

1 AN ACT concerning State government.

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

4 (15 ILCS 20/50-7 rep.)

5 Section 3. The State Budget Law of the Civil
6 Administrative Code of Illinois is amended by repealing
7 Section 50-7.

8 Section 5. The State Fair Act is amended by changing
9 Section 6 as follows:

10 (20 ILCS 210/6) (from Ch. 127, par. 1706)

11 Sec. 6. Policies, procedures, and powers concerning the
12 operation of fairs.

13 (a) Policies. The Department shall, pursuant to the
14 Illinois Administrative Procedure Act, establish by rule:

15 (1) the policy for the operation of the Illinois State
16 Fair and the DuQuoin State Fair, except those operations
17 regarding contests as provided for in subparagraphs (b)
18 and (c) of this Section, and

19 (2) the policies and procedures for the sale, barter,
20 or exchange of tickets and for ticket refunds for
21 cancelled events.

22 (b) Contests. The Department shall establish and make

1 available, for all contestants and other interested persons,
2 sufficient copies of a premium book or other publication that
3 establishes the kinds and classes of events or exhibits for
4 contests at the fairs, the conditions under which contestants
5 shall be entered into contests, the qualification and
6 disqualification requirements of contests, the drug testing
7 requirements for contests (if applicable), the premiums to be
8 offered to contest winners, the manner in which certificates
9 of award shall be distributed and premiums paid to contest
10 winners, the penalty for violations of a rule, condition,
11 instruction, or directive, and requirements of contests,
12 including but not limited to the return of all premiums paid,
13 the forfeiture of awards, and the prohibition of participating
14 in future contests, and all other rules and requirements for
15 contests. These rules, conditions, instructions, directives,
16 and requirements shall be exempt from the rulemaking
17 procedures of the Illinois Administrative Procedure Act. All
18 such publications issued by the Department that relate to a
19 contest, event, or exhibit shall be maintained as a public
20 record at the Department's principal office in Springfield,
21 Illinois, and made available for public inspection and copying
22 during regular business hours.

23 (c) Fees. The Department shall establish and publish for
24 the Illinois State Fair and the DuQuoin State Fair a schedule
25 of admission fees, entry fees, concession fees, space rentals
26 and other fees for activities offered or provided at each

1 State Fair. These schedules of fees shall be maintained as a
2 public record at the Department's principal office in
3 Springfield, Illinois, and made available for public
4 inspection and copying during regular business, but shall be
5 exempt from the rulemaking procedures of the Illinois
6 Administrative Procedure Act.

7 (d) Facilities. The Department may negotiate and enter
8 into contracts for activities and use of facilities for which
9 there is not an established or published schedule. The
10 contract criteria shall be established by rule, pursuant to
11 the Illinois Administrative Procedure Act. The Department may
12 lease any of its facilities for activities during the State
13 Fair.

14 (e) Advertising. The Illinois State Fair in Springfield
15 and the DuQuoin State Fair shall have the power and authority
16 to sell or exchange advertising rights in all of its
17 publications and printed materials. The sale of advertising
18 shall be subject to the rules promulgated by the Department,
19 pursuant to the Illinois Administrative Procedure Act. All
20 income derived from the sale of advertising at the Illinois
21 State Fair in Springfield shall be deposited into the Illinois
22 State Fair Fund. All income derived from the sale of
23 advertising at the DuQuoin State Fair shall be deposited into
24 the Agricultural Premium Fund.

25 (f) Veterans. On the day set aside as Veterans Day,
26 honorably discharged veterans and members of their families

1 shall be admitted without admission charge upon presentation
2 of identification of any of the following: honorable discharge
3 certificate, or photostatic copy thereof, or a paid up
4 membership card in any recognized veterans organization.

5 (g) Government functions. The Governor, Lieutenant
6 Governor, Attorney General, Secretary of State, Treasurer,
7 Comptroller, President and Minority Leader of the Senate, and
8 Minority Leader of the House of Representatives shall be
9 afforded space for official governmental functions, without
10 charge, during the State Fair and the DuQuoin State Fair.

11 (Source: P.A. 93-1055, eff. 11-23-04.)

12 Section 10. The Illinois Promotion Act is amended by
13 changing Section 4b as follows:

14 (20 ILCS 665/4b)

15 Sec. 4b. Coordinating Committee. There is created a
16 Coordinating Committee of State agencies involved with tourism
17 in the State of Illinois. The Committee shall consist of the
18 Director of Commerce and Economic Opportunity as chairman, the
19 Lieutenant Governor, the Secretary of Transportation or his or
20 her designee, and the head executive officer or his or her
21 designee of the following: the Lincoln Presidential Library;
22 the Department of Natural Resources; the Department of
23 Agriculture; the Illinois Arts Council; the Illinois Community
24 College Board; and the Board of Higher Education; ~~and the~~

1 ~~Grape and Wine Resources Council~~. The Committee shall also
2 include 4 members of the Illinois General Assembly, one of
3 whom shall be named by the Speaker of the House of
4 Representatives, one of whom shall be named by the Minority
5 Leader of the House of Representatives, one of whom who shall
6 be named by the President of the Senate, and one of whom shall
7 be named by the Minority Leader of the Senate. The Committee
8 shall meet at least quarterly and at other times as called by
9 the chair. The Committee shall coordinate the promotion and
10 development of tourism activities throughout State government.
11 (Source: P.A. 94-793, eff. 5-19-06.)

12 (20 ILCS 1305/10-6 rep.)

13 Section 15. The Department of Human Services Act is
14 amended by repealing Section 10-6.

15 (20 ILCS 2310/2310-358 rep.)

16 Section 17. The Department of Public Health Powers and
17 Duties Law of the Civil Administrative Code of Illinois is
18 amended by repealing Section 2310-358.

19 Section 18. The Capital Spending Accountability Law is
20 amended by changing Section 805 as follows:

21 (20 ILCS 3020/805)

22 Sec. 805. Reports on capital spending. On or before the

1 forty-fifth day after the end ~~first day~~ of each quarterly
2 period in each fiscal year, the Governor's Office of
3 Management and Budget shall provide to the Comptroller, the
4 Treasurer, the President and the Minority Leader of the
5 Senate, and the Speaker and the Minority Leader of the House of
6 Representatives a report on the status of all capital projects
7 in the State. The report may be provided in both written and
8 electronic format. The report must include all of the
9 following:

10 (1) A brief description or stated purpose of each
11 capital project where applicable (as referred to in this
12 Section, "project").

13 (2) The amount and source of funds (whether from bond
14 funds or other revenues) appropriated for each project,
15 organized into categories including roads, mass transit,
16 schools, environment, civic centers and other categories
17 as applicable (as referred to in this Section, "category
18 or categories"), with subtotals for each category.

19 (3) The date the appropriation bill relating to each
20 project was signed by the Governor, organized into
21 categories.

22 (4) The date the written release of the Governor for
23 each project was submitted to the Comptroller or is
24 projected to be submitted and, if a release for any
25 project has not been submitted within 6 months after its
26 appropriation became law, an explanation why the project

1 has not yet been released, all organized into categories.

2 (5) The amount of expenditures to date by the State
3 relating to each project and estimated amount of total
4 State expenditures and proposed schedule of future State
5 expenditures relating to each project, all organized into
6 categories.

7 (6) A timeline for completion of each project,
8 including the dates, if applicable, of execution by the
9 State of any grant agreement, any required engineering or
10 design work or environmental approvals, and the estimated
11 or actual dates of the start and completion of
12 construction, all organized into categories. Any
13 substantial variances on any project from this reported
14 timeline must be explained in the next quarterly report.

15 (7) A summary report of the status of all projects,
16 including the amount of undisbursed funds intended to be
17 held or used in the next quarter.

18 (Source: P.A. 98-692, eff. 7-1-14.)

19 Section 20. The State Finance Act is amended by changing
20 Section 6a as follows:

21 (30 ILCS 105/6a) (from Ch. 127, par. 142a)

22 Sec. 6a. (1) The following items of income received by the
23 State Colleges and Universities under the jurisdiction of the
24 Board of Governors of State Colleges and Universities for

1 general operational and educational purposes shall be paid
2 into the state treasury without delay and shall be covered
3 into a special fund to be known as the Board of Governors of
4 State Colleges and Universities Income Fund: (a) tuition,
5 laboratory, library fees, and any interest which may be earned
6 thereon not later than 20 days after receipt of the same
7 without any deductions except for refunds to students for whom
8 duplicate payment has been made and to students who have
9 withdrawn after registration and who are entitled to such
10 refunds; and (b) excess income from auxiliary enterprises and
11 activities as provided in paragraph (2) of this Section, and
12 all other income arising out of any activity or purpose not
13 specified in paragraph (2) of this Section or in Section 6a-2
14 not later than 10 days after receipt of the same and without
15 any deduction whatever. Such items of income shall be either
16 paid into the State treasury or deposited into a college or
17 university bank account within the time period established for
18 like amounts in Section 2 of the State Officers and Employees
19 Money Disposition Act; provided, that if deposited into a bank
20 account, such items together with interest thereon shall be
21 paid into the State treasury as provided in the preceding
22 sentence. The General Assembly shall from time to time make
23 appropriations payable from the Board of Governors of State
24 Colleges and Universities Income Fund for the support and
25 improvement of such State Colleges and Universities.

26 (2) The following items of income shall be retained by

1 each such State College or University or by the Board of
2 Governors of State Colleges and Universities in its own
3 treasury: endowment funds, gifts, trust funds, and Federal
4 aid; funds received in connection with contracts with
5 governmental, public or private agencies or persons, for
6 research or services including funds which are paid as
7 reimbursement to the State College or University or to the
8 Board of Governors of State Colleges and Universities and
9 funds received in connection with its operation of research
10 and high technology parks; funds received in connection with
11 reserves authorized by Section 8a of "An Act to provide for the
12 management, operation, control and maintenance of the State
13 Colleges and Universities System", approved July 2, 1951, as
14 amended; funds received in connection with the retention,
15 receipt, assignment, license, sale or transfer of interests
16 in, rights to, or income from discoveries, inventions,
17 patents, or copyrightable works; funds retained by the State
18 College or University under the authority of Section 6a-2, and
19 funds received from the operation of student or staff
20 residence facilities, student and staff medical and health
21 programs, Union buildings, bookstores, farms, stores, and
22 other auxiliary enterprises or activities which are
23 self-supporting in whole or in part. Any income derived from
24 such auxiliary enterprises or activities which is not
25 necessary to their support, maintenance, or development shall
26 not, however, be applied to any general operational or

1 educational purpose but shall be paid into the State Treasury
2 as provided in paragraph (1) of this Section.

3 Whenever such funds retained by each such State College or
4 University or by the Board of Governors of State Colleges and
5 Universities in its own treasury are deposited with a bank or
6 savings and loan association and the amount of the deposit
7 exceeds the amount of federal deposit insurance coverage, a
8 bond or pledged securities shall be obtained. Only the types
9 of securities which the State Treasurer may, in his
10 discretion, accept for amounts not insured by the Federal
11 Deposit Insurance Corporation or the Federal Savings and Loan
12 Insurance Corporation under Section 11 of "An Act in relation
13 to State moneys", approved June 28, 1919, as amended, may be
14 accepted as pledged securities. The market value of the bond
15 or pledged securities shall at all times be equal to or greater
16 than the uninsured portion of the deposit.

17 (3) (Blank). ~~All monies received by the Cooperative~~
18 ~~Computer Center operated and maintained by Governors State~~
19 ~~University, in conjunction and pursuant to contracts with~~
20 ~~other State universities, shall be deposited in the~~
21 ~~Cooperative Computer Center Revolving Fund. The General~~
22 ~~Assembly shall from time to time make appropriations from the~~
23 ~~Cooperative Computer Center Revolving Fund to be used for~~
24 ~~expenditures incurred by the Cooperative Computer Center.~~

25 (4) The Auditor General shall audit or cause to be audited
26 the above items of income and all other income and

1 expenditures of such institutions.

2 (5) Beginning on January 1, 1996, the provisions of
3 paragraphs (1) and (2) of this Section shall be superseded by
4 Section 5-35 of the Chicago State University Law and Section
5 6a-1c of the State Finance Act with respect to Chicago State
6 University; by Section 10-35 of the Eastern Illinois
7 University Law and Section 6a-1d of the State Finance Act with
8 respect to Eastern Illinois University; by Section 15-35 of
9 the Governors State University Law and Section 6a-1e of the
10 State Finance Act with respect to Governors State University;
11 by Section 25-35 of the Northeastern Illinois University Law
12 and Section 6a-1f of the State Finance Act with respect to
13 Northeastern Illinois University; and by Section 35-35 of the
14 Western Illinois University Law and Section 6a-1g of the State
15 Finance Act with respect to Western Illinois University. On
16 January 1, 1996, all items of income and other funds
17 deposited, retained, or otherwise held under paragraphs (1)
18 and (2) of this Section shall be transferred, appropriated,
19 retained and used as provided by the provisions of law cited in
20 this paragraph as superseding the provisions of paragraphs (1)
21 and (2) of this Section.

22 (Source: P.A. 89-4, eff. 1-1-96.)

23 (30 ILCS 105/5.72 rep.)

24 (30 ILCS 105/5.599 rep.)

25 (30 ILCS 105/5.748 rep.)

1 (30 ILCS 105/6w rep.)

2 (30 ILCS 105/8k rep.)

3 Section 23. The State Finance Act is amended by repealing
4 Sections 5.72, 5.599, 5.748, 6w, and 8k.

5 Section 25. The Illinois Income Tax Act is amended by
6 changing Section 507DDD as follows:

7 (35 ILCS 5/507DDD)

8 Sec. 507DDD. Special Olympics Illinois and Special
9 Children's Checkoff. For taxable years beginning on or after
10 January 1, 2015, the Department shall print on its standard
11 individual income tax form a provision indicating that if the
12 taxpayer wishes to contribute to the Special Olympics Illinois
13 and Special Children's Charities ~~Checkoff~~ Fund as authorized
14 by Public Act 99-423, he or she may do so by stating the amount
15 of the contribution (not less than \$1) on the return and that
16 the contribution will reduce the taxpayer's refund or increase
17 the amount of payment to accompany the return. Failure to
18 remit any amount of increased payment shall reduce the
19 contribution accordingly. This Section shall not apply to an
20 amended return. ~~For the purpose of this Section, the~~
21 ~~Department of Revenue must distribute the moneys as provided~~
22 ~~in subsection 21.9(b) of the Illinois Lottery Law: (i) 75% of~~
23 ~~the moneys to Special Olympics Illinois to support the~~
24 ~~statewide training, competitions, and programs for future~~

1 ~~Special Olympics athletes; and (ii) 25% of the moneys to~~
2 ~~Special Children's Charities to support the City of~~
3 ~~Chicago-wide training, competitions, and programs for future~~
4 ~~Special Olympics athletes.~~

5 (Source: P.A. 99-423, eff. 8-20-15; 99-642, eff. 7-28-16.)

6 (35 ILCS 5/507AA rep.)

7 (35 ILCS 5/507BB rep.)

8 (35 ILCS 5/507TT rep.)

9 Section 30. The Illinois Income Tax Act is amended by
10 repealing Sections 507AA, 507BB, and 507TT.

11 Section 35. The Illinois Estate and Generation-Skipping
12 Transfer Tax Act is amended by changing Section 13 as follows:

13 (35 ILCS 405/13) (from Ch. 120, par. 405A-13)

14 Sec. 13. Collection by county treasurers; tax collection
15 distribution fund.

16 (a) Collection by county treasurers. Each county treasurer
17 shall transmit to the State Treasurer all taxes, interest or
18 penalties paid to the county treasurer under this Act and in
19 the county treasurer's possession as of the last day of the
20 previous month, together with a report under oath identifying
21 the taxpayer for or by whom an amount was paid. Those amounts
22 and the report shall be transmitted to and received by the
23 State Treasurer by the 10th day of each month. At the same

1 time, a copy of the report shall be furnished to the Attorney
2 General. The report shall be in a form and contain the
3 particulars as the State Treasurer may prescribe. The State
4 Treasurer shall give the county treasurer a receipt for the
5 amount transmitted to the State Treasurer. Except as provided
6 in subsection (a-5) of this Section, if any county treasurer
7 fails to pay to the State Treasurer all amounts that may be due
8 and payable under this Act as required by this Section, the
9 county treasurer shall pay to the State Treasurer, as a
10 penalty, a sum of money equal to the interest on the amounts
11 not paid at the rate of 1% per month from the time those
12 amounts are due by the county treasurer until those amounts
13 are paid. The sureties upon the official bond of the county
14 treasurer shall be security for the payment of the penalty.
15 The penalty under this Section may be recovered in a civil
16 action against the county treasurer and his or her sureties,
17 in the name of the People of the State of Illinois, in the
18 circuit court within the county wherein the county treasurer
19 is resident; and the penalty, when recovered, shall be paid
20 into the State treasury. The civil action to recover the
21 penalty shall be brought by the State treasurer within 10 days
22 after the failure of the county treasurer to pay to the State
23 Treasurer any amounts collected by the county treasurer within
24 the time required by this Act. Failure to bring the action
25 within that time shall not prevent the bringing of the action
26 thereafter. It is the duty of the State Treasurer to make

1 necessary and proper investigation to determine what amounts
2 should be paid under this Act.

3 (a-5) The State Treasurer may waive penalties imposed by
4 subsection (a) of this Section on a case-by-case basis if the
5 State Treasurer finds that imposing penalties would be
6 unreasonable or unnecessarily burdensome because the delay in
7 payment was due to an incident caused by the operation of an
8 extraordinary force, including, but not limited to, the
9 occurrence of a natural disaster, that cannot be foreseen,
10 that cannot be avoided by the exercise of due care, and for
11 which no person can be held liable.

12 (b) (Blank). ~~Transfer Tax Collection Distributive Fund.~~
13 ~~The Transfer Tax Collection Distributive Fund is created as a~~
14 ~~special fund in the State treasury. The Fund is a continuation~~
15 ~~of the Fund of the same name created under the Illinois Estate~~
16 ~~Tax Law, repealed by this Act. As soon as may be after the~~
17 ~~first day of each month after the effective date of this Act,~~
18 ~~and before September 1, 2012, the State Treasurer shall~~
19 ~~transfer from the General Revenue Fund to the Transfer Tax~~
20 ~~Collection Distributive Fund an amount equal to 6% of the net~~
21 ~~revenue realized from this Act during the preceding month.~~

22 ~~As soon as may be after the first day of each month, the~~
23 ~~State Treasurer shall allocate among the counties of this~~
24 ~~State the amount available in the Transfer Tax Collection~~
25 ~~Distributive Fund. The allocation to each county shall be 6%~~
26 ~~of the net revenues collected by the county treasurer under~~

1 ~~this Act. The State Comptroller, pursuant to appropriation,~~
2 ~~shall then pay those allocations over to the counties. As soon~~
3 ~~as possible after all of the required monthly allocations are~~
4 ~~made from the Transfer Tax Collection Distributive Fund and~~
5 ~~before September 1, 2012, the State Comptroller shall order~~
6 ~~transferred and the State Treasurer shall transfer any moneys~~
7 ~~remaining in the Transfer Tax Collection Distributive Fund~~
8 ~~from that Fund to the General Revenue Fund, and the Transfer~~
9 ~~Tax Collection Distributive Fund shall be dissolved.~~

10 (c) On and after July 1, 2012, 94% of the amounts collected
11 from the taxes, interest, and penalties collected under this
12 Act shall be deposited into the General Revenue Fund and 6% of
13 those amounts shall be deposited into the Estate Tax Refund
14 Fund, a special fund created in the State treasury.

15 Moneys in the Estate Tax Refund Fund shall be expended
16 exclusively for the purpose of paying refunds resulting from
17 overpayment of tax liability under this Act, except that,
18 whenever the State Treasurer determines that any such moneys
19 in the Fund exceed the amount required for the purpose of
20 paying refunds resulting from overpayment of tax liability
21 under this Act, the State Treasurer may transfer any such
22 excess amounts from the Estate Tax Refund Fund to the General
23 Revenue Fund.

24 The Treasurer shall order payment of refunds resulting
25 from overpayment of tax liability under this Act from the
26 Estate Tax Refund Fund only to the extent that amounts have

1 been deposited and retained in the Fund.

2 Public Act 97-732 ~~This amendatory Act of the 97th General~~
3 ~~Assembly~~ shall constitute an irrevocable and continuing
4 appropriation from the Estate Tax Refund Fund for the purpose
5 of paying refunds upon the order of the Treasurer in
6 accordance with the provisions of this Act and for the purpose
7 of paying refunds under this Act.

8 (Source: P.A. 96-1162, eff. 7-21-10; 97-732, eff. 6-30-12.)

9 Section 37. The Higher Education Veterans Service Act is
10 amended by changing Section 15 as follows:

11 (110 ILCS 49/15)

12 Sec. 15. Survey; coordinator; best practices report; best
13 efforts.

14 (a) All public colleges and universities shall, within 60
15 days after the effective date of this Act, conduct a survey of
16 the services and programs that are provided for veterans,
17 active duty military personnel, and their families, at each of
18 their respective campuses. This survey shall enumerate and
19 fully describe the service or program that is available, the
20 number of veterans or active duty personnel using the service
21 or program, an estimated range for potential use within a
22 5-year and 10-year period, information on the location of the
23 service or program, and how its administrators may be
24 contacted. The survey shall indicate the manner or manners in

1 which a student veteran may avail himself or herself of the
2 program's services. This survey must be made available to all
3 veterans matriculating at the college or university in the
4 form of an orientation-related guidebook.

5 Each public college and university shall make the survey
6 available on the homepage of all campus Internet links as soon
7 as practical after the completion of the survey. As soon as
8 possible after the completion of the survey, each public
9 college and university shall provide a copy of its survey to
10 the following:

- 11 (1) the Board of Higher Education;
- 12 (2) the Department of Veterans' Affairs;
- 13 (3) the President and Minority Leader of the Senate
14 and the Speaker and Minority Leader of the House of
15 Representatives; and
- 16 (4) the Governor.

17 (b) Each public college and university shall, at its
18 discretion, (i) appoint, within 6 months after the effective
19 date of this Act, an existing employee or (ii) hire a new
20 employee to serve as a Coordinator of Veterans and Military
21 Personnel Student Services on each campus of the college or
22 university that has an onsite, daily, full-time student
23 headcount above 1,000 students.

24 The Coordinator of Veterans and Military Personnel Student
25 Services shall be an ombudsperson serving the specific needs
26 of student veterans and military personnel and their families

1 and shall serve as an advocate before the administration of
2 the college or university for the needs of student veterans.
3 The college or university shall enable the Coordinator of
4 Veterans and Military Personnel Student Services to
5 communicate directly with the senior executive administration
6 of the college or university periodically. The college or
7 university shall retain unfettered discretion to determine the
8 organizational management structure of its institution.

9 In addition to any responsibilities the college or
10 university may assign, the Coordinator of Veterans and
11 Military Personnel Student Services shall make its best
12 efforts to create a centralized source for student veterans
13 and military personnel to learn how to receive all benefit
14 programs and services for which they are eligible.

15 Each college and university campus that is required to
16 have a Coordinator of Veterans and Military Personnel Student
17 Services shall regularly and conspicuously advertise the
18 office location and, phone number of, and Internet access to
19 the Coordinator of Veterans and Military Personnel Student
20 Services, along with a brief summary of the manner in which he
21 or she can assist student veterans. The advertisement shall
22 include, but is not necessarily limited to, the following:

23 (1) advertisements on each campus' Internet home page;

24 and

25 (2) any promotional mailings for student application.

26 The Coordinator of Veterans and Military Personnel Student

1 Services shall facilitate other campus offices with the
2 promotion of programs and services that are available.

3 (c) Upon receipt of all of the surveys under subsection
4 (a) of this Section, the Board of Higher Education and the
5 Department of Veterans' Affairs shall conduct a joint review
6 of the surveys. The Department of Veterans' Affairs shall and
7 post, on any Internet home page it they may operate, a link to
8 each survey as posted on the Internet website for the college
9 or university. The Board of Higher Education shall post, on
10 any Internet home page it may operate, a link to each survey as
11 posted on the Internet website for the college or university
12 or an annual report or document containing survey information
13 for each college or university. Upon receipt of all of the
14 surveys, the Office of the Governor, through its military
15 affairs advisors, shall similarly conduct a review of the
16 surveys ~~and post the surveys on its Internet website.~~
17 Following its review of the surveys, the Office of the
18 Governor shall submit an evaluation report to each college and
19 university offering suggestions and insight on the conduct of
20 student veteran-related policies and programs.

21 (d) The Board of Higher Education and the Department of
22 Veterans' Affairs may issue a best practices report to
23 highlight those programs and services that are most beneficial
24 to veterans and active duty military personnel. The report
25 shall contain a fiscal needs assessment in conjunction with
26 any program recommendations.

1 (e) Each college and university campus that is required to
2 have a Coordinator of Veterans and Military Personnel Student
3 Services under subsection (b) of this Section shall make its
4 best efforts to create academic and social programs and
5 services for veterans and active duty military personnel that
6 will provide reasonable opportunities for academic performance
7 and success.

8 Each public college and university shall make its best
9 efforts to determine how its online educational curricula can
10 be expanded or altered to serve the needs of student veterans
11 and currently-deployed military, including a determination of
12 whether and to what extent the public colleges and
13 universities can share existing technologies to improve the
14 online curricula of peer institutions, provided such efforts
15 are both practically and economically feasible.

16 (Source: P.A. 96-133, eff. 8-7-09; revised 7-16-19.)

17 (235 ILCS 5/1-3.37 rep.)

18 Section 40. The Liquor Control Act of 1934 is amended by
19 repealing Section 1-3.37.

20 (305 ILCS 40/Act rep.)

21 Section 45. The Nursing Home Grant Assistance Act is
22 repealed.

23 Section 50. The Clerks of Courts Act is amended by

1 changing Section 27.1b as follows:

2 (705 ILCS 105/27.1b)

3 (Section scheduled to be repealed on January 1, 2022)

4 Sec. 27.1b. Circuit court clerk fees. Notwithstanding any
5 other provision of law, all fees charged by the clerks of the
6 circuit court for the services described in this Section shall
7 be established, collected, and disbursed in accordance with
8 this Section. Except as otherwise specified in this Section,
9 all fees under this Section shall be paid in advance and
10 disbursed by each clerk on a monthly basis. In a county with a
11 population of over 3,000,000, units of local government and
12 school districts shall not be required to pay fees under this
13 Section in advance and the clerk shall instead send an
14 itemized bill to the unit of local government or school
15 district, within 30 days of the fee being incurred, and the
16 unit of local government or school district shall be allowed
17 at least 30 days from the date of the itemized bill to pay;
18 these payments shall be disbursed by each clerk on a monthly
19 basis. Unless otherwise specified in this Section, the amount
20 of a fee shall be determined by ordinance or resolution of the
21 county board and remitted to the county treasurer to be used
22 for purposes related to the operation of the court system in
23 the county. In a county with a population of over 3,000,000,
24 any amount retained by the clerk of the circuit court or
25 remitted to the county treasurer shall be subject to

1 appropriation by the county board.

2 (a) Civil cases. The fee for filing a complaint, petition,
3 or other pleading initiating a civil action shall be as set
4 forth in the applicable schedule under this subsection in
5 accordance with case categories established by the Supreme
6 Court in schedules.

7 (1) SCHEDULE 1: not to exceed a total of \$366 in a
8 county with a population of 3,000,000 or more and not to
9 exceed \$316 in any other county, except as applied to
10 units of local government and school districts in counties
11 with more than 3,000,000 inhabitants an amount not to
12 exceed \$190 through December 31, 2021 and \$184 on and
13 after January 1, 2022. The fees collected under this
14 schedule shall be disbursed as follows:

15 (A) The clerk shall retain a sum, in an amount not
16 to exceed \$55 in a county with a population of
17 3,000,000 or more and in an amount not to exceed \$45 in
18 any other county determined by the clerk with the
19 approval of the Supreme Court, to be used for court
20 automation, court document storage, and administrative
21 purposes.

22 (B) The clerk shall remit up to \$21 to the State
23 Treasurer. The State Treasurer shall deposit the
24 appropriate amounts, in accordance with the clerk's
25 instructions, as follows:

26 (i) up to \$10, as specified by the Supreme

1 Court in accordance with Part 10A of Article II of
2 the Code of Civil Procedure, into the Mandatory
3 Arbitration Fund;

4 (ii) \$2 into the Access to Justice Fund; and

5 (iii) \$9 into the Supreme Court Special
6 Purposes Fund.

7 (C) The clerk shall remit a sum to the County
8 Treasurer, in an amount not to exceed \$290 in a county
9 with a population of 3,000,000 or more and in an amount
10 not to exceed \$250 in any other county, as specified by
11 ordinance or resolution passed by the county board,
12 for purposes related to the operation of the court
13 system in the county.

14 (2) SCHEDULE 2: not to exceed a total of \$357 in a
15 county with a population of 3,000,000 or more and not to
16 exceed \$266 in any other county, except as applied to
17 units of local government and school districts in counties
18 with more than 3,000,000 inhabitants an amount not to
19 exceed \$190 through December 31, 2021 and \$184 on and
20 after January 1, 2022. The fees collected under this
21 schedule shall be disbursed as follows:

22 (A) The clerk shall retain a sum, in an amount not
23 to exceed \$55 in a county with a population of
24 3,000,000 or more and in an amount not to exceed \$45 in
25 any other county determined by the clerk with the
26 approval of the Supreme Court, to be used for court

1 automation, court document storage, and administrative
2 purposes.

3 (B) The clerk shall remit up to \$21 to the State
4 Treasurer. The State Treasurer shall deposit the
5 appropriate amounts, in accordance with the clerk's
6 instructions, as follows:

7 (i) up to \$10, as specified by the Supreme
8 Court in accordance with Part 10A of Article II of
9 the Code of Civil Procedure, into the Mandatory
10 Arbitration Fund;

11 (ii) \$2 into the Access to Justice Fund: and

12 (iii) \$9 into the Supreme Court Special
13 Purposes Fund.

14 (C) The clerk shall remit a sum to the County
15 Treasurer, in an amount not to exceed \$281 in a county
16 with a population of 3,000,000 or more and in an amount
17 not to exceed \$200 in any other county, as specified by
18 ordinance or resolution passed by the county board,
19 for purposes related to the operation of the court
20 system in the county.

21 (3) SCHEDULE 3: not to exceed a total of \$265 in a
22 county with a population of 3,000,000 or more and not to
23 exceed \$89 in any other county, except as applied to units
24 of local government and school districts in counties with
25 more than 3,000,000 inhabitants an amount not to exceed
26 \$190 through December 31, 2021 and \$184 on and after

1 January 1, 2022. The fees collected under this schedule
2 shall be disbursed as follows:

3 (A) The clerk shall retain a sum, in an amount not
4 to exceed \$55 in a county with a population of
5 3,000,000 or more and in an amount not to exceed \$22 in
6 any other county determined by the clerk with the
7 approval of the Supreme Court, to be used for court
8 automation, court document storage, and administrative
9 purposes.

10 (B) The clerk shall remit \$11 to the State
11 Treasurer. The State Treasurer shall deposit the
12 appropriate amounts in accordance with the clerk's
13 instructions, as follows:

14 (i) \$2 into the Access to Justice Fund; and

15 (ii) \$9 into the Supreme Court Special
16 Purposes Fund.

17 (C) The clerk shall remit a sum to the County
18 Treasurer, in an amount not to exceed \$199 in a county
19 with a population of 3,000,000 or more and in an amount
20 not to exceed \$56 in any other county, as specified by
21 ordinance or resolution passed by the county board,
22 for purposes related to the operation of the court
23 system in the county.

24 (4) SCHEDULE 4: \$0.

25 (b) Appearance. The fee for filing an appearance in a
26 civil action, including a cannabis civil law action under the

1 Cannabis Control Act, shall be as set forth in the applicable
2 schedule under this subsection in accordance with case
3 categories established by the Supreme Court in schedules.

4 (1) SCHEDULE 1: not to exceed a total of \$230 in a
5 county with a population of 3,000,000 or more and not to
6 exceed \$191 in any other county, except as applied to
7 units of local government and school districts in counties
8 with more than 3,000,000 inhabitants an amount not to
9 exceed \$75. The fees collected under this schedule shall
10 be disbursed as follows:

11 (A) The clerk shall retain a sum, in an amount not
12 to exceed \$50 in a county with a population of
13 3,000,000 or more and in an amount not to exceed \$45 in
14 any other county determined by the clerk with the
15 approval of the Supreme Court, to be used for court
16 automation, court document storage, and administrative
17 purposes.

18 (B) The clerk shall remit up to \$21 to the State
19 Treasurer. The State Treasurer shall deposit the
20 appropriate amounts, in accordance with the clerk's
21 instructions, as follows:

22 (i) up to \$10, as specified by the Supreme
23 Court in accordance with Part 10A of Article II of
24 the Code of Civil Procedure, into the Mandatory
25 Arbitration Fund;

26 (ii) \$2 into the Access to Justice Fund; and

1 (iii) \$9 into the Supreme Court Special
2 Purposes Fund.

3 (C) The clerk shall remit a sum to the County
4 Treasurer, in an amount not to exceed \$159 in a county
5 with a population of 3,000,000 or more and in an amount
6 not to exceed \$125 in any other county, as specified by
7 ordinance or resolution passed by the county board,
8 for purposes related to the operation of the court
9 system in the county.

10 (2) SCHEDULE 2: not to exceed a total of \$130 in a
11 county with a population of 3,000,000 or more and not to
12 exceed \$109 in any other county, except as applied to
13 units of local government and school districts in counties
14 with more than 3,000,000 inhabitants an amount not to
15 exceed \$75. The fees collected under this schedule shall
16 be disbursed as follows:

17 (A) The clerk shall retain a sum, in an amount not
18 to exceed \$50 in a county with a population of
19 3,000,000 or more and in an amount not to exceed \$10 in
20 any other county determined by the clerk with the
21 approval of the Supreme Court, to be used for court
22 automation, court document storage, and administrative
23 purposes.

24 (B) The clerk shall remit \$9 to the State
25 Treasurer, which the State Treasurer shall deposit
26 into the Supreme Court Special Purposes ~~Purpose~~ Fund.

1 (C) The clerk shall remit a sum to the County
2 Treasurer, in an amount not to exceed \$71 in a county
3 with a population of 3,000,000 or more and in an amount
4 not to exceed \$90 in any other county, as specified by
5 ordinance or resolution passed by the county board,
6 for purposes related to the operation of the court
7 system in the county.

8 (3) SCHEDULE 3: \$0.

9 (b-5) Kane County and Will County. In Kane County and Will
10 County civil cases, there is an additional fee of up to \$30 as
11 set by the county board under Section 5-1101.3 of the Counties
12 Code to be paid by each party at the time of filing the first
13 pleading, paper, or other appearance; provided that no
14 additional fee shall be required if more than one party is
15 represented in a single pleading, paper, or other appearance.
16 Distribution of fees collected under this subsection (b-5)
17 shall be as provided in Section 5-1101.3 of the Counties Code.

18 (c) Counterclaim or third party complaint. When any
19 defendant files a counterclaim or third party complaint, as
20 part of the defendant's answer or otherwise, the defendant
21 shall pay a filing fee for each counterclaim or third party
22 complaint in an amount equal to the filing fee the defendant
23 would have had to pay had the defendant brought a separate
24 action for the relief sought in the counterclaim or third
25 party complaint, less the amount of the appearance fee, if
26 any, that the defendant has already paid in the action in which

1 the counterclaim or third party complaint is filed.

2 (d) Alias summons. The clerk shall collect a fee not to
3 exceed \$6 in a county with a population of 3,000,000 or more
4 and not to exceed \$5 in any other county for each alias summons
5 or citation issued by the clerk, except as applied to units of
6 local government and school districts in counties with more
7 than 3,000,000 inhabitants an amount not to exceed \$5 for each
8 alias summons or citation issued by the clerk.

9 (e) Jury services. The clerk shall collect, in addition to
10 other fees allowed by law, a sum not to exceed \$212.50, as a
11 fee for the services of a jury in every civil action not
12 quasi-criminal in its nature and not a proceeding for the
13 exercise of the right of eminent domain and in every other
14 action wherein the right of trial by jury is or may be given by
15 law. The jury fee shall be paid by the party demanding a jury
16 at the time of filing the jury demand. If the fee is not paid
17 by either party, no jury shall be called in the action or
18 proceeding, and the action or proceeding shall be tried by the
19 court without a jury.

20 (f) Change of venue. In connection with a change of venue:

21 (1) The clerk of the jurisdiction from which the case
22 is transferred may charge a fee, not to exceed \$40, for the
23 preparation and certification of the record; and

24 (2) The clerk of the jurisdiction to which the case is
25 transferred may charge the same filing fee as if it were
26 the commencement of a new suit.

1 (g) Petition to vacate or modify.

2 (1) In a proceeding involving a petition to vacate or
3 modify any final judgment or order filed within 30 days
4 after the judgment or order was entered, except for an
5 eviction case, small claims case, petition to reopen an
6 estate, petition to modify, terminate, or enforce a
7 judgment or order for child or spousal support, or
8 petition to modify, suspend, or terminate an order for
9 withholding, the fee shall not exceed \$60 in a county with
10 a population of 3,000,000 or more and shall not exceed \$50
11 in any other county, except as applied to units of local
12 government and school districts in counties with more than
13 3,000,000 inhabitants an amount not to exceed \$50.

14 (2) In a proceeding involving a petition to vacate or
15 modify any final judgment or order filed more than 30 days
16 after the judgment or order was entered, except for a
17 petition to modify, terminate, or enforce a judgment or
18 order for child or spousal support, or petition to modify,
19 suspend, or terminate an order for withholding, the fee
20 shall not exceed \$75.

21 (3) In a proceeding involving a motion to vacate or
22 amend a final order, motion to vacate an ex parte
23 judgment, judgment of forfeiture, or "failure to appear"
24 or "failure to comply" notices sent to the Secretary of
25 State, the fee shall equal \$40.

26 (h) Appeals preparation. The fee for preparation of a

1 record on appeal shall be based on the number of pages, as
2 follows:

3 (1) if the record contains no more than 100 pages, the
4 fee shall not exceed \$70 in a county with a population of
5 3,000,000 or more and shall not exceed \$50 in any other
6 county;

7 (2) if the record contains between 100 and 200 pages,
8 the fee shall not exceed \$100; and

9 (3) if the record contains 200 or more pages, the
10 clerk may collect an additional fee not to exceed 25 cents
11 per page.

12 (i) Remands. In any cases remanded to the circuit court
13 from the Supreme Court or the appellate court for a new trial,
14 the clerk shall reinstate the case with either its original
15 number or a new number. The clerk shall not charge any new or
16 additional fee for the reinstatement. Upon reinstatement, the
17 clerk shall advise the parties of the reinstatement. Parties
18 shall have the same right to a jury trial on remand and
19 reinstatement that they had before the appeal, and no
20 additional or new fee or charge shall be made for a jury trial
21 after remand.

22 (j) Garnishment, wage deduction, and citation. In
23 garnishment affidavit, wage deduction affidavit, and citation
24 petition proceedings:

25 (1) if the amount in controversy in the proceeding is
26 not more than \$1,000, the fee may not exceed \$35 in a

1 county with a population of 3,000,000 or more and may not
2 exceed \$15 in any other county, except as applied to units
3 of local government and school districts in counties with
4 more than 3,000,000 inhabitants an amount not to exceed
5 \$15;

6 (2) if the amount in controversy in the proceeding is
7 greater than \$1,000 and not more than \$5,000, the fee may
8 not exceed \$45 in a county with a population of 3,000,000
9 or more and may not exceed \$30 in any other county, except
10 as applied to units of local government and school
11 districts in counties with more than 3,000,000 inhabitants
12 an amount not to exceed \$30; and

13 (3) if the amount in controversy in the proceeding is
14 greater than \$5,000, the fee may not exceed \$65 in a county
15 with a population of 3,000,000 or more and may not exceed
16 \$50 in any other county, except as applied to units of
17 local government and school districts in counties with
18 more than 3,000,000 inhabitants an amount not to exceed
19 \$50.

20 (j-5) Debt collection. In any proceeding to collect a debt
21 subject to the exception in item (ii) of subparagraph (A-5) of
22 paragraph (1) of subsection (z) of this Section, the circuit
23 court shall order and the clerk shall collect from each
24 judgment debtor a fee of:

25 (1) \$35 if the amount in controversy in the proceeding
26 is not more than \$1,000;

1 (2) \$45 if the amount in controversy in the proceeding
2 is greater than \$1,000 and not more than \$5,000; and

3 (3) \$65 if the amount in controversy in the proceeding
4 is greater than \$5,000.

5 (k) Collections.

6 (1) For all collections made of others, except the
7 State and county and except in maintenance or child
8 support cases, the clerk may collect a fee of up to 2.5% of
9 the amount collected and turned over.

10 (2) In child support and maintenance cases, the clerk
11 may collect an annual fee of up to \$36 from the person
12 making payment for maintaining child support records and
13 the processing of support orders to the State of Illinois
14 KIDS system and the recording of payments issued by the
15 State Disbursement Unit for the official record of the
16 Court. This fee is in addition to and separate from
17 amounts ordered to be paid as maintenance or child support
18 and shall be deposited into a Separate Maintenance and
19 Child Support Collection Fund, of which the clerk shall be
20 the custodian, ex officio, to be used by the clerk to
21 maintain child support orders and record all payments
22 issued by the State Disbursement Unit for the official
23 record of the Court. The clerk may recover from the person
24 making the maintenance or child support payment any
25 additional cost incurred in the collection of this annual
26 fee.

1 (3) The clerk may collect a fee of \$5 for
2 certifications made to the Secretary of State as provided
3 in Section 7-703 of the Illinois Vehicle Code, and this
4 fee shall be deposited into the Separate Maintenance and
5 Child Support Collection Fund.

6 (4) In proceedings to foreclose the lien of delinquent
7 real estate taxes, State's Attorneys shall receive a fee
8 of 10% of the total amount realized from the sale of real
9 estate sold in the proceedings. The clerk shall collect
10 the fee from the total amount realized from the sale of the
11 real estate sold in the proceedings and remit to the
12 County Treasurer to be credited to the earnings of the
13 Office of the State's Attorney.

14 (1) Mailing. The fee for the clerk mailing documents shall
15 not exceed \$10 plus the cost of postage.

16 (m) Certified copies. The fee for each certified copy of a
17 judgment, after the first copy, shall not exceed \$10.

18 (n) Certification, authentication, and reproduction.

19 (1) The fee for each certification or authentication
20 for taking the acknowledgment of a deed or other
21 instrument in writing with the seal of office shall not
22 exceed \$6.

23 (2) The fee for reproduction of any document contained
24 in the clerk's files shall not exceed:

25 (A) \$2 for the first page;

26 (B) 50 cents per page for the next 19 pages; and

1 (C) 25 cents per page for all additional pages.

2 (o) Record search. For each record search, within a
3 division or municipal district, the clerk may collect a search
4 fee not to exceed \$6 for each year searched.

5 (p) Hard copy. For each page of hard copy print output,
6 when case records are maintained on an automated medium, the
7 clerk may collect a fee not to exceed \$10 in a county with a
8 population of 3,000,000 or more and not to exceed \$6 in any
9 other county, except as applied to units of local government
10 and school districts in counties with more than 3,000,000
11 inhabitants an amount not to exceed \$6.

12 (q) Index inquiry and other records. No fee shall be
13 charged for a single plaintiff and defendant index inquiry or
14 single case record inquiry when this request is made in person
15 and the records are maintained in a current automated medium,
16 and when no hard copy print output is requested. The fees to be
17 charged for management records, multiple case records, and
18 multiple journal records may be specified by the Chief Judge
19 pursuant to the guidelines for access and dissemination of
20 information approved by the Supreme Court.

21 (r) Performing a marriage. There shall be a \$10 fee for
22 performing a marriage in court.

23 (s) Voluntary assignment. For filing each deed of
24 voluntary assignment, the clerk shall collect a fee not to
25 exceed \$20. For recording a deed of voluntary assignment, the
26 clerk shall collect a fee not to exceed 50 cents for each 100

1 words. Exceptions filed to claims presented to an assignee of
2 a debtor who has made a voluntary assignment for the benefit of
3 creditors shall be considered and treated, for the purpose of
4 taxing costs therein, as actions in which the party or parties
5 filing the exceptions shall be considered as party or parties
6 plaintiff, and the claimant or claimants as party or parties
7 defendant, and those parties respectively shall pay to the
8 clerk the same fees as provided by this Section to be paid in
9 other actions.

10 (t) Expungement petition. The clerk may collect a fee not
11 to exceed \$60 for each expungement petition filed and an
12 additional fee not to exceed \$4 for each certified copy of an
13 order to expunge arrest records.

14 (u) Transcripts of judgment. For the filing of a
15 transcript of judgment, the clerk may collect the same fee as
16 if it were the commencement of a new suit.

17 (v) Probate filings.

18 (1) For each account (other than one final account)
19 filed in the estate of a decedent, or ward, the fee shall
20 not exceed \$25.

21 (2) For filing a claim in an estate when the amount
22 claimed is greater than \$150 and not more than \$500, the
23 fee shall not exceed \$40 in a county with a population of
24 3,000,000 or more and shall not exceed \$25 in any other
25 county; when the amount claimed is greater than \$500 and
26 not more than \$10,000, the fee shall not exceed \$55 in a

1 county with a population of 3,000,000 or more and shall
2 not exceed \$40 in any other county; and when the amount
3 claimed is more than \$10,000, the fee shall not exceed \$75
4 in a county with a population of 3,000,000 or more and
5 shall not exceed \$60 in any other county; except the court
6 in allowing a claim may add to the amount allowed the
7 filing fee paid by the claimant.

8 (3) For filing in an estate a claim, petition, or
9 supplemental proceeding based upon an action seeking
10 equitable relief including the construction or contest of
11 a will, enforcement of a contract to make a will, and
12 proceedings involving testamentary trusts or the
13 appointment of testamentary trustees, the fee shall not
14 exceed \$60.

15 (4) There shall be no fee for filing in an estate: (i)
16 the appearance of any person for the purpose of consent;
17 or (ii) the appearance of an executor, administrator,
18 administrator to collect, guardian, guardian ad litem, or
19 special administrator.

20 (5) For each jury demand, the fee shall not exceed
21 \$137.50.

22 (6) For each certified copy of letters of office, of
23 court order, or other certification, the fee shall not
24 exceed \$2 per page.

25 (7) For each exemplification, the fee shall not exceed
26 \$2, plus the fee for certification.

1 (8) The executor, administrator, guardian, petitioner,
2 or other interested person or his or her attorney shall
3 pay the cost of publication by the clerk directly to the
4 newspaper.

5 (9) The person on whose behalf a charge is incurred
6 for witness, court reporter, appraiser, or other
7 miscellaneous fees shall pay the same directly to the
8 person entitled thereto.

9 (10) The executor, administrator, guardian,
10 petitioner, or other interested person or his or her
11 attorney shall pay to the clerk all postage charges
12 incurred by the clerk in mailing petitions, orders,
13 notices, or other documents pursuant to the provisions of
14 the Probate Act of 1975.

15 (w) Corrections of numbers. For correction of the case
16 number, case title, or attorney computer identification
17 number, if required by rule of court, on any document filed in
18 the clerk's office, to be charged against the party that filed
19 the document, the fee shall not exceed \$25.

20 (x) Miscellaneous.

21 (1) Interest earned on any fees collected by the clerk
22 shall be turned over to the county general fund as an
23 earning of the office.

24 (2) For any check, draft, or other bank instrument
25 returned to the clerk for non-sufficient funds, account
26 closed, or payment stopped, the clerk shall collect a fee

1 of \$25.

2 (y) Other fees. Any fees not covered in this Section shall
3 be set by rule or administrative order of the circuit court
4 with the approval of the Administrative Office of the Illinois
5 Courts. The clerk of the circuit court may provide services in
6 connection with the operation of the clerk's office, other
7 than those services mentioned in this Section, as may be
8 requested by the public and agreed to by the clerk and approved
9 by the Chief Judge. Any charges for additional services shall
10 be as agreed to between the clerk and the party making the
11 request and approved by the Chief Judge. Nothing in this
12 subsection shall be construed to require any clerk to provide
13 any service not otherwise required by law.

14 (y-5) Unpaid fees. Unless a court ordered payment schedule
15 is implemented or the fee requirements of this Section are
16 waived under a court order, the clerk of the circuit court may
17 add to any unpaid fees and costs under this Section a
18 delinquency amount equal to 5% of the unpaid fees that remain
19 unpaid after 30 days, 10% of the unpaid fees that remain unpaid
20 after 60 days, and 15% of the unpaid fees that remain unpaid
21 after 90 days. Notice to those parties may be made by signage
22 posting or publication. The additional delinquency amounts
23 collected under this Section shall be deposited into the
24 Circuit Court Clerk Operations and Administration Fund and
25 used to defray additional administrative costs incurred by the
26 clerk of the circuit court in collecting unpaid fees and

1 costs.

2 (z) Exceptions.

3 (1) No fee authorized by this Section shall apply to:

4 (A) police departments or other law enforcement
5 agencies. In this Section, "law enforcement agency"
6 means: an agency of the State or agency of a unit of
7 local government which is vested by law or ordinance
8 with the duty to maintain public order and to enforce
9 criminal laws or ordinances; the Attorney General; or
10 any State's Attorney;

11 (A-5) any unit of local government or school
12 district, except in counties having a population of
13 500,000 or more the county board may by resolution set
14 fees for units of local government or school districts
15 no greater than the minimum fees applicable in
16 counties with a population less than 3,000,000;
17 provided however, no fee may be charged to any unit of
18 local government or school district in connection with
19 any action which, in whole or in part, is: (i) to
20 enforce an ordinance; (ii) to collect a debt; or (iii)
21 under the Administrative Review Law;

22 (B) any action instituted by the corporate
23 authority of a municipality with more than 1,000,000
24 inhabitants under Section 11-31-1 of the Illinois
25 Municipal Code and any action instituted under
26 subsection (b) of Section 11-31-1 of the Illinois

1 Municipal Code by a private owner or tenant of real
2 property within 1,200 feet of a dangerous or unsafe
3 building seeking an order compelling the owner or
4 owners of the building to take any of the actions
5 authorized under that subsection;

6 (C) any commitment petition or petition for an
7 order authorizing the administration of psychotropic
8 medication or electroconvulsive therapy under the
9 Mental Health and Developmental Disabilities Code;

10 (D) a petitioner in any order of protection
11 proceeding, including, but not limited to, fees for
12 filing, modifying, withdrawing, certifying, or
13 photocopying petitions for orders of protection,
14 issuing alias summons, any related filing service, or
15 certifying, modifying, vacating, or photocopying any
16 orders of protection; or

17 (E) proceedings for the appointment of a
18 confidential intermediary under the Adoption Act.

19 (2) No fee other than the filing fee contained in the
20 applicable schedule in subsection (a) shall be charged to
21 any person in connection with an adoption proceeding.

22 (3) Upon good cause shown, the court may waive any
23 fees associated with a special needs adoption. The term
24 "special needs adoption" has the meaning provided by the
25 Illinois Department of Children and Family Services.

26 (aa) This Section is repealed on January 1, 2022.

1 (Source: P.A. 100-987, eff. 7-1-19; 100-994, eff. 7-1-19;
2 100-1161, eff. 7-1-19; 101-645, eff. 6-26-20; revised
3 8-18-20.)

4 Section 55. The Criminal and Traffic Assessment Act is
5 amended by changing Section 15-20 as follows:

6 (705 ILCS 135/15-20)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 15-20. SCHEDULE 4; felony sex offenses.

9 SCHEDULE 4: For a felony or attempted felony under Article
10 11 or Section 12-33 of the Criminal Code of 2012, the Clerk of
11 the Circuit Court shall collect \$1,314 and remit as follows:

12 (1) As the county's portion, \$354 to the county treasurer,
13 who shall deposit the money as follows:

14 (A) \$20 into the Court Automation Fund;

15 (B) \$20 into the Court Document Storage Fund;

16 (C) \$5 into the Circuit Court Clerk Operation and
17 Administrative Fund;

18 (D) \$255 into the county's General Fund;

19 (E) \$10 into the Child Advocacy Center Fund;

20 (F) \$2 into the State's Attorney Records Automation
21 Fund;

22 (G) \$2 into the Public Defender Records Automation
23 Fund;

24 (H) \$20 into the County Jail Medical Costs Fund; and

1 (I) \$20 into the Probation and Court Services Fund.

2 (2) As the State's portion, \$960 to the State Treasurer,
3 who shall deposit the money as follows:

4 (A) \$520 into the State Police Operations Assistance
5 Fund;

6 (B) \$100 into the Violent Crime Victims Assistance
7 Fund;

8 (C) \$200 into the Sexual Assault Services Fund;

9 (D) \$100 into the Domestic Violence Shelter and
10 Service ~~Services~~ Fund;

11 (E) \$5 into the State Police Merit Board Public Safety
12 Fund; and

13 (F) \$35 into the Traffic and Criminal Conviction
14 Surcharge Fund.

15 (Source: P.A. 100-987, eff. 7-1-19.)

16 Section 60. The Unified Code of Corrections is amended by
17 changing Sections 5-4-3a and 5-9-1.22 as follows:

18 (730 ILCS 5/5-4-3a)

19 Sec. 5-4-3a. DNA testing backlog accountability.

20 (a) On or before August 1 of each year, the Department of
21 State Police shall report to the Governor and both houses of
22 the General Assembly the following information:

23 (1) the extent of the backlog of cases awaiting
24 testing or awaiting DNA analysis by that Department,

1 including but not limited to those tests conducted under
2 Section 5-4-3, as of June 30 of the previous fiscal year,
3 with the backlog being defined as all cases awaiting
4 forensic testing whether in the physical custody of the
5 State Police or in the physical custody of local law
6 enforcement, provided that the State Police have written
7 notice of any evidence in the physical custody of local
8 law enforcement prior to June 1 of that year; and

9 (2) what measures have been and are being taken to
10 reduce that backlog and the estimated costs or
11 expenditures in doing so.

12 (b) The information reported under this Section shall be
13 made available to the public, at the time it is reported, on
14 the official web site of the Department of State Police.

15 (c) Beginning January 1, 2016, the Department of State
16 Police shall quarterly report on the status of the processing
17 of ~~forensic biology and DNA evidence~~ submitted to the
18 Department of State Police Laboratory for analysis. The report
19 shall be submitted to the Governor and the General Assembly,
20 and shall be posted on the Department of State Police website.
21 The report shall include the following for each State Police
22 Laboratory location and any laboratory to which the Department
23 of State Police has outsourced evidence for testing:

24 (1) For ~~forensic~~ biology submissions, report both
25 total assignment case and sexual assault or abuse
26 assignment case (as defined by the Sexual Assault Evidence

1 Submission Act) figures for:

2 (A) The number of assignments ~~cases~~ received in
3 the preceding quarter.

4 (B) The number of assignments ~~cases~~ completed in
5 the preceding quarter.

6 (C) The number of assignments ~~cases~~ waiting
7 analysis.

8 (D) The number of assignments ~~cases~~ sent for
9 outsourcing.

10 (E) The number of assignments ~~cases~~ waiting
11 analysis that were received within the past 30 days.

12 (F) The number of assignments ~~cases~~ waiting
13 analysis that were received 31 to 90 days prior.

14 (G) The number of assignments ~~cases~~ waiting
15 analysis that were received 91 to 180 days prior.

16 (H) The number of assignments ~~cases~~ waiting
17 analysis that were received 181 to 365 days prior.

18 (I) The number of assignments ~~cases~~ waiting
19 analysis that were received more than 365 days prior.

20 (J) (Blank). ~~The number of cases forwarded for DNA~~
21 ~~analyses.~~

22 (2) (Blank). ~~For DNA submissions, report both total~~
23 ~~case and sexual assault or abuse case (as defined by the~~
24 ~~Sexual Assault Evidence Submission Act) figures for:~~

25 ~~(A) The number of cases received in the preceding~~
26 ~~quarter.~~

1 ~~(B) The number of cases completed in the preceding~~
2 ~~quarter.~~

3 ~~(C) The number of cases waiting analysis.~~

4 ~~(D) The number of cases sent for outsourcing.~~

5 ~~(E) The number of cases waiting analysis that were~~
6 ~~received within the past 30 days.~~

7 ~~(F) The number of cases waiting analysis that were~~
8 ~~received 31 to 90 days prior.~~

9 ~~(G) The number of cases waiting analysis that were~~
10 ~~received 91 to 180 days prior.~~

11 ~~(H) The number of cases waiting analysis that were~~
12 ~~received 181 to 365 days prior.~~

13 ~~(I) The number of cases waiting analysis that were~~
14 ~~received more than 365 days prior.~~

15 (3) For all other categories of testing (e.g., drug
16 chemistry, firearms/toolmark, footwear/tire track, latent
17 prints, toxicology, and trace chemistry analysis):

18 (A) The number of assignments ~~cases~~ received in
19 the preceding quarter.

20 (B) The number of assignments ~~cases~~ completed in
21 the preceding quarter.

22 (C) The number of assignments ~~cases~~ waiting
23 analysis.

24 (4) For the Combined DNA Index System (CODIS), report
25 both total assignment ~~case~~ and sexual assault or abuse
26 assignment ~~case~~ (as defined by the Sexual Assault Evidence

1 Submission Act) figures for subparagraphs (D), (E), and
2 (F) of this paragraph (4):

3 (A) The number of new offender samples received in
4 the preceding quarter.

5 (B) The number of offender samples uploaded to
6 CODIS in the preceding quarter.

7 (C) The number of offender samples awaiting
8 analysis.

9 (D) The number of unknown DNA case profiles
10 uploaded to CODIS in the preceding quarter.

11 (E) The number of CODIS hits in the preceding
12 quarter.

13 (F) The number of forensic evidence submissions
14 submitted to confirm a previously reported CODIS hit.

15 (5) For each category of testing, report the number of
16 trained forensic scientists and the number of forensic
17 scientists in training.

18 As used in this subsection (c), "completed" means
19 completion of both the analysis of the evidence and the
20 provision of the results to the submitting law enforcement
21 agency.

22 (d) The provisions of this subsection (d), other than this
23 sentence, are inoperative on and after January 1, 2019 or 2
24 years after the effective date of this amendatory Act of the
25 99th General Assembly, whichever is later. In consultation
26 with and subject to the approval of the Chief Procurement

1 Officer, the Department of State Police may obtain contracts
2 for services, commodities, and equipment to assist in the
3 timely completion of ~~forensic~~ biology, ~~DNA~~, drug chemistry,
4 firearms/toolmark, footwear/tire track, latent prints,
5 toxicology, microscopy, trace chemistry, and Combined DNA
6 Index System (CODIS) analysis. Contracts to support the
7 delivery of timely forensic science services are not subject
8 to the provisions of the Illinois Procurement Code, except for
9 Sections 20-60, 20-65, 20-70, and 20-160 and Article 50 of
10 that Code, provided that the Chief Procurement Officer may, in
11 writing with justification, waive any certification required
12 under Article 50 of the Illinois Procurement Code. For any
13 contracts for services which are currently provided by members
14 of a collective bargaining agreement, the applicable terms of
15 the collective bargaining agreement concerning subcontracting
16 shall be followed.

17 (Source: P.A. 99-352, eff. 1-1-16; 99-801, eff. 1-1-17.)

18 (730 ILCS 5/5-9-1.22)

19 Sec. 5-9-1.22. Fee; Roadside Memorial Fund. A person who
20 is convicted or receives a disposition of court supervision
21 for a violation of Section 11-501 of the Illinois Vehicle Code
22 shall, in addition to any other disposition, penalty, or fine
23 imposed, pay a fee of \$50 which shall be collected by the clerk
24 of the court and then remitted to the State Treasurer for
25 deposit into the Roadside Memorial Fund, a special fund that

1 is created in the State treasury. However, the court may waive
2 the fee if full restitution is complied with. Subject to
3 appropriation, all moneys in the Roadside Memorial Fund shall
4 be used by the Department of Transportation to pay fees
5 imposed under subsection (f) of Section 20 of the Roadside
6 Memorial Act.

7 This Section is substantially the same as Section 5-9-1.18
8 ~~5-9-1.8~~ of the Unified Code of Corrections, which Section was
9 repealed by Public Act 100-987, and shall be construed as a
10 continuation of the fee established by that prior law, and not
11 as a new or different fee.

12 (Source: P.A. 101-10, eff. 6-5-19.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.