



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2430

Introduced 2/19/2021, by Rep. LaToya Greenwood

SYNOPSIS AS INTRODUCED:

- 705 ILCS 135/10-5
- 705 ILCS 135/15-5
- 705 ILCS 135/15-10
- 705 ILCS 135/15-15
- 705 ILCS 135/15-20
- 705 ILCS 135/15-25
- 705 ILCS 135/15-30
- 705 ILCS 135/15-35
- 705 ILCS 135/15-40
- 705 ILCS 135/15-45
- 705 ILCS 135/15-65
- 705 ILCS 135/15-70

Amends the Criminal and Traffic Assessment Act. Provides that in each county in which Court Appointed Special Advocates provide services, a Court Appointed Special Advocates Fund is specifically for the operations of the Court Appointed Special Advocates, from which the county board shall make grants to support the activities and services of the Court Appointed Special Advocates within that county. Provides that \$10 shall be deposited from the county's portion into the Court Appointed Special Advocates Fund under the following fee schedules: generic felony offenses; felony DUI offenses; felony drug offenses; felony sex offenses; generic misdemeanor offenses; misdemeanor DUI offenses; misdemeanor drug offenses; misdemeanor sex offenses; major traffic offenses; and non-traffic violations. Provides that the conditional assessment amount for a drug-related offense involving possession or delivery of cannabis or possession or delivery of a controlled substance shall be disbursed with 50% going to the treasurer of the arresting law enforcement agency of the municipality or county, or to the State Treasurer if the arresting agency was a State agency, to be deposited into the State Police Law Enforcement Administration Fund, the Conservation Police Operations Assistance Fund, the Secretary of State Police Services Fund, or the Transportation Regulatory Fund, depending on which State agency made the arrest. Effective July 1, 2021.

LRB102 12718 LNS 18057 b

1 AN ACT concerning courts.

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

4 Section 5. The Criminal and Traffic Assessment Act is
5 amended by changing Sections 10-5, 15-5, 15-10, 15-15, 15-20,
6 15-25, 15-30, 15-35, 15-40, 15-45, 15-65, and 15-70 as
7 follows:

8 (705 ILCS 135/10-5)

9 (Section scheduled to be repealed on January 1, 2022)

10 Sec. 10-5. Funds.

11 (a) All money collected by the Clerk of the Circuit Court
12 under Article 15 of this Act shall be remitted as directed in
13 Article 15 of this Act to the county treasurer, to the State
14 Treasurer, and to the treasurers of the units of local
15 government. If an amount payable to any of the treasurers is
16 less than \$10, the clerk may postpone remitting the money
17 until \$10 has accrued or by the end of fiscal year. The
18 treasurers shall deposit the money as indicated in the
19 schedules, except, in a county with a population of over
20 3,000,000, money remitted to the county treasurer shall be
21 subject to appropriation by the county board. Any amount
22 retained by the Clerk of the Circuit Court in a county with a
23 population of over 3,000,000 shall be subject to appropriation

1 by the county board.

2 (b) The county treasurer or the treasurer of the unit of
3 local government may create the funds indicated in paragraphs
4 (1) through (5), (9), and (16) of subsection (d) of this
5 Section, if not already in existence. If a county or unit of
6 local government has not instituted, and does not plan to
7 institute a program that uses a particular fund, the treasurer
8 need not create the fund and may instead deposit the money
9 intended for the fund into the general fund of the county or
10 unit of local government for use in financing the court
11 system.

12 (c) If the arresting agency is a State agency, the
13 arresting agency portion shall be remitted by the clerk of
14 court to the State Treasurer who shall deposit the portion as
15 follows:

16 (1) if the arresting agency is the Department of State
17 Police, into the State Police Law Enforcement
18 Administration Fund;

19 (2) if the arresting agency is the Department of
20 Natural Resources, into the Conservation Police Operations
21 Assistance Fund;

22 (3) if the arresting agency is the Secretary of State,
23 into the Secretary of State Police Services Fund; and

24 (4) if the arresting agency is the Illinois Commerce
25 Commission, into the Transportation Regulatory Fund.

26 (d) Fund descriptions and provisions:

1 (1) The Court Automation Fund is to defray the
2 expense, borne by the county, of establishing and
3 maintaining automated record keeping systems in the Office
4 of the Clerk of the Circuit Court. The money shall be
5 remitted monthly by the clerk to the county treasurer and
6 identified as funds for the Circuit Court Clerk. The fund
7 shall be audited by the county auditor, and the board
8 shall make expenditures from the fund in payment of any
9 costs related to the automation of court records including
10 hardware, software, research and development costs, and
11 personnel costs related to the foregoing, provided that
12 the expenditure is approved by the clerk of the court and
13 by the chief judge of the circuit court or his or her
14 designee.

15 (2) The Document Storage Fund is to defray the
16 expense, borne by the county, of establishing and
17 maintaining a document storage system and converting the
18 records of the circuit court clerk to electronic or
19 micrographic storage. The money shall be remitted monthly
20 by the clerk to the county treasurer and identified as
21 funds for the circuit court clerk. The fund shall be
22 audited by the county auditor, and the board shall make
23 expenditure from the fund in payment of any cost related
24 to the storage of court records, including hardware,
25 software, research and development costs, and personnel
26 costs related to the foregoing, provided that the

1 expenditure is approved by the clerk of the court.

2 (3) The Circuit Clerk Operations and Administration
3 Fund may be used to defray the expenses incurred for
4 collection and disbursement of the various assessment
5 schedules. The money shall be remitted monthly by the
6 clerk to the county treasurer and identified as funds for
7 the circuit court clerk.

8 (4) The State's Attorney Records Automation Fund is to
9 defray the expense of establishing and maintaining
10 automated record keeping systems in the offices of the
11 State's Attorney. The money shall be remitted monthly by
12 the clerk to the county treasurer for deposit into the
13 State's Attorney Records Automation Fund. Expenditures
14 from this fund may be made by the State's Attorney for
15 hardware, software, and research and development related
16 to automated record keeping systems.

17 (5) The Public Defender Records Automation Fund is to
18 defray the expense of establishing and maintaining
19 automated record keeping systems in the offices of the
20 Public Defender. The money shall be remitted monthly by
21 the clerk to the county treasurer for deposit into the
22 Public Defender Records Automation Fund. Expenditures from
23 this fund may be made by the Public Defender for hardware,
24 software, and research and development related to
25 automated record keeping systems.

26 (6) The DUI Fund shall be used for enforcement and

1 prevention of driving while under the influence of
2 alcohol, other drug or drugs, intoxicating compound or
3 compounds or any combination thereof, as defined by
4 Section 11-501 of the Illinois Vehicle Code, including,
5 but not limited to, the purchase of law enforcement
6 equipment and commodities that will assist in the
7 prevention of alcohol-related criminal violence throughout
8 the State; police officer training and education in areas
9 related to alcohol-related crime, including, but not
10 limited to, DUI training; and police officer salaries,
11 including, but not limited to, salaries for hire-back
12 funding for safety checkpoints, saturation patrols, and
13 liquor store sting operations. Any moneys shall be used to
14 purchase law enforcement equipment that will assist in the
15 prevention of alcohol-related criminal violence throughout
16 the State. The money shall be remitted monthly by the
17 clerk to the State or local treasurer for deposit as
18 provided by law.

19 (7) The Trauma Center Fund shall be distributed as
20 provided under Section 3.225 of the Emergency Medical
21 Services (EMS) Systems Act.

22 (8) The Probation and Court Services Fund is to be
23 expended as described in Section 15.1 of the Probation and
24 Probation Officers Act.

25 (9) The Circuit Court Clerk Electronic Citation Fund
26 shall have the Circuit Court Clerk as the custodian, ex

1 officio, of the Fund and shall be used to perform the
2 duties required by the office for establishing and
3 maintaining electronic citations. The Fund shall be
4 audited by the county's auditor.

5 (10) The Drug Treatment Fund is a special fund in the
6 State treasury. Moneys in the Fund shall be expended as
7 provided in Section 411.2 of the Illinois Controlled
8 Substances Act.

9 (11) The Violent Crime Victims Assistance Fund is a
10 special fund in the State treasury to provide moneys for
11 the grants to be awarded under the Violent Crime Victims
12 Assistance Act.

13 (12) The Criminal Justice Information Projects Fund
14 shall be appropriated to and administered by the Illinois
15 Criminal Justice Information Authority for distribution to
16 fund Department of State Police drug task forces and
17 Metropolitan Enforcement Groups, for the costs associated
18 with making grants from the Prescription Pill and Drug
19 Disposal Fund, for undertaking criminal justice
20 information projects, and for the operating and other
21 expenses of the Authority incidental to those criminal
22 justice information projects. The moneys deposited into
23 the Criminal Justice Information Projects Fund under
24 Sections 15-15 and 15-35 of this Act shall be appropriated
25 to and administered by the Illinois Criminal Justice
26 Information Authority for distribution to fund Department

1 of State Police drug task forces and Metropolitan
2 Enforcement Groups by dividing the funds equally by the
3 total number of Department of State Police drug task
4 forces and Illinois Metropolitan Enforcement Groups.

5 (13) The Sexual Assault Services Fund shall be
6 appropriated to the Department of Public Health. Upon
7 appropriation of moneys from the Sexual Assault Services
8 Fund, the Department of Public Health shall make grants of
9 these moneys to sexual assault organizations with whom the
10 Department has contracts for the purpose of providing
11 community-based services to victims of sexual assault.
12 Grants are in addition to, and are not substitutes for,
13 other grants authorized and made by the Department.

14 (14) The County Jail Medical Costs Fund is to help
15 defray the costs outlined in Section 17 of the County Jail
16 Act. Moneys in the Fund shall be used solely for
17 reimbursement to the county of costs for medical expenses
18 and administration of the Fund.

19 (15) The Prisoner Review Board Vehicle and Equipment
20 Fund is a special fund in the State treasury. The Prisoner
21 Review Board shall, subject to appropriation by the
22 General Assembly and approval by the Secretary, use all
23 moneys in the Prisoner Review Board Vehicle and Equipment
24 Fund for the purchase and operation of vehicles and
25 equipment.

26 (16) In each county in which a Children's Advocacy

1 Center provides services, a Child Advocacy Center Fund is
2 specifically for the operation and administration of the
3 Children's Advocacy Center, from which the county board
4 shall make grants to support the activities and services
5 of the Children's Advocacy Center within that county.

6 (17) In each county in which Court Appointed Special
7 Advocates provide services, a Court Appointed Special
8 Advocates Fund is specifically for the operations of the
9 Court Appointed Special Advocates, from which the county
10 board shall make grants to support the activities and
11 services of the Court Appointed Special Advocates within
12 that county. The term "Court Appointed Special Advocates"
13 is copyrighted and is used with permission of the holder
14 of the copyright.

15 (Source: P.A. 100-987, eff. 7-1-19; 100-1161, eff. 7-1-19;
16 101-636, eff. 6-10-20.)

17 (705 ILCS 135/15-5)

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

19 Sec. 15-5. SCHEDULE 1; generic felony offenses.

20 SCHEDULE 1: Unless assessments are imposed by the court
21 under another schedule of this Act, for a felony offense, the
22 Clerk of the Circuit Court shall collect \$559 ~~\$549~~ and remit as
23 follows:

24 (1) As the county's portion, \$364 ~~\$354~~ to the county
25 treasurer, who shall deposit the money as follows:

- 1 (A) \$20 into the Court Automation Fund;
- 2 (B) \$20 into the Court Document Storage Fund;
- 3 (C) \$5 into the Circuit Court Clerk Operation and
4 Administrative Fund;
- 5 (D) \$255 into the county's General Fund;
- 6 (E) \$10 into the Child Advocacy Center Fund;
- 7 (F) \$2 into the State's Attorney Records Automation
8 Fund;
- 9 (G) \$2 into the Public Defender Records Automation
10 Fund;
- 11 (H) \$20 into the County Jail Medical Costs Fund; ~~and~~
- 12 (I) \$20 into the Probation and Court Services Fund;
13 and
- 14 (J) \$10 into the Court Appointed Special Advocates
15 Fund.

16 (2) As the State's portion, \$195 to the State Treasurer,
17 who shall deposit the money as follows:

- 18 (A) \$50 into the State Police Operations Assistance
19 Fund;
- 20 (B) \$100 into the Violent Crime Victims Assistance
21 Fund;
- 22 (C) \$10 into the State Police Merit Board Public
23 Safety Fund; and
- 24 (D) \$35 into the Traffic and Criminal Conviction
25 Surcharge Fund.

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

1 (705 ILCS 135/15-10)

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

3 Sec. 15-10. SCHEDULE 2; felony DUI offenses.

4 SCHEDULE 2: For a felony under Section 11-501 of the
5 Illinois Vehicle Code, Section 5-7 of the Snowmobile
6 Registration and Safety Act, Section 5-16 of the Boat
7 Registration and Safety Act, or a similar provision of a local
8 ordinance, the Clerk of the Circuit Court shall collect \$1,719
9 ~~\$1,709~~ and remit as follows:

10 (1) As the county's portion, \$409 ~~\$399~~ to the county
11 treasurer, who shall deposit the money as follows:

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

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

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

16 (D) \$300 into the county's General Fund;

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

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

20 (G) \$2 into the Public Defender Records Automation
21 Fund;

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

23 (I) \$20 into the Probation and Court Services Fund;

24 and

25 (J) \$10 into the Court Appointed Special Advocates

1 Fund.

2 (2) As the State's portion, \$1,110 to the State Treasurer,
3 who shall deposit the money as follows:

4 (A) \$730 into the State Police Operations Assistance
5 Fund;

6 (B) \$5 into the Drivers Education Fund;

7 (C) \$100 into the Trauma Center Fund;

8 (D) \$5 into the Spinal Cord Injury Paralysis Cure
9 Research Trust Fund;

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

12 (F) \$160 into the Traffic and Criminal Conviction
13 Surcharge Fund;

14 (G) \$5 into the Law Enforcement Camera Grant Fund; and

15 (H) \$100 into the Violent Crime Victims Assistance
16 Fund.

17 (3) As the arresting agency's portion, \$200 to the
18 treasurer of the unit of local government of the arresting
19 agency, who shall deposit the money into the DUI Fund of that
20 unit of local government or as provided in subsection (c) of
21 Section 10-5 of this Act if the arresting agency is a State
22 agency, unless more than one agency is responsible for the
23 arrest in which case the amount shall be remitted to each unit
24 of government equally.

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

1 (705 ILCS 135/15-15)

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

3 Sec. 15-15. SCHEDULE 3; felony drug offenses.

4 SCHEDULE 3: For a felony under the Illinois Controlled
5 Substances Act, the Cannabis Control Act, or the
6 Methamphetamine Control and Community Protection Act, the
7 Clerk of the Circuit Court shall collect \$2,225 ~~\$2,215~~ and
8 remit as follows:

9 (1) As the county's portion, \$364 ~~\$354~~ to the county
10 treasurer, who shall deposit the money as follows:

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

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

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

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

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

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

19 (G) \$2 into the Public Defender Records Automation
20 Fund;

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

22 (I) \$20 into the Probation and Court Services Fund;

23 and

24 (J) \$10 into the Court Appointed Special Advocates
25 Fund.

26 (2) As the State's portion, \$1,861 to the State Treasurer,

1 who shall deposit the money as follows:

2 (A) \$50 into the State Police Operations Assistance
3 Fund;

4 (B) \$100 into the Violent Crime Victims Assistance
5 Fund;

6 (C) \$100 into the Trauma Center Fund; and

7 (D) \$5 into the Spinal Cord Injury Paralysis Cure
8 Research Trust Fund;

9 (E) \$1,500 into the Drug Treatment Fund;

10 (F) \$5 into the State Police Merit Board Public Safety
11 Fund;

12 (G) \$38 into the Prescription Pill and Drug Disposal
13 Fund;

14 (H) \$28 into the Criminal Justice Information Projects
15 Fund; and

16 (I) \$35 into the Traffic and Criminal Conviction
17 Surcharge Fund.

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

19 (705 ILCS 135/15-20)

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

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

22 SCHEDULE 4: For a felony or attempted felony under Article
23 11 or Section 12-33 of the Criminal Code of 2012, the Clerk of
24 the Circuit Court shall collect \$1,324 ~~\$1,314~~ and remit as
25 follows:

1 (1) As the county's portion, \$364 ~~\$354~~ to the county
2 treasurer, who shall deposit the money as follows:

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

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

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

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

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

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

11 (G) \$2 into the Public Defender Records Automation
12 Fund;

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

14 (I) \$20 into the Probation and Court Services Fund;

15 and

16 (J) \$10 into the Court Appointed Special Advocates
17 Fund.

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

20 (A) \$520 into the State Police Operations Assistance
21 Fund;

22 (B) \$100 into the Violent Crime Victims Assistance
23 Fund;

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

25 (D) \$100 into the Domestic Violence Shelter and
26 Services Fund;

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

3 (F) \$35 into the Traffic and Criminal Conviction
4 Surcharge Fund.

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

6 (705 ILCS 135/15-25)

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

8 Sec. 15-25. SCHEDULE 5; generic misdemeanor offenses.

9 SCHEDULE 5: Unless assessments are imposed under another
10 schedule of this Act, for a misdemeanor offense, the Clerk of
11 the Circuit Court shall collect \$449 ~~\$439~~ and remit as
12 follows:

13 (1) As the county's portion, \$292 ~~\$282~~ to the county
14 treasurer, who shall deposit the money as follows:

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

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

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

19 (D) \$8 into the Circuit Court Clerk Electronic
20 Citation Fund;

21 (E) \$185 into the county's General Fund;

22 (F) \$10 into the Child Advocacy Center Fund;

23 (G) \$2 into the State's Attorney Records Automation
24 Fund;

25 (H) \$2 into the Public Defender Records Automation

1 Fund;

2 (I) \$10 into the County Jail Medical Costs Fund; ~~and~~

3 (J) \$20 into the Probation and Court Services Fund;

4 and

5 (K) \$10 into the Court Appointed Special Advocates

6 Fund.

7 (2) As the State's portion, \$155 to the State Treasurer,

8 who shall deposit the money as follows:

9 (A) \$50 into the State Police Operations Assistance

10 Fund;

11 (B) \$10 into the State Police Merit Board Public

12 Safety Fund;

13 (C) \$75 into the Violent Crime Victims Assistance

14 Fund; and

15 (D) \$20 into the Traffic and Criminal Conviction

16 Surcharge Fund.

17 (3) As the arresting agency's portion, \$2, to the

18 treasurer of the unit of local government of the arresting

19 agency, who shall deposit the money into the E-citation Fund

20 of that unit of local government or as provided in subsection

21 (c) of Section 10-5 of this Act if the arresting agency is a

22 State agency, unless more than one agency is responsible for

23 the arrest in which case the amount shall be remitted to each

24 unit of government equally.

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

1 (705 ILCS 135/15-30)

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

3 Sec. 15-30. SCHEDULE 6; misdemeanor DUI offenses.

4 SCHEDULE 6: For a misdemeanor under Section 11-501 of the
5 Illinois Vehicle Code, Section 5-7 of the Snowmobile
6 Registration and Safety Act, Section 5-16 of the Boat
7 Registration and Safety Act, or a similar provision of a local
8 ordinance, the Clerk of the Circuit Court shall collect \$1,391
9 ~~\$1,381~~ and remit as follows:

10 (1) As the county's portion, \$332 ~~\$322~~ to the county
11 treasurer, who shall deposit the money as follows:

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

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

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

16 (D) \$8 into the Circuit Court Clerk Electronic
17 Citation Fund;

18 (E) \$225 into the county's General Fund;

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

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

22 (H) \$2 into the Public Defenders Records Automation
23 Fund;

24 (I) \$10 into the County Jail Medical Costs Fund; ~~and~~

25 (J) \$20 into the Probation and Court Services Fund;

26 and

1 (K) \$10 into the Court Appointed Special Advocates
2 Fund.

3 (2) As the State's portion, \$707 to the State Treasurer,
4 who shall deposit the money as follows:

5 (A) \$330 into the State Police Operations Assistance
6 Fund;

7 (B) \$5 into the Drivers Education Fund;

8 (C) \$5 into the State Police Merit Board Public Safety
9 Fund;

10 (D) \$100 into the Trauma Center Fund;

11 (E) \$5 into the Spinal Cord Injury Paralysis Cure
12 Research Trust Fund;

13 (F) \$22 into the Fire Prevention Fund;

14 (G) \$160 into the Traffic and Criminal Conviction
15 Surcharge Fund;

16 (H) \$5 into the Law Enforcement Camera Grant Fund; and

17 (I) \$75 into the Violent Crime Victims Assistance
18 Fund.

19 (3) As the arresting agency's portion, \$352 as follows,
20 unless more than one agency is responsible for the arrest in
21 which case the amount shall be remitted to each unit of
22 government equally:

23 (A) if the arresting agency is a local agency, to the
24 treasurer of the unit of local government of the arresting
25 agency, who shall deposit the money as follows:

26 (i) \$2 into the E-citation Fund of the unit of

1 local government; and

2 (ii) \$350 into the DUI Fund of the unit of local
3 government; or

4 (B) as provided in subsection (c) of Section 10-5 of
5 this Act if the arresting agency is a State agency.

6 (Source: P.A. 100-987, eff. 7-1-19; 100-1161, eff. 7-1-19.)

7 (705 ILCS 135/15-35)

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

9 Sec. 15-35. SCHEDULE 7; misdemeanor drug offenses.

10 SCHEDULE 7: For a misdemeanor under the Illinois
11 Controlled Substances Act, the Cannabis Control Act, or the
12 Methamphetamine Control and Community Protection Act, the
13 Clerk of the Circuit Court shall collect \$915 ~~\$905~~ and remit as
14 follows:

15 (1) As the county's portion, \$292 ~~\$282~~ to the county
16 treasurer, who shall deposit the money as follows:

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

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

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

21 (D) \$8 into the Circuit Court Clerk Electronic
22 Citation Fund;

23 (E) \$185 into the county's General Fund;

24 (F) \$10 into the Child Advocacy Center Fund;

25 (G) \$2 into the State's Attorney Records Automation

1 Fund;

2 (H) \$2 into the Public Defenders Records Automation

3 Fund;

4 (I) \$10 into the County Jail Medical Costs Fund; ~~and~~

5 (J) \$20 into the Probation and Court Services Fund ;

6 and

7 (K) \$10 into the Court Appointed Special Advocates

8 Fund.

9 (2) As the State's portion, \$621 to the State Treasurer,
10 who shall deposit the money as follows:

11 (A) \$50 into the State Police Operations Assistance
12 Fund;

13 (B) \$75 into the Violent Crime Victims Assistance
14 Fund;

15 (C) \$100 into the Trauma Center Fund;

16 (D) \$5 into the Spinal Cord Injury Paralysis Cure
17 Research Trust Fund;

18 (E) \$300 into the Drug Treatment Fund;

19 (F) \$38 into the Prescription Pill and Drug Disposal
20 Fund;

21 (G) \$28 into the Criminal Justice Information Projects
22 Fund;

23 (H) \$5 into the State Police Merit Board Public Safety
24 Fund; and

25 (I) \$20 into the Traffic and Criminal Conviction
26 Surcharge Fund.

- 1 (F) \$10 into the Child Advocacy Center Fund;
- 2 (G) \$2 into the State's Attorney Records Automation
3 Fund;
- 4 (H) \$2 into the Public Defenders Records Automation
5 Fund;
- 6 (I) \$10 into the County Jail Medical Costs Fund; ~~and~~
- 7 (J) \$20 into the Probation and Court Services Fund;
8 and
- 9 (K) \$10 into the Court Appointed Special Advocates
10 Fund.

11 (2) As the State's portion, \$900 to the State Treasurer,
12 who shall deposit the money as follows:

- 13 (A) \$500 into the State Police Operations Assistance
14 Fund;
- 15 (B) \$75 into the Violent Crime Victims Assistance
16 Fund;
- 17 (C) \$200 into the Sexual Assault Services Fund;
- 18 (D) \$100 into the Domestic Violence Shelter and
19 Service Fund;
- 20 (E) \$5 into the State Police Merit Board Public Safety
21 Fund; and
- 22 (F) \$20 into the Traffic and Criminal Conviction
23 Surcharge Fund.

24 (3) As the arresting agency's portion, \$2, to the
25 treasurer of the unit of local government of the arresting
26 agency, who shall deposit the money into the E-citation Fund

1 of that unit of local government or as provided in subsection
2 (c) of Section 10-5 of this Act if the arresting agency is a
3 State agency, unless more than one agency is responsible for
4 the arrest in which case the amount shall be remitted to each
5 unit of government equally.

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

7 (705 ILCS 135/15-45)

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

9 Sec. 15-45. SCHEDULE 9; major traffic offenses.

10 SCHEDULE 9: For a major traffic offense, the Clerk of the
11 Circuit Court shall collect \$335 ~~\$325~~ plus, if applicable, the
12 amount established under paragraph (1.5) of this Section and
13 remit as follows:

14 (1) As the county's portion, \$213 ~~\$203~~ to the county
15 treasurer, who shall deposit the money as follows:

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

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

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

20 (D) \$8 into the Circuit Court Clerk Electronic
21 Citation Fund; ~~and~~

22 (E) \$150 into the county's General Fund; and

23 (F) \$10 into the Court Appointed Special Advocates
24 Fund.

25 (1.5) In a county with a population of 3,000,000 or more,

1 the county board may by ordinance or resolution establish an
2 additional assessment not to exceed \$37 to be remitted to the
3 county treasurer of which \$5 shall be deposited into the Court
4 Automation Fund, \$5 shall be deposited into the Court Document
5 Storage Fund, \$2 shall be deposited into the State's Attorneys
6 Records Automation Fund, \$2 shall be deposited into the Public
7 Defenders Records Automation Fund, \$10 shall be deposited into
8 the Probation and Court Services Fund, and the remainder shall
9 be used for purposes related to the operation of the court
10 system.

11 (2) As the State's portion, \$97 to the State Treasurer,
12 who shall deposit the money as follows:

13 (A) \$20 into the State Police Operations Assistance
14 Fund;

15 (B) \$5 into the Drivers Education Fund;

16 (C) \$5 into the State Police Merit Board Public Safety
17 Fund;

18 (D) \$22 into the Fire Prevention Fund;

19 (E) \$40 into the Traffic and Criminal Conviction
20 Surcharge Fund; and

21 (F) \$5 into the Violent Crime Victims Assistance Fund.

22 (3) As the arresting agency's portion, \$25, to the
23 treasurer of the unit of local government of the arresting
24 agency, who shall deposit the money as follows:

25 (A) \$2 into the E-citation Fund of that unit of local
26 government or as provided in subsection (c) of Section

1 10-5 of this Act if the arresting agency is a State agency,
2 unless more than one agency is responsible for the arrest
3 in which case the amount shall be remitted to each unit of
4 government equally.

5 (B) \$23 into the General Fund of that unit of local
6 government or as provided in subsection (c) of Section
7 10-5 of this Act if the arresting agency is a State agency,
8 unless more than one agency is responsible for the arrest
9 in which case the amount shall be remitted to each unit of
10 government equally.

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

12 (705 ILCS 135/15-65)

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

14 Sec. 15-65. SCHEDULE 13; non-traffic violations.

15 SCHEDULE 13: For a petty offense, business offense, or
16 non-traffic ordinance violation, the Clerk of the Circuit
17 Court shall collect \$110 ~~\$100~~ and remit as follows:

18 (1) As the county's portion, \$85 ~~\$75~~, to the county
19 treasurer, who shall deposit the money as follows:

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

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

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

24 (D) \$8 into the Circuit Court Clerk Electronic
25 Citation Fund; ~~and~~

1 (E) \$22 into the county's General Fund; and
2 (F) \$10 into the Court Appointed Special Advocates
3 Fund.

4 (2) As the arresting agency's portion, \$25 as follows,
5 unless more than one agency is responsible for the arrest in
6 which case the amount shall be remitted to each unit of
7 government equally:

8 (A) if the arresting agency is a local agency to the
9 treasurer of the unit of local government of the arresting
10 agency, who shall deposit the money as follows:

11 (i) \$2 into the E-citation Fund of the unit of
12 local government; and

13 (ii) \$23 into the General Fund of the unit of local
14 government; or

15 (B) as provided in subsection (c) of Section 10-5 of
16 this Act if the arresting agency is a State agency.

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

18 (705 ILCS 135/15-70)

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

20 Sec. 15-70. Conditional assessments. In addition to
21 payments under one of the Schedule of Assessments 1 through 13
22 of this Act, the court shall also order payment of any of the
23 following conditional assessment amounts for each sentenced
24 violation in the case to which a conditional assessment is
25 applicable, which shall be collected and remitted by the Clerk

1 of the Circuit Court as provided in this Section:

2 (1) arson, residential arson, or aggravated arson,
3 \$500 per conviction to the State Treasurer for deposit
4 into the Fire Prevention Fund;

5 (2) child pornography under Section 11-20.1 of the
6 Criminal Code of 1961 or the Criminal Code of 2012, \$500
7 per conviction, unless more than one agency is responsible
8 for the arrest in which case the amount shall be remitted
9 to each unit of government equally:

10 (A) if the arresting agency is an agency of a unit
11 of local government, \$500 to the treasurer of the unit
12 of local government for deposit into the unit of local
13 government's General Fund, except that if the
14 Department of State Police provides digital or
15 electronic forensic examination assistance, or both,
16 to the arresting agency then \$100 to the State
17 Treasurer for deposit into the State Crime Laboratory
18 Fund; or

19 (B) if the arresting agency is the Department of
20 State Police, \$500 to the State Treasurer for deposit
21 into the State Crime Laboratory Fund;

22 (3) crime laboratory drug analysis for a drug-related
23 offense involving possession or delivery of cannabis or
24 possession or delivery of a controlled substance as
25 defined in the Cannabis Control Act, the Illinois
26 Controlled Substances Act, or the Methamphetamine Control

1 and Community Protection Act, \$100 reimbursement for
2 laboratory analysis, as set forth in subsection (f) of
3 Section 5-9-1.4 of the Unified Code of Corrections;

4 (4) DNA analysis, \$250 on each conviction in which it
5 was used to the State Treasurer for deposit into the State
6 Offender DNA Identification System Fund as set forth in
7 Section 5-4-3 of the Unified Code of Corrections;

8 (5) DUI analysis, \$150 on each sentenced violation in
9 which it was used as set forth in subsection (f) of Section
10 5-9-1.9 of the Unified Code of Corrections;

11 (6) drug-related offense involving possession or
12 delivery of cannabis or possession or delivery of a
13 controlled substance, other than methamphetamine, as
14 defined in the Cannabis Control Act or the Illinois
15 Controlled Substances Act, an amount not less than the
16 full street value of the cannabis or controlled substance
17 seized for each conviction to be disbursed as follows:

18 (A) 12.5% of the street value assessment shall be
19 paid into the Youth Drug Abuse Prevention Fund, to be
20 used by the Department of Human Services for the
21 funding of programs and services for drug-abuse
22 treatment, and prevention and education services;

23 (B) 37.5% to the county in which the charge was
24 prosecuted, to be deposited into the county General
25 Fund;

26 (C) 50% to the treasurer of the arresting law

1 enforcement agency of the municipality or county, or
2 to the State Treasurer if the arresting agency was a
3 state agency, to be deposited as provided for in
4 subsection (c) of Section 10-5;

5 (D) if the arrest was made in combination with
6 multiple law enforcement agencies, the clerk shall
7 equitably allocate the portion in subparagraph (C) of
8 this paragraph (6) among the law enforcement agencies
9 involved in the arrest;

10 (6.5) Kane County or Will County, in felony,
11 misdemeanor, local or county ordinance, traffic, or
12 conservation cases, up to \$30 as set by the county board
13 under Section 5-1101.3 of the Counties Code upon the entry
14 of a judgment of conviction, an order of supervision, or a
15 sentence of probation without entry of judgment under
16 Section 10 of the Cannabis Control Act, Section 410 of the
17 Illinois Controlled Substances Act, Section 70 of the
18 Methamphetamine Control and Community Protection Act,
19 Section 12-4.3 or subdivision (b) (1) of Section 12-3.05 of
20 the Criminal Code of 1961 or the Criminal Code of 2012,
21 Section 10-102 of the Illinois Alcoholism and Other Drug
22 Dependency Act, or Section 10 of the Steroid Control Act;
23 except in local or county ordinance, traffic, and
24 conservation cases, if fines are paid in full without a
25 court appearance, then the assessment shall not be imposed
26 or collected. Distribution of assessments collected under

1 this paragraph (6.5) shall be as provided in Section
2 5-1101.3 of the Counties Code;

3 (7) methamphetamine-related offense involving
4 possession or delivery of methamphetamine or any salt of
5 an optical isomer of methamphetamine or possession of a
6 methamphetamine manufacturing material as set forth in
7 Section 10 of the Methamphetamine Control and Community
8 Protection Act with the intent to manufacture a substance
9 containing methamphetamine or salt of an optical isomer of
10 methamphetamine, an amount not less than the full street
11 value of the methamphetamine or salt of an optical isomer
12 of methamphetamine or methamphetamine manufacturing
13 materials seized for each conviction to be disbursed as
14 follows:

15 (A) 12.5% of the street value assessment shall be
16 paid into the Youth Drug Abuse Prevention Fund, to be
17 used by the Department of Human Services for the
18 funding of programs and services for drug-abuse
19 treatment, and prevention and education services;

20 (B) 37.5% to the county in which the charge was
21 prosecuted, to be deposited into the county General
22 Fund;

23 (C) 50% to the treasurer of the arresting law
24 enforcement agency of the municipality or county, or
25 to the State Treasurer if the arresting agency was a
26 state agency;

1 (D) if the arrest was made in combination with
2 multiple law enforcement agencies, the clerk shall
3 equitably allocate the portion in subparagraph (C) of
4 this paragraph (6) among the law enforcement agencies
5 involved in the arrest;

6 (8) order of protection violation under Section 12-3.4
7 of the Criminal Code of 2012, \$200 for each conviction to
8 the county treasurer for deposit into the Probation and
9 Court Services Fund for implementation of a domestic
10 violence surveillance program and any other assessments or
11 fees imposed under Section 5-9-1.16 of the Unified Code of
12 Corrections;

13 (9) order of protection violation, \$25 for each
14 violation to the State Treasurer, for deposit into the
15 Domestic Violence Abuser Services Fund;

16 (10) prosecution by the State's Attorney of a:

17 (A) petty or business offense, \$4 to the county
18 treasurer of which \$2 deposited into the State's
19 Attorney Records Automation Fund and \$2 into the
20 Public Defender Records Automation Fund;

21 (B) conservation or traffic offense, \$2 to the
22 county treasurer for deposit into the State's Attorney
23 Records Automation Fund;

24 (11) speeding in a construction zone violation, \$250
25 to the State Treasurer for deposit into the Transportation
26 Safety Highway Hire-back Fund, unless (i) the violation

1 occurred on a highway other than an interstate highway and
2 (ii) a county police officer wrote the ticket for the
3 violation, in which case to the county treasurer for
4 deposit into that county's Transportation Safety Highway
5 Hire-back Fund;

6 (12) supervision disposition on an offense under the
7 Illinois Vehicle Code or similar provision of a local
8 ordinance, 50 cents, unless waived by the court, into the
9 Prisoner Review Board Vehicle and Equipment Fund;

10 (13) victim and offender are family or household
11 members as defined in Section 103 of the Illinois Domestic
12 Violence Act of 1986 and offender pleads guilty or no
13 contest to or is convicted of murder, voluntary
14 manslaughter, involuntary manslaughter, burglary,
15 residential burglary, criminal trespass to residence,
16 criminal trespass to vehicle, criminal trespass to land,
17 criminal damage to property, telephone harassment,
18 kidnapping, aggravated kidnaping, unlawful restraint,
19 forcible detention, child abduction, indecent solicitation
20 of a child, sexual relations between siblings,
21 exploitation of a child, child pornography, assault,
22 aggravated assault, battery, aggravated battery, heinous
23 battery, aggravated battery of a child, domestic battery,
24 reckless conduct, intimidation, criminal sexual assault,
25 predatory criminal sexual assault of a child, aggravated
26 criminal sexual assault, criminal sexual abuse, aggravated

1 criminal sexual abuse, violation of an order of
2 protection, disorderly conduct, endangering the life or
3 health of a child, child abandonment, contributing to
4 dependency or neglect of child, or cruelty to children and
5 others, \$200 for each sentenced violation to the State
6 Treasurer for deposit as follows: (i) for sexual assault,
7 as defined in Section 5-9-1.7 of the Unified Code of
8 Corrections, when the offender and victim are family
9 members, one-half to the Domestic Violence Shelter and
10 Service Fund, and one-half to the Sexual Assault Services
11 Fund; (ii) for the remaining offenses to the Domestic
12 Violence Shelter and Service Fund;

13 (14) violation of Section 11-501 of the Illinois
14 Vehicle Code, Section 5-7 of the Snowmobile Registration
15 and Safety Act, Section 5-16 of the Boat Registration and
16 Safety Act, or a similar provision, whose operation of a
17 motor vehicle, snowmobile, or watercraft while in
18 violation of Section 11-501, Section 5-7 of the Snowmobile
19 Registration and Safety Act, Section 5-16 of the Boat
20 Registration and Safety Act, or a similar provision
21 proximately caused an incident resulting in an appropriate
22 emergency response, \$1,000 maximum to the public agency
23 that provided an emergency response related to the
24 person's violation, and if more than one agency responded,
25 the amount payable to public agencies shall be shared
26 equally;

1 (15) violation of Section 401, 407, or 407.2 of the
2 Illinois Controlled Substances Act that proximately caused
3 any incident resulting in an appropriate drug-related
4 emergency response, \$1,000 as reimbursement for the
5 emergency response to the law enforcement agency that made
6 the arrest, and if more than one agency is responsible for
7 the arrest, the amount payable to law enforcement agencies
8 shall be shared equally;

9 (16) violation of reckless driving, aggravated
10 reckless driving, or driving 26 miles per hour or more in
11 excess of the speed limit that triggered an emergency
12 response, \$1,000 maximum reimbursement for the emergency
13 response to be distributed in its entirety to a public
14 agency that provided an emergency response related to the
15 person's violation, and if more than one agency responded,
16 the amount payable to public agencies shall be shared
17 equally;

18 (17) violation based upon each plea of guilty,
19 stipulation of facts, or finding of guilt resulting in a
20 judgment of conviction or order of supervision for an
21 offense under Section 10-9, 11-14.1, 11-14.3, or 11-18 of
22 the Criminal Code of 2012 that results in the imposition
23 of a fine, to be distributed as follows:

24 (A) \$50 to the county treasurer for deposit into
25 the Circuit Court Clerk Operation and Administrative
26 Fund to cover the costs in administering this

1 paragraph (17);

2 (B) \$300 to the State Treasurer who shall deposit
3 the portion as follows:

4 (i) if the arresting or investigating agency
5 is the Department of State Police, into the State
6 Police Law Enforcement Administration Fund;

7 (ii) if the arresting or investigating agency
8 is the Department of Natural Resources, into the
9 Conservation Police Operations Assistance Fund;

10 (iii) if the arresting or investigating agency
11 is the Secretary of State, into the Secretary of
12 State Police Services Fund;

13 (iv) if the arresting or investigating agency
14 is the Illinois Commerce Commission, into the
15 Transportation Regulatory Fund; or

16 (v) if more than one of the State agencies in
17 this subparagraph (B) is the arresting or
18 investigating agency, then equal shares with the
19 shares deposited as provided in the applicable
20 items (i) through (iv) of this subparagraph (B);
21 and

22 (C) the remainder for deposit into the Specialized
23 Services for Survivors of Human Trafficking Fund;

24 (18) weapons violation under Section 24-1.1, 24-1.2,
25 or 24-1.5 of the Criminal Code of 1961 or the Criminal Code
26 of 2012, \$100 for each conviction to the State Treasurer

1 for deposit into the Trauma Center Fund; and
2 (19) violation of subsection (c) of Section 11-907 of
3 the Illinois Vehicle Code, \$250 to the State Treasurer for
4 deposit into the Scott's Law Fund, unless a county or
5 municipal police officer wrote the ticket for the
6 violation, in which case to the county treasurer for
7 deposit into that county's or municipality's
8 Transportation Safety Highway Hire-back Fund to be used as
9 provided in subsection (j) of Section 11-907 of the
10 Illinois Vehicle Code.

11 (Source: P.A. 100-987, eff. 7-1-19; 100-1161, eff. 7-1-19;
12 101-173, eff. 1-1-20; 101-636, eff. 6-10-20.)

13 Section 99. Effective date. This Act takes effect July 1,
14 2021.