be disbursed to the
14 entity authorized by law to receive the fine imposed in the
15 case; 16.825% shall be disbursed to the State Treasurer; and
16 38.675% shall be disbursed to the county's general corporate
17 fund. Of the 16.825% disbursed to the State Treasurer, 2/17
18 shall be deposited by the State Treasurer into the Violent
19 Crime Victims Assistance Fund, 5.052/17 shall be deposited into
20 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall
21 be deposited into the Drivers Education Fund, and 6.948/17
22 shall be deposited into the Trauma Center Fund. Of the 6.948/17
23 deposited into the Trauma Center Fund from the 16.825%
24 disbursed to the State Treasurer, 50% shall be disbursed to the
25 Department of Public Health and 50% shall be disbursed to the
26 Department of Healthcare and Family Services. For fiscal year

1 1993, amounts deposited into the Violent Crime Victims
2 Assistance Fund, the Traffic and Criminal Conviction Surcharge
3 Fund, or the Drivers Education Fund shall not exceed 110% of
4 the amounts deposited into those funds in fiscal year 1991. Any
5 amount that exceeds the 110% limit shall be distributed as
6 follows: 50% shall be disbursed to the county's general
7 corporate fund and 50% shall be disbursed to the entity
8 authorized by law to receive the fine imposed in the case. Not
9 later than March 1 of each year the circuit clerk shall submit
10 a report of the amount of funds remitted to the State Treasurer
11 under this Section during the preceding year based upon
12 independent verification of fines and fees. All counties shall
13 be subject to this Section, except that counties with a
14 population under 2,000,000 may, by ordinance, elect not to be
15 subject to this Section. For offenses subject to this Section,
16 judges shall impose one total sum of money payable for
17 violations. The circuit clerk may add on no additional amounts
18 except for amounts that are required by Sections 27.3a and
19 27.3c of this Act, Section 16-104c of the Illinois Vehicle
20 Code, and subsection (a) of Section 5-1101 of the Counties
21 Code, unless those amounts are specifically waived by the
22 judge. With respect to money collected by the circuit clerk as
23 a result of forfeiture of bail, ex parte judgment or guilty
24 plea pursuant to Supreme Court Rule 529, the circuit clerk
25 shall first deduct and pay amounts required by Sections 27.3a
26 and 27.3c of this Act. Unless a court ordered payment schedule

1 is implemented or fee requirements are waived pursuant to court
2 order, the clerk of the court may add to any unpaid fees and
3 costs a delinquency amount equal to 5% of the unpaid fees that
4 remain unpaid after 30 days, 10% of the unpaid fees that remain
5 unpaid after 60 days, and 15% of the unpaid fees that remain
6 unpaid after 90 days. Notice to those parties may be made by
7 signage posting or publication. The additional delinquency
8 amounts collected under this Section shall be deposited in the
9 Circuit Court Clerk Operation and Administrative Fund to be
10 used to defray administrative costs incurred by the circuit
11 clerk in performing the duties required to collect and disburse
12 funds. This Section is a denial and limitation of home rule
13 powers and functions under subsection (h) of Section 6 of
14 Article VII of the Illinois Constitution.

15 (b) In addition to any other fines and court costs assessed
16 by the courts, any person convicted or receiving an order of
17 supervision for driving under the influence of alcohol or drugs
18 shall pay an additional fee of \$100 to the clerk of the circuit
19 court. This amount, less 2 1/2% that shall be used to defray
20 administrative costs incurred by the clerk, shall be remitted
21 by the clerk to the Treasurer within 60 days after receipt for
22 deposit into the Trauma Center Fund. This additional fee of
23 \$100 shall not be considered a part of the fine for purposes of
24 any reduction in the fine for time served either before or
25 after sentencing. Not later than March 1 of each year the
26 Circuit Clerk shall submit a report of the amount of funds

1 remitted to the State Treasurer under this subsection during
2 the preceding calendar year.

3 (b-1) In addition to any other fines and court costs
4 assessed by the courts, any person convicted or receiving an
5 order of supervision for driving under the influence of alcohol
6 or drugs shall pay an additional fee of \$5 to the clerk of the
7 circuit court. This amount, less 2 1/2% that shall be used to
8 defray administrative costs incurred by the clerk, shall be
9 remitted by the clerk to the Treasurer within 60 days after
10 receipt for deposit into the Spinal Cord Injury Paralysis Cure
11 Research Trust Fund. This additional fee of \$5 shall not be
12 considered a part of the fine for purposes of any reduction in
13 the fine for time served either before or after sentencing. Not
14 later than March 1 of each year the Circuit Clerk shall submit
15 a report of the amount of funds remitted to the State Treasurer
16 under this subsection during the preceding calendar year.

17 (c) In addition to any other fines and court costs assessed
18 by the courts, any person convicted for a violation of Sections
19 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or a
20 person sentenced for a violation of the Cannabis Control Act,
21 the Illinois Controlled Substances Act, or the Methamphetamine
22 Control and Community Protection Act shall pay an additional
23 fee of \$100 to the clerk of the circuit court. This amount,
24 less 2 1/2% that shall be used to defray administrative costs
25 incurred by the clerk, shall be remitted by the clerk to the
26 Treasurer within 60 days after receipt for deposit into the

1 Trauma Center Fund. This additional fee of \$100 shall not be
2 considered a part of the fine for purposes of any reduction in
3 the fine for time served either before or after sentencing. Not
4 later than March 1 of each year the Circuit Clerk shall submit
5 a report of the amount of funds remitted to the State Treasurer
6 under this subsection during the preceding calendar year.

7 (c-1) In addition to any other fines and court costs
8 assessed by the courts, any person sentenced for a violation of
9 the Cannabis Control Act, the Illinois Controlled Substances
10 Act, or the Methamphetamine Control and Community Protection
11 Act shall pay an additional fee of \$5 to the clerk of the
12 circuit court. This amount, less 2 1/2% that shall be used to
13 defray administrative costs incurred by the clerk, shall be
14 remitted by the clerk to the Treasurer within 60 days after
15 receipt for deposit into the Spinal Cord Injury Paralysis Cure
16 Research Trust Fund. This additional fee of \$5 shall not be
17 considered a part of the fine for purposes of any reduction in
18 the fine for time served either before or after sentencing. Not
19 later than March 1 of each year the Circuit Clerk shall submit
20 a report of the amount of funds remitted to the State Treasurer
21 under this subsection during the preceding calendar year.

22 (d) The following amounts must be remitted to the State
23 Treasurer for deposit into the Illinois Animal Abuse Fund:

24 (1) 50% of the amounts collected for felony offenses
25 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,
26 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for

1 Animals Act and Section 26-5 of the Criminal Code of 1961;

2 (2) 20% of the amounts collected for Class A and Class
3 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,
4 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care
5 for Animals Act and Section 26-5 of the Criminal Code of
6 1961; and

7 (3) 50% of the amounts collected for Class C
8 misdemeanors under Sections 4.01 and 7.1 of the Humane Care
9 for Animals Act and Section 26-5 of the Criminal Code of
10 1961.

11 (e) Any person who receives a disposition of court
12 supervision for a violation of the Illinois Vehicle Code or a
13 similar provision of a local ordinance shall, in addition to
14 any other fines, fees, and court costs, pay an additional fee
15 of \$29, to be disbursed as provided in Section 16-104c of the
16 Illinois Vehicle Code. In addition to the fee of \$29, the
17 person shall also pay a fee of \$6, if not waived by the court.
18 If this \$6 fee is collected, \$5.50 of the fee shall be
19 deposited into the Circuit Court Clerk Operation and
20 Administrative Fund created by the Clerk of the Circuit Court
21 and 50 cents of the fee shall be deposited into the Prisoner
22 Review Board Vehicle and Equipment Fund in the State treasury.

23 (f) This Section does not apply to the additional child
24 pornography fines assessed and collected under Section
25 5-9-1.14 of the Unified Code of Corrections.

26 (g) Any person convicted of or pleading guilty to a serious

1 traffic violation, as defined in Section 1-187.001 of the
2 Illinois Vehicle Code, shall pay an additional fee of \$35, to
3 be disbursed as provided in Section 16-104d of that Code. This
4 subsection (g) becomes inoperative 7 years after the effective
5 date of Public Act 95-154.

6 (h) In all counties having a population of 3,000,000 or
7 more inhabitants,

8 (1) A person who is found guilty of or pleads guilty to
9 violating subsection (a) of Section 11-501 of the Illinois
10 Vehicle Code, including any person placed on court
11 supervision for violating subsection (a), shall be fined
12 \$750 as provided for by subsection (f) of Section 11-501.01
13 of the Illinois Vehicle Code, payable to the circuit clerk,
14 who shall distribute the money pursuant to subsection (f)
15 of Section 11-501.01 of the Illinois Vehicle Code.

16 (2) When a crime laboratory DUI analysis fee of \$150,
17 provided for by Section 5-9-1.9 of the Unified Code of
18 Corrections is assessed, it shall be disbursed by the
19 circuit clerk as provided by subsection (f) of Section
20 5-9-1.9 of the Unified Code of Corrections.

21 (3) When a fine for a violation of Section 11-605.1 of
22 the Illinois Vehicle Code is \$250 or greater, the person
23 who violated that Section shall be charged an additional
24 \$125 as provided for by subsection (e) of Section 11-605.1
25 of the Illinois Vehicle Code, which shall be disbursed by
26 the circuit clerk to a State or county Transportation

1 Safety Highway Hire-back Fund as provided by subsection (e)
2 of Section 11-605.1 of the Illinois Vehicle Code.

3 (4) When a fine for a violation of subsection (a) of
4 Section 11-605 of the Illinois Vehicle Code is \$150 or
5 greater, the additional \$50 which is charged as provided
6 for by subsection (f) of Section 11-605 of the Illinois
7 Vehicle Code shall be disbursed by the circuit clerk to a
8 school district or districts for school safety purposes as
9 provided by subsection (f) of Section 11-605.

10 (5) When a fine for a violation of subsection (a) of
11 Section 11-1002.5 of the Illinois Vehicle Code is \$150 or
12 greater, the additional \$50 which is charged as provided
13 for by subsection (c) of Section 11-1002.5 of the Illinois
14 Vehicle Code shall be disbursed by the circuit clerk to a
15 school district or districts for school safety purposes as
16 provided by subsection (c) of Section 11-1002.5 of the
17 Illinois Vehicle Code.

18 (6) When a mandatory drug court fee of up to \$5 is
19 assessed as provided in subsection (f) of Section 5-1101 of
20 the Counties Code, it shall be disbursed by the circuit
21 clerk as provided in subsection (f) of Section 5-1101 of
22 the Counties Code.

23 (7) When a mandatory teen court, peer jury, youth
24 court, or other youth diversion program fee is assessed as
25 provided in subsection (e) of Section 5-1101 of the
26 Counties Code, it shall be disbursed by the circuit clerk

1 as provided in subsection (e) of Section 5-1101 of the
2 Counties Code.

3 (8) When a Children's Advocacy Center fee is assessed
4 pursuant to subsection (f-5) of Section 5-1101 of the
5 Counties Code, it shall be disbursed by the circuit clerk
6 as provided in subsection (f-5) of Section 5-1101 of the
7 Counties Code.

8 (9) When a victim impact panel fee is assessed pursuant
9 to subsection (b) of Section 11-501.01 of the Vehicle Code,
10 it shall be disbursed by the circuit clerk to the victim
11 impact panel to be attended by the defendant.

12 (10) When a new fee collected in traffic cases is
13 enacted after the effective date of this subsection (h), it
14 shall be excluded from the percentage disbursement
15 provisions of this Section unless otherwise indicated by
16 law.

17 (i) Of the amounts collected as fines under subsection (b)
18 of Section 3-712 of the Illinois Vehicle Code, 99% shall be
19 deposited into the Illinois Military Family Relief Fund and 1%
20 shall be deposited into the Circuit Court Clerk Operation and
21 Administrative Fund created by the Clerk of the Circuit Court
22 to be used to offset the costs incurred by the Circuit Court
23 Clerk in performing the additional duties required to collect
24 and disburse funds to entities of State and local government as
25 provided by law.

26 (j) (Blank).

1 (k) For any conviction or disposition of court supervision
2 for a violation of Section 11-1429 of the Illinois Vehicle
3 Code, the circuit clerk shall distribute the fines paid by the
4 person as specified by subsection (h) of Section 11-1429 of the
5 Illinois Vehicle Code.

6 (l) Any person who receives a disposition of court
7 supervision for a violation of Section 11-501 of the Illinois
8 Vehicle Code or a similar provision of a local ordinance shall,
9 in addition to any other fines, fees, and court costs, pay an
10 additional fee of \$50, which shall be collected by the circuit
11 clerk and then remitted to the State Treasurer for deposit into
12 the Roadside Memorial Fund, a special fund in the State
13 treasury. However, the court may waive the fee if full
14 restitution is complied with. Subject to appropriation, all
15 moneys in the Roadside Memorial Fund shall be used by the
16 Department of Transportation to pay fees imposed under
17 subsection (f) of Section 20 of the Roadside Memorial Act. The
18 fee shall be remitted by the circuit clerk within one month
19 after receipt to the State Treasurer for deposit into the
20 Roadside Memorial Fund.

21 (m) Of the amounts collected as fines under subsection (c)
22 of Section 411.4 of the Illinois Controlled Substances Act or
23 subsection (c) of Section 90 of the Methamphetamine Control and
24 Community Protection Act, 99% shall be deposited to the law
25 enforcement agency or fund specified and 1% shall be deposited
26 into the Circuit Court Clerk Operation and Administrative Fund

1 to be used to offset the costs incurred by the Circuit Court
2 Clerk in performing the additional duties required to collect
3 and disburse funds to entities of State and local government as
4 provided by law.

5 (n) In addition to any other fines and court costs assessed
6 by the courts, any person who is convicted of or pleads guilty
7 to a violation of the Criminal Code of 1961, or a similar
8 provision of a local ordinance, or who is convicted of, pleads
9 guilty to, or receives a disposition of court supervision for a
10 violation of the Illinois Vehicle Code, or a similar provision
11 of a local ordinance, shall pay an additional fee of \$15 to the
12 clerk of the circuit court. This additional fee of \$15 shall
13 not be considered a part of the fine for purposes of any
14 reduction in the fine for time served either before or after
15 sentencing. This amount, less 2.5% that shall be used to defray
16 administrative costs incurred by the clerk, shall be remitted
17 by the clerk to the State Treasurer within 60 days after
18 receipt for deposit into the State Police Merit Board Public
19 Safety Fund.

20 (Source: P.A. 96-576, eff. 8-18-09; 96-578, eff. 8-18-09;
21 96-625, eff. 1-1-10; 96-667, eff. 8-25-09; 96-735, eff. 1-1-10;
22 96-1175, eff. 9-20-10; 96-1342, eff. 1-1-11; 97-434, eff.
23 1-1-12.)