



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB4228

by Rep. La Shawn K. Ford

#### SYNOPSIS AS INTRODUCED:

705 ILCS 105/27.5 from Ch. 25, par. 27.5  
705 ILCS 105/27.6  
720 ILCS 5/12C-75 new

Amends the Clerks of Courts Act and the Criminal Code of 2012. Creates the offense of parental cyber-bullying. Provides that a person commits the offense when he or she: (1) is a parent or legal guardian of a minor who is under 18 years of age at the time of the commission of the offense; and (2) with the intent to discipline, embarrass, or alter the behavior of that minor, transmits, using electronic communication, any verbal or visual message posted on social media that the parent or legal guardian reasonably believes would coerce, intimidate, harass, or cause substantial emotional distress to the minor. Provides that a violation is a petty offense. Provides that if a person is convicted of parental cyber-bullying, the court shall order that person to pay for the costs of prosecution and that a portion of the fine, as determined by the court, be placed in escrow for the purchase of a certificate of deposit for use by the minor victim when he or she attains 18 years of age.

LRB099 12742 RLC 36535 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 Clerks of Courts Act is amended by changing  
5 Sections 27.5 and 27.6 as follows:

6 (705 ILCS 105/27.5) (from Ch. 25, par. 27.5)

7 Sec. 27.5. (a) All fees, fines, costs, additional  
8 penalties, bail balances assessed or forfeited, and any other  
9 amount paid by a person to the circuit clerk that equals an  
10 amount less than \$55, except portions of fines imposed under  
11 Section 12C-75 of the Criminal Code of 2012 to pay for the  
12 costs of prosecution and the purchase of a certificate of  
13 deposit under that Section, restitution under Section 5-5-6 of  
14 the Unified Code of Corrections, reimbursement for the costs of  
15 an emergency response as provided under Section 11-501 of the  
16 Illinois Vehicle Code, any fees collected for attending a  
17 traffic safety program under paragraph (c) of Supreme Court  
18 Rule 529, any fee collected on behalf of a State's Attorney  
19 under Section 4-2002 of the Counties Code or a sheriff under  
20 Section 4-5001 of the Counties Code, or any cost imposed under  
21 Section 124A-5 of the Code of Criminal Procedure of 1963, for  
22 convictions, orders of supervision, or any other disposition  
23 for a violation of Chapters 3, 4, 6, 11, and 12 of the Illinois

1 Vehicle Code, or a similar provision of a local ordinance, and  
2 any violation of the Child Passenger Protection Act, or a  
3 similar provision of a local ordinance, and except as otherwise  
4 provided in this Section, shall be disbursed within 60 days  
5 after receipt by the circuit clerk as follows: 47% shall be  
6 disbursed to the entity authorized by law to receive the fine  
7 imposed in the case; 12% shall be disbursed to the State  
8 Treasurer; and 41% shall be disbursed to the county's general  
9 corporate fund. Of the 12% disbursed to the State Treasurer,  
10 1/6 shall be deposited by the State Treasurer into the Violent  
11 Crime Victims Assistance Fund, 1/2 shall be deposited into the  
12 Traffic and Criminal Conviction Surcharge Fund, and 1/3 shall  
13 be deposited into the Drivers Education Fund. For fiscal years  
14 1992 and 1993, amounts deposited into the Violent Crime Victims  
15 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
16 Fund, or the Drivers Education Fund shall not exceed 110% of  
17 the amounts deposited into those funds in fiscal year 1991. Any  
18 amount that exceeds the 110% limit shall be distributed as  
19 follows: 50% shall be disbursed to the county's general  
20 corporate fund and 50% shall be disbursed to the entity  
21 authorized by law to receive the fine imposed in the case. Not  
22 later than March 1 of each year the circuit clerk shall submit  
23 a report of the amount of funds remitted to the State Treasurer  
24 under this Section during the preceding year based upon  
25 independent verification of fines and fees. All counties shall  
26 be subject to this Section, except that counties with a

1 population under 2,000,000 may, by ordinance, elect not to be  
2 subject to this Section. For offenses subject to this Section,  
3 judges shall impose one total sum of money payable for  
4 violations. The circuit clerk may add on no additional amounts  
5 except for amounts that are required by Sections 27.3a and  
6 27.3c of this Act, Section 16-104c of the Illinois Vehicle  
7 Code, and subsection (a) of Section 5-1101 of the Counties  
8 Code, unless those amounts are specifically waived by the  
9 judge. With respect to money collected by the circuit clerk as  
10 a result of forfeiture of bail, ex parte judgment or guilty  
11 plea pursuant to Supreme Court Rule 529, the circuit clerk  
12 shall first deduct and pay amounts required by Sections 27.3a  
13 and 27.3c of this Act. Unless a court ordered payment schedule  
14 is implemented or fee requirements are waived pursuant to a  
15 court order, the circuit clerk may add to any unpaid fees and  
16 costs a delinquency amount equal to 5% of the unpaid fees that  
17 remain unpaid after 30 days, 10% of the unpaid fees that remain  
18 unpaid after 60 days, and 15% of the unpaid fees that remain  
19 unpaid after 90 days. Notice to those parties may be made by  
20 signage posting or publication. The additional delinquency  
21 amounts collected under this Section shall be deposited in the  
22 Circuit Court Clerk Operation and Administrative Fund to be  
23 used to defray administrative costs incurred by the circuit  
24 clerk in performing the duties required to collect and disburse  
25 funds. This Section is a denial and limitation of home rule  
26 powers and functions under subsection (h) of Section 6 of

1 Article VII of the Illinois Constitution.

2 (b) The following amounts must be remitted to the State  
3 Treasurer for deposit into the Illinois Animal Abuse Fund:

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

9 (2) 20% of the amounts collected for Class A and Class  
10 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
11 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
12 for Animals Act and Section 26-5 or 48-1 of the Criminal  
13 Code of 1961 or the Criminal Code of 2012; and

14 (3) 50% of the amounts collected for Class C  
15 misdemeanors under Sections 4.01 and 7.1 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.

18 (c) Any person who receives a disposition of court  
19 supervision for a violation of the Illinois Vehicle Code or a  
20 similar provision of a local ordinance shall, in addition to  
21 any other fines, fees, and court costs, pay an additional fee  
22 of \$29, to be disbursed as provided in Section 16-104c of the  
23 Illinois Vehicle Code. In addition to the fee of \$29, the  
24 person shall also pay a fee of \$6, if not waived by the court.  
25 If this \$6 fee is collected, \$5.50 of the fee shall be  
26 deposited into the Circuit Court Clerk Operation and

1 Administrative Fund created by the Clerk of the Circuit Court  
2 and 50 cents of the fee shall be deposited into the Prisoner  
3 Review Board Vehicle and Equipment Fund in the State treasury.

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

11 This subsection (d) becomes inoperative on January 1, 2020.

12 (e) In all counties having a population of 3,000,000 or  
13 more inhabitants:

14 (1) A person who is found guilty of or pleads guilty to  
15 violating subsection (a) of Section 11-501 of the Illinois  
16 Vehicle Code, including any person placed on court  
17 supervision for violating subsection (a), shall be fined  
18 \$750 as provided for by subsection (f) of Section 11-501.01  
19 of the Illinois Vehicle Code, payable to the circuit clerk,  
20 who shall distribute the money pursuant to subsection (f)  
21 of Section 11-501.01 of the Illinois Vehicle Code.

22 (2) When a crime laboratory DUI analysis fee of \$150,  
23 provided for by Section 5-9-1.9 of the Unified Code of  
24 Corrections is assessed, it shall be disbursed by the  
25 circuit clerk as provided by subsection (f) of Section  
26 5-9-1.9 of the Unified Code of Corrections.

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

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

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

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

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

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

10          (9) When a new fee collected in traffic cases is  
11          enacted after January 1, 2010 (the effective date of Public  
12          Act 96-735), it shall be excluded from the percentage  
13          disbursement provisions of this Section unless otherwise  
14          indicated by law.

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



1 month after receipt to the State Treasurer for deposit into the  
2 Roadside Memorial Fund.

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

8 (Source: P.A. 97-333, eff. 8-12-11; 97-1108, eff. 1-1-13;  
9 97-1150, eff. 1-25-13; 98-658, eff. 6-23-14.)

10 (705 ILCS 105/27.6)

11 (Section as amended by P.A. 96-286, 96-576, 96-578, 96-625,  
12 96-667, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, 97-1150,  
13 98-658, and 98-1013)

14 Sec. 27.6. (a) All fees, fines, costs, additional  
15 penalties, bail balances assessed or forfeited, and any other  
16 amount paid by a person to the circuit clerk equalling an  
17 amount of \$55 or more, except portions of fines imposed under  
18 Section 12C-75 of the Criminal Code of 2012 to pay for the  
19 costs of prosecution and the purchase of a certificate of  
20 deposit under that Section, the fine imposed by Section  
21 5-9-1.15 of the Unified Code of Corrections, the additional fee  
22 required by subsections (b) and (c), restitution under Section  
23 5-5-6 of the Unified Code of Corrections, contributions to a  
24 local anti-crime program ordered pursuant to Section  
25 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of

1 Corrections, reimbursement for the costs of an emergency  
2 response as provided under Section 11-501 of the Illinois  
3 Vehicle Code, any fees collected for attending a traffic safety  
4 program under paragraph (c) of Supreme Court Rule 529, any fee  
5 collected on behalf of a State's Attorney under Section 4-2002  
6 of the Counties Code or a sheriff under Section 4-5001 of the  
7 Counties Code, or any cost imposed under Section 124A-5 of the  
8 Code of Criminal Procedure of 1963, for convictions, orders of  
9 supervision, or any other disposition for a violation of  
10 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
11 similar provision of a local ordinance, and any violation of  
12 the Child Passenger Protection Act, or a similar provision of a  
13 local ordinance, and except as otherwise provided in this  
14 Section shall be disbursed within 60 days after receipt by the  
15 circuit clerk as follows: 44.5% shall be disbursed to the  
16 entity authorized by law to receive the fine imposed in the  
17 case; 16.825% shall be disbursed to the State Treasurer; and  
18 38.675% shall be disbursed to the county's general corporate  
19 fund. Of the 16.825% disbursed to the State Treasurer, 2/17  
20 shall be deposited by the State Treasurer into the Violent  
21 Crime Victims Assistance Fund, 5.052/17 shall be deposited into  
22 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall  
23 be deposited into the Drivers Education Fund, and 6.948/17  
24 shall be deposited into the Trauma Center Fund. Of the 6.948/17  
25 deposited into the Trauma Center Fund from the 16.825%  
26 disbursed to the State Treasurer, 50% shall be disbursed to the

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

1 limitation of home rule powers and functions under subsection  
2 (h) of Section 6 of Article VII of the Illinois Constitution.

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

17 (b-1) In addition to any other fines and court costs  
18 assessed by the courts, any person convicted or receiving an  
19 order of supervision for driving under the influence of alcohol  
20 or drugs shall pay an additional fee of \$5 to the clerk of the  
21 circuit court. This amount, less 2 1/2% that shall be used to  
22 defray administrative costs incurred by the clerk, shall be  
23 remitted by the clerk to the Treasurer within 60 days after  
24 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
25 Research Trust Fund. This additional fee of \$5 shall not be  
26 considered a part of the fine for purposes of any reduction in

1 the fine for time served either before or after sentencing. 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 subsection during the preceding calendar year.

5 (c) In addition to any other fines and court costs assessed  
6 by the courts, any person convicted for a violation of Sections  
7 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
8 Criminal Code of 2012 or a 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 \$100 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 Trauma Center Fund. This  
16 additional fee of \$100 shall not be considered a part of the  
17 fine for purposes of any reduction in the fine for time served  
18 either before or after sentencing. Not later than March 1 of  
19 each year the Circuit Clerk shall submit a report of the amount  
20 of funds remitted to the State Treasurer under this subsection  
21 during the preceding calendar year.

22 (c-1) In addition to any other fines and court costs  
23 assessed by the courts, any person sentenced for a violation of  
24 the Cannabis Control Act, the Illinois Controlled Substances  
25 Act, or the Methamphetamine Control and Community Protection  
26 Act shall pay an additional fee of \$5 to the clerk of the

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

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

13 (1) 50% of the amounts collected for felony offenses  
14 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
15 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
16 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
17 of 1961 or the Criminal Code of 2012;

18 (2) 20% of the amounts collected for Class A and Class  
19 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
20 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
21 for Animals Act and Section 26-5 or 48-1 of the Criminal  
22 Code of 1961 or the Criminal Code of 2012; and

23 (3) 50% of the amounts collected for Class C  
24 misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
25 for Animals Act and Section 26-5 or 48-1 of the Criminal  
26 Code of 1961 or the Criminal Code of 2012.

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

13           (f) This Section does not apply to the additional child  
14 pornography fines assessed and collected under Section  
15 5-9-1.14 of the Unified Code of Corrections.

16           (g) (Blank).

17           (h) (Blank).

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

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

8           This subsection (j) becomes inoperative on January 1, 2020.

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

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



1 after receipt to the State Treasurer for deposit into the  
2 Roadside Memorial Fund.

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

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

1 receipt for deposit into the State Police Merit Board Public  
2 Safety Fund.

3 (o) The amounts collected as fines under Sections 10-9,  
4 11-14.1, 11-14.3, and 11-18 of the Criminal Code of 2012 shall  
5 be collected by the circuit clerk and distributed as provided  
6 under Section 5-9-1.21 of the Unified Code of Corrections in  
7 lieu of any disbursement under subsection (a) of this Section.  
8 (Source: P.A. 97-434, eff. 1-1-12; 97-1051, eff. 1-1-13;  
9 97-1108, eff. 1-1-13; 97-1150, eff. 1-25-13; 98-658, eff.  
10 6-23-14; 98-1013, eff. 1-1-15; revised 10-2-14.)

11 (Section as amended by P.A. 96-576, 96-578, 96-625, 96-667,  
12 96-735, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, 97-1150,  
13 98-658, and 98-1013)

14 Sec. 27.6. (a) All fees, fines, costs, additional  
15 penalties, bail balances assessed or forfeited, and any other  
16 amount paid by a person to the circuit clerk equalling an  
17 amount of \$55 or more, except portions of fines imposed under  
18 Section 12C-75 of the Criminal Code of 2012 to pay for the  
19 costs of prosecution and the purchase of a certificate of  
20 deposit under that Section, the fine imposed by Section  
21 5-9-1.15 of the Unified Code of Corrections, the additional fee  
22 required by subsections (b) and (c), restitution under Section  
23 5-5-6 of the Unified Code of Corrections, contributions to a  
24 local anti-crime program ordered pursuant to Section  
25 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of

1 Corrections, reimbursement for the costs of an emergency  
2 response as provided under Section 11-501 of the Illinois  
3 Vehicle Code, any fees collected for attending a traffic safety  
4 program under paragraph (c) of Supreme Court Rule 529, any fee  
5 collected on behalf of a State's Attorney under Section 4-2002  
6 of the Counties Code or a sheriff under Section 4-5001 of the  
7 Counties Code, or any cost imposed under Section 124A-5 of the  
8 Code of Criminal Procedure of 1963, for convictions, orders of  
9 supervision, or any other disposition for a violation of  
10 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
11 similar provision of a local ordinance, and any violation of  
12 the Child Passenger Protection Act, or a similar provision of a  
13 local ordinance, and except as otherwise provided in this  
14 Section shall be disbursed within 60 days after receipt by the  
15 circuit clerk as follows: 44.5% shall be disbursed to the  
16 entity authorized by law to receive the fine imposed in the  
17 case; 16.825% shall be disbursed to the State Treasurer; and  
18 38.675% shall be disbursed to the county's general corporate  
19 fund. Of the 16.825% disbursed to the State Treasurer, 2/17  
20 shall be deposited by the State Treasurer into the Violent  
21 Crime Victims Assistance Fund, 5.052/17 shall be deposited into  
22 the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall  
23 be deposited into the Drivers Education Fund, and 6.948/17  
24 shall be deposited into the Trauma Center Fund. Of the 6.948/17  
25 deposited into the Trauma Center Fund from the 16.825%  
26 disbursed to the State Treasurer, 50% shall be disbursed to the

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

1 shall first deduct and pay amounts required by Sections 27.3a  
2 and 27.3c of this Act. Unless a court ordered payment schedule  
3 is implemented or fee requirements are waived pursuant to court  
4 order, the clerk of the court may add to any unpaid fees and  
5 costs a delinquency amount equal to 5% of the unpaid fees that  
6 remain unpaid after 30 days, 10% of the unpaid fees that remain  
7 unpaid after 60 days, and 15% of the unpaid fees that remain  
8 unpaid after 90 days. Notice to those parties may be made by  
9 signage posting or publication. The additional delinquency  
10 amounts collected under this Section shall be deposited in the  
11 Circuit Court Clerk Operation and Administrative Fund to be  
12 used to defray administrative costs incurred by the circuit  
13 clerk in performing the duties required to collect and disburse  
14 funds. This Section is a denial and limitation of home rule  
15 powers and functions under subsection (h) of Section 6 of  
16 Article VII of the Illinois Constitution.

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

1 after sentencing. Not later than March 1 of each year the  
2 Circuit Clerk shall submit a report of the amount of funds  
3 remitted to the State Treasurer under this subsection during  
4 the preceding calendar year.

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

19 (c) In addition to any other fines and court costs assessed  
20 by the courts, any person convicted for a violation of Sections  
21 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
22 Criminal Code of 2012 or a person sentenced for a violation of  
23 the Cannabis Control Act, the Illinois Controlled Substances  
24 Act, or the Methamphetamine Control and Community Protection  
25 Act shall pay an additional fee of \$100 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 Trauma Center Fund. This  
4 additional fee of \$100 shall not be considered a part of the  
5 fine for purposes of any reduction in the fine for time served  
6 either before or after sentencing. Not later than March 1 of  
7 each year the Circuit Clerk shall submit a report of the amount  
8 of funds remitted to the State Treasurer under this subsection  
9 during the preceding calendar year.

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

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

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

6           (2) 20% of the amounts collected for Class A and Class  
7           B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
8           5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
9           for Animals Act and Section 26-5 or 48-1 of the Criminal  
10          Code of 1961 or the Criminal Code of 2012; and

11          (3) 50% of the amounts collected for Class C  
12          misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
13          for Animals Act and Section 26-5 or 48-1 of the Criminal  
14          Code of 1961 or the Criminal Code of 2012.

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



1           (f) This Section does not apply to the additional child  
2 pornography fines assessed and collected under Section  
3 5-9-1.14 of the Unified Code of Corrections.

4           (g) Any person convicted of or pleading guilty to a serious  
5 traffic violation, as defined in Section 1-187.001 of the  
6 Illinois Vehicle Code, shall pay an additional fee of \$35, to  
7 be disbursed as provided in Section 16-104d of that Code. This  
8 subsection (g) becomes inoperative on January 1, 2020.

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

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

19           (2) When a crime laboratory DUI analysis fee of \$150,  
20 provided for by Section 5-9-1.9 of the Unified Code of  
21 Corrections is assessed, it shall be disbursed by the  
22 circuit clerk as provided by subsection (f) of Section  
23 5-9-1.9 of the Unified Code of Corrections.

24           (3) When a fine for a violation of Section 11-605.1 of  
25 the Illinois Vehicle Code is \$250 or greater, the person  
26 who violated that Section shall be charged an additional

1           \$125 as provided for by subsection (e) of Section 11-605.1  
2           of the Illinois Vehicle Code, which shall be disbursed by  
3           the circuit clerk to a State or county Transportation  
4           Safety Highway Hire-back Fund as provided by subsection (e)  
5           of Section 11-605.1 of the Illinois Vehicle Code.

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

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

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

26          (7) When a mandatory teen court, peer jury, youth

1 court, or other youth diversion program fee is assessed as  
2 provided in subsection (e) of Section 5-1101 of the  
3 Counties Code, it shall be disbursed by the circuit clerk  
4 as provided in subsection (e) of Section 5-1101 of the  
5 Counties Code.

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

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

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

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

1 and disburse funds to entities of State and local government as  
2 provided by law.

3 (j) (Blank).

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

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

24 (m) Of the amounts collected as fines under subsection (c)  
25 of Section 411.4 of the Illinois Controlled Substances Act or  
26 subsection (c) of Section 90 of the Methamphetamine Control and

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

8 (n) In addition to any other fines and court costs assessed  
9 by the courts, any person who is convicted of or pleads guilty  
10 to a violation of the Criminal Code of 1961 or the Criminal  
11 Code of 2012, or a similar provision of a local ordinance, or  
12 who is convicted of, pleads guilty to, or receives a  
13 disposition of court supervision for a violation of the  
14 Illinois Vehicle Code, or a similar provision of a local  
15 ordinance, shall pay an additional fee of \$15 to the clerk of  
16 the circuit court. This additional fee of \$15 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.  
19 This amount, less 2.5% that shall be used to defray  
20 administrative costs incurred by the clerk, shall be remitted  
21 by the clerk to the State Treasurer within 60 days after  
22 receipt for deposit into the State Police Merit Board Public  
23 Safety Fund.

24 (o) The amounts collected as fines under Sections 10-9,  
25 11-14.1, 11-14.3, and 11-18 of the Criminal Code of 2012 shall  
26 be collected by the circuit clerk and distributed as provided

1 under Section 5-9-1.21 of the Unified Code of Corrections in  
2 lieu of any disbursement under subsection (a) of this Section.  
3 (Source: P.A. 97-434, eff. 1-1-12; 97-1051, eff. 1-1-13;  
4 97-1108, eff. 1-1-13; 97-1150, eff. 1-25-13; 98-658, eff.  
5 6-23-14; 98-1013, eff. 1-1-15; revised 10-2-14.)

6 Section 10. The Criminal Code of 2012 is amended by adding  
7 Section 12C-75 as follows:

8 (720 ILCS 5/12C-75 new)

9 Sec. 12C-75. Parental cyber-bullying.

10 (a) As used in this Section:

11 "Electronic communication" has the meaning ascribed to  
12 it in paragraph (2) of subsection (c) of Section 12-7.5 of  
13 this Code.

14 "Emotional distress" has the meaning ascribed to it in  
15 paragraph (3) of subsection (c) of Section 12-7.5 of this  
16 Code.

17 "Harass" has the meaning ascribed to it in paragraph  
18 (4) of subsection (c) of Section 12-7.5 of this Code.

19 "Social media" means websites and other online means of  
20 communication that are used by large groups of people to  
21 share information and to develop social and professional  
22 contacts, including, but not limited to, Facebook,  
23 Twitter, Pinterest, Instagram, and Myspace.

24 (b) A person commits parental cyber-bullying when he or

1 she:

2 (1) is a parent or legal guardian of a minor who is  
3 under 18 years of age at the time of the commission of the  
4 offense; and

5 (2) with the intent to discipline, embarrass, or alter  
6 the behavior of that minor, transmits, using electronic  
7 communication, any verbal or visual message posted on  
8 social media that the parent or legal guardian reasonably  
9 believes would coerce, intimidate, harass, or cause  
10 substantial emotional distress to the minor.

11 (c) Sentence. Parental cyber-bullying is a petty offense.  
12 If a person is convicted of parental cyber-bullying, the court  
13 shall order that person to pay for the costs of prosecution  
14 under Section 124A-5 of the Code of Criminal Procedure of 1963  
15 and that a portion of the fine, as determined by the court, be  
16 placed in escrow for the purchase of a certificate of deposit  
17 for use by the minor victim when he or she attains 18 years of  
18 age.