1   AN ACT concerning finance.

2   **Be it enacted by the People of the State of Illinois,**

3   **represented in the General Assembly:**

4   Section 5. The State Finance Act is amended by adding

5   Sections 5.786 and 6z-87 as follows:

6   (30 ILCS 105/5.786 new)

7   Sec. 5.786. The Illinois Law Enforcement Alarm Systems

8   Fund.

9   (30 ILCS 105/6z-87 new)

10   Sec. 6z-87. Illinois Law Enforcement Alarm Systems Fund.

11   (a) There is created in the State treasury a special fund

12   known as the Illinois Law Enforcement Alarm Systems (ILEAS)

13   Fund. The Fund may also receive revenue from grants, donations,

14   appropriations, and any other legal source.

15   (b) Moneys in the Fund may be used to finance support for

16   law enforcement, airborne, and terrorism operations as

17   approved by the ILEAS Executive Board with 33.3% of the revenue

18   used for air support programs.

19   (c) Expenditures may be made from the Fund only as

20   appropriated by the General Assembly by law.

21   (d) Investment income that is attributable to the

22   investment of moneys in the Fund shall be retained in the Fund

1   for the uses specified in this Section.

2   (e) The Illinois Law Enforcement Alarm Systems Fund shall

3   not be subject to administrative chargebacks.

4   Section 10. The Clerks of Courts Act is amended by changing

5   Section 27.3a as follows:

6   (705 ILCS 105/27.3a) (from Ch. 25, par. 27.3a)

7   Sec. 27.3a. Fees for automated record keeping and State

8   Police operations.

9   1. The expense of establishing and maintaining automated

10 record keeping systems in the offices of the clerks of the

11 circuit court shall be borne by the county. To defray such

12 expense in any county having established such an automated

13 system or which elects to establish such a system, the county

14 board may require the clerk of the circuit court in their

15 county to charge and collect a court automation fee of not less

16 than $1 nor more than $15 to be charged and collected by the

17 clerk of the court. Such fee shall be paid at the time of

18 filing the first pleading, paper or other appearance filed by

19 each party in all civil cases or by the defendant in any

20 felony, traffic, misdemeanor, municipal ordinance, or

21 conservation case upon a judgment of guilty or grant of

22 supervision, provided that the record keeping system which

23 processes the case category for which the fee is charged is

24 automated or has been approved for automation by the county

1   board, and provided further that no additional fee shall be

2   required if more than one party is presented in a single

3   pleading, paper or other appearance. Such fee shall be

4   collected in the manner in which all other fees or costs are

5   collected.

6   1.5. Starting on the effective date of this amendatory Act

7   of the 96th General Assembly, a clerk of the circuit court in

8   any county that imposes a fee pursuant to subsection 1 of this

9   Section, shall charge and collect an additional fee in an

10 amount equal to the amount of the fee imposed pursuant to

11 subsection 1 of this Section. This additional fee shall be paid

12 by the defendant in any felony, traffic, misdemeanor, local

13 ordinance, or conservation case upon a judgment of guilty or

14 grant of supervision.

15   2. With respect to the fee imposed under subsection 1 of

16 this Section, each clerk shall commence such charges and

17 collections upon receipt of written notice from the chairman of

18 the county board together with a certified copy of the board's

19 resolution, which the clerk shall file of record in his office.

20   3. With respect to the fee imposed under subsection 1 of

21 this Section, such fees shall be in addition to all other fees

22 and charges of such clerks, and assessable as costs, and may be

23 waived only if the judge specifically provides for the waiver

24 of the court automation fee. The fees shall be remitted monthly

25 by such clerk to the county treasurer, to be retained by him in

26 a special fund designated as the court automation fund. The

1   fund shall be audited by the county auditor, and the board

2   shall make expenditure from the fund in payment of any cost

3   related to the automation of court records, including hardware,

4   software, research and development costs and personnel related

5   thereto, provided that the expenditure is approved by the clerk

6   of the court and by the chief judge of the circuit court or his

7   designate.

8   4. With respect to the fee imposed under subsection 1 of

9   this Section, such fees shall not be charged in any matter

10   coming to any such clerk on change of venue, nor in any

11   proceeding to review the decision of any administrative

12   officer, agency or body.

13   5. With respect to the additional fee imposed under

14   subsection 1.5 of this Section, the fee shall be remitted by

15   the circuit clerk to the State Treasurer within one month after

16   receipt for deposit into the State Police Operations Assistance

17   Fund.

18   6. With respect to the additional fees imposed under

19   subsection 1.5 of this Section, the Director of State Police

20   may direct the use of these fees for homeland security purposes

21   by transferring these fees on a quarterly basis from the State

22   Police Operations Assistance Fund into the Illinois Law

23   Enforcement Alarm Systems (ILEAS) Fund for homeland security

24   initiatives programs. The transferred fees shall be allocated,

25   subject to the approval of the ILEAS Executive Board, as

26   follows: (i) 66.6% shall be used for homeland security

1 initiatives and (ii) 33.3% shall be used for airborne

2 operations. The ILEAS Executive Board shall annually supply the

3 Director of State Police with a report of the use of these

4 fees.

5 (Source: P.A. 96-1029, eff. 7-13-10.)

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

7 becoming law.