

# HB5800



## 98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5800

by Rep. Jehan A. Gordon-Booth

### SYNOPSIS AS INTRODUCED:

705 ILCS 105/27.6

Amends the Clerks of Courts Act. Makes a technical change in a Section concerning the disposition of certain fees, fines, costs, and other amounts paid to the circuit clerk.

LRB098 19391 HEP 54547 b

A BILL FOR

1 AN ACT concerning civil law.

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 27.6 as follows:

6 (705 ILCS 105/27.6)

7 (Section as amended by P.A. 96-286, 96-576, 96-578, 96-625,  
8 96-667, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, and  
9 97-1150)

10 Sec. 27.6. (a) All fees, fines, costs, additional  
11 penalties, bail ~~bail~~ balances assessed or forfeited, and any  
12 other amount paid by a person to the circuit clerk equalling an  
13 amount of \$55 or more, except the fine imposed by Section  
14 5-9-1.15 of the Unified Code of Corrections, the additional fee  
15 required by subsections (b) and (c), restitution under Section  
16 5-5-6 of the Unified Code of Corrections, contributions to a  
17 local anti-crime program ordered pursuant to Section  
18 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of  
19 Corrections, reimbursement for the costs of an emergency  
20 response as provided under Section 11-501 of the Illinois  
21 Vehicle Code, any fees collected for attending a traffic safety  
22 program under paragraph (c) of Supreme Court Rule 529, any fee  
23 collected on behalf of a State's Attorney under Section 4-2002

1 of the Counties Code or a sheriff under Section 4-5001 of the  
2 Counties Code, or any cost imposed under Section 124A-5 of the  
3 Code of Criminal Procedure of 1963, for convictions, orders of  
4 supervision, or any other disposition for a violation of  
5 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
6 similar provision of a local ordinance, and any violation of  
7 the Child Passenger Protection Act, or a similar provision of a  
8 local ordinance, and except as otherwise provided in this  
9 Section shall be disbursed within 60 days after receipt by the  
10 circuit clerk as follows: 44.5% shall be disbursed to the  
11 entity authorized by law to receive the fine imposed in the  
12 case; 16.825% shall be disbursed to the State Treasurer; and  
13 38.675% shall be disbursed to the county's general corporate  
14 fund. Of the 16.825% disbursed to the State Treasurer, 2/17  
15 shall be deposited by the State Treasurer into the Violent  
16 Crime Victims Assistance Fund, 5.052/17 shall be deposited into  
17 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall  
18 be deposited into the Drivers Education Fund, and 6.948/17  
19 shall be deposited into the Trauma Center Fund. Of the 6.948/17  
20 deposited into the Trauma Center Fund from the 16.825%  
21 disbursed to the State Treasurer, 50% shall be disbursed to the  
22 Department of Public Health and 50% shall be disbursed to the  
23 Department of Healthcare and Family Services. For fiscal year  
24 1993, amounts deposited into the Violent Crime Victims  
25 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
26 Fund, or the Drivers Education Fund shall not exceed 110% of

1 the amounts deposited into those funds in fiscal year 1991. Any  
2 amount that exceeds the 110% limit shall be distributed as  
3 follows: 50% shall be disbursed to the county's general  
4 corporate fund and 50% shall be disbursed to the entity  
5 authorized by law to receive the fine imposed in the case. Not  
6 later than March 1 of each year the circuit clerk shall submit  
7 a report of the amount of funds remitted to the State Treasurer  
8 under this Section during the preceding year based upon  
9 independent verification of fines and fees. All counties shall  
10 be subject to this Section, except that counties with a  
11 population under 2,000,000 may, by ordinance, elect not to be  
12 subject to this Section. For offenses subject to this Section,  
13 judges shall impose one total sum of money payable for  
14 violations. The circuit clerk may add on no additional amounts  
15 except for amounts that are required by Sections 27.3a and  
16 27.3c of this Act, unless those amounts are specifically waived  
17 by the judge. With respect to money collected by the circuit  
18 clerk as a result of forfeiture of bail, ex parte judgment or  
19 guilty plea pursuant to Supreme Court Rule 529, the circuit  
20 clerk shall first deduct and pay amounts required by Sections  
21 27.3a and 27.3c of this Act. This Section is a denial and  
22 limitation of home rule powers and functions under subsection  
23 (h) of Section 6 of Article VII of the Illinois Constitution.

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

1 shall pay an additional fee of \$100 to the clerk of the circuit  
2 court. This amount, less 2 1/2% that shall be used to defray  
3 administrative costs incurred by the clerk, shall be remitted  
4 by the clerk to the Treasurer within 60 days after receipt for  
5 deposit into the Trauma Center Fund. This additional fee of  
6 \$100 shall not be considered a part of the fine for purposes of  
7 any reduction in the fine for time served either before or  
8 after sentencing. Not later than March 1 of each year the  
9 Circuit Clerk shall submit a report of the amount of funds  
10 remitted to the State Treasurer under this subsection during  
11 the preceding calendar year.

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

26 (c) In addition to any other fines and court costs assessed

1 by the courts, any person convicted for a violation of Sections  
2 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
3 Criminal Code of 2012 or a 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 \$100 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 Trauma Center Fund. This  
11 additional fee of \$100 shall not be considered a part of the  
12 fine for purposes of any reduction in the fine for time served  
13 either before or after sentencing. Not later than March 1 of  
14 each year the Circuit Clerk shall submit a report of the amount  
15 of funds remitted to the State Treasurer under this subsection  
16 during the preceding calendar year.

17 (c-1) In addition to any other fines and court costs  
18 assessed by the courts, any person sentenced for a violation of  
19 the Cannabis Control Act, the Illinois Controlled Substances  
20 Act, or the Methamphetamine Control and Community Protection  
21 Act shall pay an additional fee of \$5 to the clerk of the  
22 circuit court. This amount, less 2 1/2% that shall be used to  
23 defray administrative costs incurred by the clerk, shall be  
24 remitted by the clerk to the Treasurer within 60 days after  
25 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
26 Research Trust Fund. This additional fee of \$5 shall not be

1 considered a part of the fine for purposes of any reduction in  
2 the fine for time served either before or after sentencing. Not  
3 later than March 1 of each year the Circuit Clerk shall submit  
4 a report of the amount of funds remitted to the State Treasurer  
5 under this subsection during the preceding calendar year.

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

8 (1) 50% of the amounts collected for felony offenses  
9 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
10 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
11 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
12 of 1961 or the Criminal Code of 2012;

13 (2) 20% of the amounts collected for Class A and Class  
14 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
15 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
16 for Animals Act and Section 26-5 or 48-1 of the Criminal  
17 Code of 1961 or the Criminal Code of 2012; and

18 (3) 50% of the amounts collected for Class C  
19 misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
20 for Animals Act and Section 26-5 or 48-1 of the Criminal  
21 Code of 1961 or the Criminal Code of 2012.

22 (e) Any person who receives a disposition of court  
23 supervision for a violation of the Illinois Vehicle Code or a  
24 similar provision of a local ordinance shall, in addition to  
25 any other fines, fees, and court costs, pay an additional fee  
26 of \$29, to be disbursed as provided in Section 16-104c of the

1 Illinois Vehicle Code. In addition to the fee of \$29, the  
2 person shall also pay a fee of \$6, if not waived by the court.  
3 If this \$6 fee is collected, \$5.50 of the fee shall be  
4 deposited into the Circuit Court Clerk Operation and  
5 Administrative Fund created by the Clerk of the Circuit Court  
6 and 50 cents of the fee shall be deposited into the Prisoner  
7 Review Board Vehicle and Equipment Fund in the State treasury.

8 (f) This Section does not apply to the additional child  
9 pornography fines assessed and collected under Section  
10 5-9-1.14 of the Unified Code of Corrections.

11 (g) (Blank).

12 (h) (Blank).

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

22 (j) Any person convicted of, pleading guilty to, or placed  
23 on supervision for a serious traffic violation, as defined in  
24 Section 1-187.001 of the Illinois Vehicle Code, a violation of  
25 Section 11-501 of the Illinois Vehicle Code, or a violation of  
26 a similar provision of a local ordinance shall pay an



1 additional fee of \$35, to be disbursed as provided in Section  
2 16-104d of that Code.

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

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

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

25 (m) Of the amounts collected as fines under subsection (c)  
26 of Section 411.4 of the Illinois Controlled Substances Act or

1 subsection (c) of Section 90 of the Methamphetamine Control and  
2 Community Protection Act, 99% shall be deposited to the law  
3 enforcement agency or fund specified and 1% shall be deposited  
4 into the Circuit Court Clerk Operation and Administrative Fund  
5 to be used to offset the costs incurred by the Circuit Court  
6 Clerk in performing the additional duties required to collect  
7 and disburse funds to entities of State and local government as  
8 provided by law.

9 (n) In addition to any other fines and court costs assessed  
10 by the courts, any person who is convicted of or pleads guilty  
11 to a violation of the Criminal Code of 1961 or the Criminal  
12 Code of 2012, or a similar provision of a local ordinance, or  
13 who is convicted of, pleads guilty to, or receives a  
14 disposition of court supervision for a violation of the  
15 Illinois Vehicle Code, or a similar provision of a local  
16 ordinance, shall pay an additional fee of \$15 to the clerk of  
17 the circuit court. This additional fee of \$15 shall not be  
18 considered a part of the fine for purposes of any reduction in  
19 the fine for time served either before or after sentencing.  
20 This amount, less 2.5% that shall be used to defray  
21 administrative costs incurred by the clerk, shall be remitted  
22 by the clerk to the State Treasurer within 60 days after  
23 receipt for deposit into the State Police Merit Board Public  
24 Safety Fund.

25 (Source: P.A. 95-191, eff. 1-1-08; 95-291, eff. 1-1-08; 95-428,  
26 eff. 8-24-07; 95-600, eff. 6-1-08; 95-876, eff. 8-21-08;

1 96-286, eff. 8-11-09; 96-576, eff. 8-18-09; 96-578, eff.  
2 8-18-09; 96-625, eff. 1-1-10; 96-667, eff. 8-25-09; 96-1175,  
3 eff. 9-20-10; 96-1342, eff. 1-1-11; 97-1051, eff. 1-1-13;  
4 97-1108, eff. 1-1-13; 97-1150, eff. 1-25-13.)

5 (Section as amended by P.A. 96-576, 96-578, 96-625, 96-667,  
6 96-735, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, and  
7 97-1150)

8 Sec. 27.6. (a) All fees, fines, costs, additional  
9 penalties, bail balances assessed or forfeited, and any other  
10 amount paid by a person to the circuit clerk equalling an  
11 amount of \$55 or more, except the fine imposed by Section  
12 5-9-1.15 of the Unified Code of Corrections, the additional fee  
13 required by subsections (b) and (c), restitution under Section  
14 5-5-6 of the Unified Code of Corrections, contributions to a  
15 local anti-crime program ordered pursuant to Section  
16 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of  
17 Corrections, reimbursement for the costs of an emergency  
18 response as provided under Section 11-501 of the Illinois  
19 Vehicle Code, any fees collected for attending a traffic safety  
20 program under paragraph (c) of Supreme Court Rule 529, any fee  
21 collected on behalf of a State's Attorney under Section 4-2002  
22 of the Counties Code or a sheriff under Section 4-5001 of the  
23 Counties Code, or any cost imposed under Section 124A-5 of the  
24 Code of Criminal Procedure of 1963, for convictions, orders of  
25 supervision, or any other disposition for a violation of

1 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
2 similar provision of a local ordinance, and any violation of  
3 the Child Passenger Protection Act, or a similar provision of a  
4 local ordinance, and except as otherwise provided in this  
5 Section shall be disbursed within 60 days after receipt by the  
6 circuit clerk as follows: 44.5% shall be disbursed to the  
7 entity authorized by law to receive the fine imposed in the  
8 case; 16.825% shall be disbursed to the State Treasurer; and  
9 38.675% shall be disbursed to the county's general corporate  
10 fund. Of the 16.825% disbursed to the State Treasurer, 2/17  
11 shall be deposited by the State Treasurer into the Violent  
12 Crime Victims Assistance Fund, 5.052/17 shall be deposited into  
13 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall  
14 be deposited into the Drivers Education Fund, and 6.948/17  
15 shall be deposited into the Trauma Center Fund. Of the 6.948/17  
16 deposited into the Trauma Center Fund from the 16.825%  
17 disbursed to the State Treasurer, 50% shall be disbursed to the  
18 Department of Public Health and 50% shall be disbursed to the  
19 Department of Healthcare and Family Services. For fiscal year  
20 1993, amounts deposited into the Violent Crime Victims  
21 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
22 Fund, or the Drivers Education Fund shall not exceed 110% of  
23 the amounts deposited into those funds in fiscal year 1991. Any  
24 amount that exceeds the 110% limit shall be distributed as  
25 follows: 50% shall be disbursed to the county's general  
26 corporate fund and 50% shall be disbursed to the entity

1 authorized by law to receive the fine imposed in the case. Not  
2 later than March 1 of each year the circuit clerk shall submit  
3 a report of the amount of funds remitted to the State Treasurer  
4 under this Section during the preceding year based upon  
5 independent verification of fines and fees. All counties shall  
6 be subject to this Section, except that counties with a  
7 population under 2,000,000 may, by ordinance, elect not to be  
8 subject to this Section. For offenses subject to this Section,  
9 judges shall impose one total sum of money payable for  
10 violations. The circuit clerk may add on no additional amounts  
11 except for amounts that are required by Sections 27.3a and  
12 27.3c of this Act, Section 16-104c of the Illinois Vehicle  
13 Code, and subsection (a) of Section 5-1101 of the Counties  
14 Code, unless those amounts are specifically waived by the  
15 judge. With respect to money collected by the circuit clerk as  
16 a result of forfeiture of bail, ex parte judgment or guilty  
17 plea pursuant to Supreme Court Rule 529, the circuit clerk  
18 shall first deduct and pay amounts required by Sections 27.3a  
19 and 27.3c of this Act. Unless a court ordered payment schedule  
20 is implemented or fee requirements are waived pursuant to court  
21 order, the clerk of the court may add to any unpaid fees and  
22 costs a delinquency amount equal to 5% of the unpaid fees that  
23 remain unpaid after 30 days, 10% of the unpaid fees that remain  
24 unpaid after 60 days, and 15% of the unpaid fees that remain  
25 unpaid after 90 days. Notice to those parties may be made by  
26 signage posting or publication. The additional delinquency

1 amounts collected under this Section shall be deposited in the  
2 Circuit Court Clerk Operation and Administrative Fund to be  
3 used to defray administrative costs incurred by the circuit  
4 clerk in performing the duties required to collect and disburse  
5 funds. This Section is a denial and limitation of home rule  
6 powers and functions under subsection (h) of Section 6 of  
7 Article VII of the Illinois Constitution.

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

22 (b-1) In addition to any other fines and court costs  
23 assessed by the courts, any person convicted or receiving an  
24 order of supervision for driving under the influence of alcohol  
25 or drugs shall pay an additional fee of \$5 to the clerk of the  
26 circuit court. This amount, less 2 1/2% that shall be used to

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

10 (c) In addition to any other fines and court costs assessed  
11 by the courts, any person convicted for a violation of Sections  
12 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
13 Criminal Code of 2012 or a person sentenced for a violation of  
14 the Cannabis Control Act, the Illinois Controlled Substances  
15 Act, or the Methamphetamine Control and Community Protection  
16 Act shall pay an additional fee of \$100 to the clerk of the  
17 circuit court. This amount, less 2 1/2% that shall be used to  
18 defray administrative costs incurred by the clerk, shall be  
19 remitted by the clerk to the Treasurer within 60 days after  
20 receipt for deposit into the Trauma Center Fund. This  
21 additional fee of \$100 shall not be considered a part of the  
22 fine for purposes of any reduction in the fine for time served  
23 either before or after sentencing. Not later than March 1 of  
24 each year the Circuit Clerk shall submit a report of the amount  
25 of funds remitted to the State Treasurer under this subsection  
26 during the preceding calendar year.

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

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

18 (1) 50% of the amounts collected for felony offenses  
19 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
20 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
21 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
22 of 1961 or the Criminal Code of 2012;

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 or 48-1 of the Criminal



1 Code of 1961 or the Criminal Code of 2012; 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 or 48-1 of the Criminal  
5 Code of 1961 or the Criminal Code of 2012.

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) Any person convicted of or pleading guilty to a serious  
22 traffic violation, as defined in Section 1-187.001 of the  
23 Illinois Vehicle Code, shall pay an additional fee of \$35, to  
24 be disbursed as provided in Section 16-104d of that Code. This  
25 subsection (g) becomes inoperative 7 years after the effective  
26 date of Public Act 95-154.

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

3 (1) A person who is found guilty of or pleads guilty to  
4 violating subsection (a) of Section 11-501 of the Illinois  
5 Vehicle Code, including any person placed on court  
6 supervision for violating subsection (a), shall be fined  
7 \$750 as provided for by subsection (f) of Section 11-501.01  
8 of the Illinois Vehicle Code, payable to the circuit clerk,  
9 who shall distribute the money pursuant to subsection (f)  
10 of Section 11-501.01 of the Illinois Vehicle Code.

11 (2) When a crime laboratory DUI analysis fee of \$150,  
12 provided for by Section 5-9-1.9 of the Unified Code of  
13 Corrections is assessed, it shall be disbursed by the  
14 circuit clerk as provided by subsection (f) of Section  
15 5-9-1.9 of the Unified Code of Corrections.

16 (3) When a fine for a violation of Section 11-605.1 of  
17 the Illinois Vehicle Code is \$250 or greater, the person  
18 who violated that Section shall be charged an additional  
19 \$125 as provided for by subsection (e) of Section 11-605.1  
20 of the Illinois Vehicle Code, which shall be disbursed by  
21 the circuit clerk to a State or county Transportation  
22 Safety Highway Hire-back Fund as provided by subsection (e)  
23 of Section 11-605.1 of the Illinois Vehicle Code.

24 (4) When a fine for a violation of subsection (a) of  
25 Section 11-605 of the Illinois Vehicle Code is \$150 or  
26 greater, the additional \$50 which is charged as provided

1           for by subsection (f) of Section 11-605 of the Illinois  
2           Vehicle Code shall be disbursed by the circuit clerk to a  
3           school district or districts for school safety purposes as  
4           provided by subsection (f) of Section 11-605.

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

13          (6) When a mandatory drug court fee of up to \$5 is  
14          assessed as provided in subsection (f) of Section 5-1101 of  
15          the Counties Code, it shall be disbursed by the circuit  
16          clerk as provided in subsection (f) of Section 5-1101 of  
17          the Counties Code.

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

24          (8) When a Children's Advocacy Center fee is assessed  
25          pursuant to subsection (f-5) of Section 5-1101 of the  
26          Counties Code, it shall be disbursed by the circuit clerk

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

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

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

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

21 (j) (Blank).

22 (k) For any conviction or disposition of court supervision  
23 for a violation of Section 11-1429 of the Illinois Vehicle  
24 Code, the circuit clerk shall distribute the fines paid by the  
25 person as specified by subsection (h) of Section 11-1429 of the  
26 Illinois Vehicle Code.

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

16           (m) Of the amounts collected as fines under subsection (c)  
17 of Section 411.4 of the Illinois Controlled Substances Act or  
18 subsection (c) of Section 90 of the Methamphetamine Control and  
19 Community Protection Act, 99% shall be deposited to the law  
20 enforcement agency or fund specified and 1% shall be deposited  
21 into the Circuit Court Clerk Operation and Administrative Fund  
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           (n) In addition to any other fines and court costs assessed

1 by the courts, any person who is convicted of or pleads guilty  
2 to a violation of the Criminal Code of 1961 or the Criminal  
3 Code of 2012, or a similar provision of a local ordinance, or  
4 who is convicted of, pleads guilty to, or receives a  
5 disposition of court supervision for a violation of the  
6 Illinois Vehicle Code, or a similar provision of a local  
7 ordinance, shall pay an additional fee of \$15 to the clerk of  
8 the circuit court. This additional fee of \$15 shall not be  
9 considered a part of the fine for purposes of any reduction in  
10 the fine for time served either before or after sentencing.  
11 This amount, less 2.5% that shall be used to defray  
12 administrative costs incurred by the clerk, shall be remitted  
13 by the clerk to the State Treasurer within 60 days after  
14 receipt for deposit into the State Police Merit Board Public  
15 Safety Fund.

16 (Source: P.A. 96-576, eff. 8-18-09; 96-578, eff. 8-18-09;  
17 96-625, eff. 1-1-10; 96-667, eff. 8-25-09; 96-735, eff. 1-1-10;  
18 96-1175, eff. 9-20-10; 96-1342, eff. 1-1-11; 97-434, eff.  
19 1-1-12; 97-1051, eff. 1-1-13; 97-1108, eff. 1-1-13; 97-1150,  
20 eff. 1-25-13.)