

SB2503



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2503

Introduced 2/9/2016, by Sen. Andy Manar

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1101.3

Amends the Counties Code. Provides that the Montgomery County board (currently, only the Will County and Kane County boards) may by ordinance impose a judicial facilities fee. Effective immediately.

LRB099 16778 AWJ 41123 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by changing Section
5 5-1101.3 as follows:

6 (55 ILCS 5/5-1101.3)

7 Sec. 5-1101.3. Additional fees to finance new judicial
8 facilities. The county boards of Kane County, Montgomery
9 County, and Will County may by ordinance impose a judicial
10 facilities fee to be used for the building of new judicial
11 facilities.

12 (a) In setting such fee, the county board, with the
13 concurrence of the Chief Judge of the applicable judicial
14 circuit, may impose different rates for the various types or
15 categories of civil and criminal cases, not to exceed \$30. The
16 fees are to be paid as follows:

17 (1) In civil cases, the fee shall be paid by each party
18 at the time of filing the first pleading, paper, or other
19 appearance; provided that no additional fee shall be
20 required if more than one party is represented in a single
21 pleading, paper, or other appearance.

22 (2) In felony, misdemeanor, local or county ordinance,
23 traffic, and conservation cases, the fee shall be assessed

1 against the defendant upon the entry of a judgment of
2 conviction, an order of supervision, or a sentence of
3 probation without entry of judgment pursuant to Section 10
4 of the Cannabis Control Act, Section 410 of the Illinois
5 Controlled Substances Act, Section 70 of the
6 Methamphetamine Control and Community Protection Act,
7 Section 12-4.3 or subdivision (b) (1) of Section 12-3.05 of
8 the Criminal Code of 1961 or the Criminal Code of 2012,
9 Section 10-102 of the Illinois Alcoholism and Other Drug
10 Dependency Act, or Section 10 of the Steroid Control Act.

11 (3) In local or county ordinance, traffic, and
12 conservation cases, if fines are paid in full without a
13 court appearance, then the fee shall not be imposed or
14 collected.

15 (b) The proceeds of all fees enacted under this Section
16 must be deposited into the county's Judicial Department
17 Facilities Construction Fund and used for the sole purpose of
18 funding in whole or in part the costs associated with building
19 new judicial facilities within the county, which shall be
20 designed and constructed by the county board with the
21 concurrence of the Chief Judge of the applicable judicial
22 circuit.

23 (Source: P.A. 98-1085, eff. 1-1-15; 99-269, eff. 8-4-15.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.