



Rep. Frank J. Mautino

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09700HB1446ham001

LRB097 05363 RLC 50703 a

1 AMENDMENT TO HOUSE BILL 1446

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1446 by replacing  
3 the title with the following:

4 "AN ACT in relation to criminal justice."; and

5 by replacing everything after the enacting clause with the  
6 following:

7 "Section 5. The Probation and Probation Officers Act is  
8 amended by changing Section 15.1 as follows:

9 (730 ILCS 110/15.1) (from Ch. 38, par. 204-7.1)

10 Sec. 15.1. Probation and Court Services Fund.

11 (a) The county treasurer in each county shall establish a  
12 probation and court services fund consisting of fees collected  
13 pursuant to subsection (i) of Section 5-6-3 and subsection (i)  
14 of Section 5-6-3.1 of the Unified Code of Corrections,  
15 subsection (10) of Section 5-615 and subsection (5) of Section

1 5-715 of the Juvenile Court Act of 1987, and paragraph 14.3 of  
2 subsection (b) of Section 110-10 of the Code of Criminal  
3 Procedure of 1963. The county treasurer shall disburse monies  
4 from the fund only at the direction of the chief judge of the  
5 circuit court in such circuit where the county is located. The  
6 county treasurer of each county shall, on or before January 10  
7 of each year, submit an annual report to the Supreme Court.

8 (b) Monies in the probation and court services fund shall  
9 be appropriated by the county board to be used within the  
10 county or jurisdiction where collected in accordance with  
11 policies and guidelines approved by the Supreme Court for the  
12 costs of operating the probation and court services department  
13 or departments; however, except as provided in subparagraph  
14 (g), monies in the probation and court services fund shall not  
15 be used for the payment of salaries of probation and court  
16 services personnel.

17 (c) Monies expended from the probation and court services  
18 fund shall be used to supplement, not supplant, county  
19 appropriations for probation and court services.

20 (d) Interest earned on monies deposited in a probation and  
21 court services fund may be used by the county for its ordinary  
22 and contingent expenditures.

23 (e) The county board may appropriate moneys from the  
24 probation and court services fund, upon the direction of the  
25 chief judge, to support programs that are part of the continuum  
26 of juvenile delinquency intervention programs which are or may

1 be developed within the county. The grants from the probation  
2 and court services fund shall be for no more than one year and  
3 may be used for any expenses attributable to the program  
4 including administration and oversight of the program by the  
5 probation department.

6 (f) The county board may appropriate moneys from the  
7 probation and court services fund, upon the direction of the  
8 chief judge, to support practices endorsed or required under  
9 the Sex Offender Management Board Act, including but not  
10 limited to sex offender evaluation, treatment, and monitoring  
11 programs that are or may be developed within the county.

12 (g) (Blank). ~~For the State Fiscal Years 2005, 2006, and~~  
13 ~~2007 only, the Administrative Office of the Illinois Courts may~~  
14 ~~permit a county or circuit to use its probation and court~~  
15 ~~services fund for the payment of salaries of probation officers~~  
16 ~~and other court services personnel whose salaries are~~  
17 ~~reimbursed under this Act if the State's FY2005, FY2006, or~~  
18 ~~FY2007 appropriation to the Supreme Court for reimbursement to~~  
19 ~~counties for probation salaries and services is less than the~~  
20 ~~amount appropriated to the Supreme Court for these purposes for~~  
21 ~~State Fiscal Year 2004. The Administrative Office of the~~  
22 ~~Illinois Courts shall take into account each county's or~~  
23 ~~circuit's probation fee collections and expenditures when~~  
24 ~~apportioning the total reimbursement for each county or~~  
25 ~~circuit.~~

26 (h) The Administrative Office of the Illinois Courts may

1 permit a county or circuit to use its probation and court  
2 services fund for the payment of salaries of probation officers  
3 and other court services personnel whose salaries are  
4 reimbursed under this Act in any State fiscal year that the  
5 appropriation for reimbursement to counties for probation  
6 salaries and services is less than the amount appropriated to  
7 the Supreme Court for these purposes for State Fiscal Year  
8 2002. The Administrative Office of the Illinois Courts shall  
9 take into account each county's or circuit's probation fee  
10 collections and expenditures when appropriating the total  
11 reimbursement for each county or circuit. Any amount  
12 appropriated to the Supreme Court in any State fiscal year for  
13 the purpose of reimbursing Cook County for the salaries and  
14 operations of the Cook County Juvenile Temporary Detention  
15 Center shall not be counted in the total appropriation to the  
16 Supreme Court in that State fiscal year for reimbursement to  
17 counties for probation salaries and services, for the purposes  
18 of this paragraph (h).

19 (Source: P.A. 94-91, eff. 7-1-05; 94-839, eff. 6-6-06; 95-707,  
20 eff. 1-11-08.)

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