



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB3393

Introduced 2/26/2007, by Rep. Linda Chapa LaVia

#### SYNOPSIS AS INTRODUCED:

30 ILCS 105/5.675 new	
30 ILCS 105/5.676 new	
30 ILCS 105/6z-69 new	
30 ILCS 105/6z-70 new	
30 ILCS 105/8h	
55 ILCS 5/4-4001	from Ch. 34, par. 4-4001
55 ILCS 5/4-12003	from Ch. 34, par. 4-12003
705 ILCS 105/27.1a	from Ch. 25, par. 27.1a
705 ILCS 105/27.2	from Ch. 25, par. 27.2
705 ILCS 105/27.2a	from Ch. 25, par. 27.2a

Amends the State Finance Act, the Counties Code, and the Clerks of Courts Act. Creates the Married Families Domestic Violence Fund and Domestic Violence Legal Assistance Fund as special funds in the State treasury. Provides that moneys in the new funds shall be used, subject to appropriation and subject to approval by the Attorney General, for specified purposes related to free domestic violence legal advocacy, assistance, or services. Provides that the Attorney General shall adopt rules concerning application for and disbursement of the moneys in the new funds. Provides that certain provisions regarding transfers to the General Revenue Fund do not apply to the new funds. Increases marriage license fees and specified court filing fees and provides for the deposit of a specified amount from each such fee into one of the new funds.

LRB095 09193 WGH 32137 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning fees.

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

4 Section 5. The State Finance Act is amended by adding  
5 Sections 5.675, 5.676, 6z-69, and 6z-70 and changing Section 8h  
6 as follows:

7 (30 ILCS 105/5.675 new)

8 Sec. 5.675. The Married Families Domestic Violence Fund.

9 (30 ILCS 105/5.676 new)

10 Sec. 5.676. The Domestic Violence Legal Assistance Fund.

11 (30 ILCS 105/6z-69 new)

12 Sec. 6z-69. Married Families Domestic Violence Fund. The  
13 Married Families Domestic Violence Fund is created as a special  
14 fund in the State treasury. Subject to appropriation and  
15 subject to approval by the Attorney General, the moneys in the  
16 Fund shall be paid as grants to public or private nonprofit  
17 agencies solely for the purposes of facilitating or providing  
18 free domestic violence legal advocacy, assistance, or services  
19 to married or formerly married victims of domestic violence  
20 related to order of protection proceedings, dissolution of  
21 marriage proceedings, declaration of invalidity of marriage

1 proceedings, legal separation proceedings, child custody  
2 proceedings, visitation proceedings, or other proceedings for  
3 civil remedies for domestic violence. The Attorney General  
4 shall adopt rules concerning application for and disbursement  
5 of the moneys in the Fund.

6 (30 ILCS 105/6z-70 new)

7 Sec. 6z-70. Domestic Violence Legal Assistance Fund. The  
8 Domestic Violence Legal Assistance Fund is created as a special  
9 fund in the State treasury. Subject to appropriation and  
10 subject to approval by the Attorney General, the moneys in the  
11 Fund shall be paid as grants to public or private nonprofit  
12 agencies solely for the purposes of facilitating or providing  
13 free domestic violence legal advocacy, assistance, or services  
14 to domestic violence victims related to order of protection  
15 proceedings, dissolution of marriage proceedings, declaration  
16 of invalidity of marriage proceedings, legal separation  
17 proceedings, child custody proceedings, visitation  
18 proceedings, or other proceedings for civil remedies for  
19 domestic violence. The Attorney General shall adopt rules  
20 concerning application for and disbursement of the moneys in  
21 the Fund.

22 (30 ILCS 105/8h)

23 Sec. 8h. Transfers to General Revenue Fund.

24 (a) Except as otherwise provided in this Section and

1 Section 8n of this Act, and ~~(e), (d), or (e)~~, notwithstanding  
2 any other State law to the contrary, the Governor may, through  
3 June 30, 2007, from time to time direct the State Treasurer and  
4 Comptroller to transfer a specified sum from any fund held by  
5 the State Treasurer to the General Revenue Fund in order to  
6 help defray the State's operating costs for the fiscal year.  
7 The total transfer under this Section from any fund in any  
8 fiscal year shall not exceed the lesser of (i) 8% of the  
9 revenues to be deposited into the fund during that fiscal year  
10 or (ii) an amount that leaves a remaining fund balance of 25%  
11 of the July 1 fund balance of that fiscal year. In fiscal year  
12 2005 only, prior to calculating the July 1, 2004 final  
13 balances, the Governor may calculate and direct the State  
14 Treasurer with the Comptroller to transfer additional amounts  
15 determined by applying the formula authorized in Public Act  
16 93-839 to the funds balances on July 1, 2003. No transfer may  
17 be made from a fund under this Section that would have the  
18 effect of reducing the available balance in the fund to an  
19 amount less than the amount remaining unexpended and unreserved  
20 from the total appropriation from that fund estimated to be  
21 expended for that fiscal year. This Section does not apply to  
22 any funds that are restricted by federal law to a specific use,  
23 to any funds in the Motor Fuel Tax Fund, the Intercity  
24 Passenger Rail Fund, the Hospital Provider Fund, the Medicaid  
25 Provider Relief Fund, the Teacher Health Insurance Security  
26 Fund, the Reviewing Court Alternative Dispute Resolution Fund,

1 the Voters' Guide Fund, the Foreign Language Interpreter Fund,  
2 the Lawyers' Assistance Program Fund, the Supreme Court Federal  
3 Projects Fund, the Supreme Court Special State Projects Fund,  
4 the Supplemental Low-Income Energy Assistance Fund, the Good  
5 Samaritan Energy Trust Fund, the Low-Level Radioactive Waste  
6 Facility Development and Operation Fund, the Horse Racing  
7 Equity Trust Fund, or the Hospital Basic Services Preservation  
8 Fund, or to any funds to which subsection (f) of Section 20-40  
9 of the Nursing and Advanced Practice Nursing Act applies. No  
10 transfers may be made under this Section from the Pet  
11 Population Control Fund. Notwithstanding any other provision  
12 of this Section, for fiscal year 2004, the total transfer under  
13 this Section from the Road Fund or the State Construction  
14 Account Fund shall not exceed the lesser of (i) 5% of the  
15 revenues to be deposited into the fund during that fiscal year  
16 or (ii) 25% of the beginning balance in the fund. For fiscal  
17 year 2005 through fiscal year 2007, no amounts may be  
18 transferred under this Section from the Road Fund, the State  
19 Construction Account Fund, the Criminal Justice Information  
20 Systems Trust Fund, the Wireless Service Emergency Fund, or the  
21 Mandatory Arbitration Fund.

22 In determining the available balance in a fund, the  
23 Governor may include receipts, transfers into the fund, and  
24 other resources anticipated to be available in the fund in that  
25 fiscal year.

26 The State Treasurer and Comptroller shall transfer the

1 amounts designated under this Section as soon as may be  
2 practicable after receiving the direction to transfer from the  
3 Governor.

4 (a-5) Transfers directed to be made under this Section on  
5 or before February 28, 2006 that are still pending on May 19,  
6 2006 (the effective date of Public Act 94-774) ~~this amendatory~~  
7 ~~Act of the 94th General Assembly~~ shall be redirected as  
8 provided in Section 8n of this Act.

9 (b) This Section does not apply to: (i) the Ticket For The  
10 Cure Fund; (ii) any fund established under the Community Senior  
11 Services and Resources Act; or (iii) on or after January 1,  
12 2006 (the effective date of Public Act 94-511), the Child Labor  
13 and Day and Temporary Labor Enforcement Fund.

14 (c) This Section does not apply to the Demutualization  
15 Trust Fund established under the Uniform Disposition of  
16 Unclaimed Property Act.

17 (d) This Section does not apply to moneys set aside in the  
18 Illinois State Podiatric Disciplinary Fund for podiatric  
19 scholarships and residency programs under the Podiatric  
20 Scholarship and Residency Act.

21 (e) Subsection (a) does not apply to, and no transfer may  
22 be made under this Section from, the Pension Stabilization  
23 Fund.

24 (f) This Section does not apply to the Married Families  
25 Domestic Violence Fund or the Domestic Violence Legal  
26 Assistance Fund.

1 (Source: P.A. 93-32, eff. 6-20-03; 93-659, eff. 2-3-04; 93-674,  
2 eff. 6-10-04; 93-714, eff. 7-12-04; 93-801, eff. 7-22-04;  
3 93-839, eff. 7-30-04; 93-1054, eff. 11-18-04; 93-1067, eff.  
4 1-15-05; 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511, eff.  
5 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05; 94-645,  
6 eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff. 11-2-05;  
7 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773, eff.  
8 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06; 94-839,  
9 eff. 6-6-06; revised 6-19-06.)

10 Section 10. The Counties Code is amended by changing  
11 Sections 4-4001 and 4-12003 as follows:

12 (55 ILCS 5/4-4001) (from Ch. 34, par. 4-4001)

13 Sec. 4-4001. County Clerks; counties of first and second  
14 class. The fees of the county clerk in counties of the first  
15 and second class, except when increased by county ordinance  
16 pursuant to the provisions of this Section, shall be:

17 For each official copy of any process, file, record or  
18 other instrument of and pertaining to his office, 50¢ for each  
19 100 words, and \$1 additional for certifying and sealing the  
20 same.

21 For filing any paper not herein otherwise provided for, \$1,  
22 except that no fee shall be charged for filing a Statement of  
23 economic interest pursuant to the Illinois Governmental Ethics  
24 Act or reports made pursuant to Article 9 of The Election Code.

1 For issuance of fireworks permits, \$2.

2 For issuance of liquor licenses, \$5.

3 For filing and recording of the appointment and oath of  
4 each public official, \$3.

5 For officially certifying and sealing each copy of any  
6 process, file, record or other instrument of and pertaining to  
7 his office, \$1.

8 For swearing any person to an affidavit, \$1.

9 For issuing each license in all matters except where the  
10 fee for the issuance thereof is otherwise fixed, \$4.

11 For issuing each marriage license, the certificate  
12 thereof, and for recording the same, including the recording of  
13 the parent's or guardian's consent where indicated, \$20 ~~\$15~~. \$5  
14 from all marriage license fees shall be remitted by the clerk  
15 to the State Treasurer for deposit into the Married Families  
16 Domestic Violence Fund.

17 For taking and certifying acknowledgments to any  
18 instrument, except where herein otherwise provided for, \$1.

19 For issuing each certificate of appointment or commission,  
20 the fee for which is not otherwise fixed by law, \$1.

21 For cancelling tax sale and issuing and sealing  
22 certificates of redemption, \$3.

23 For issuing order to county treasurer for redemption of  
24 forfeited tax, \$2.

25 For trying and sealing weights and measures by county  
26 standard, together with all actual expenses in connection



1 therewith, \$1.

2 For services in case of estrays, \$2.

3 The following fees shall be allowed for services attending  
4 the sale of land for taxes, and shall be charged as costs  
5 against the delinquent property and be collected with the taxes  
6 thereon:

7 For services in attending the tax sale and issuing  
8 certificate of sale and sealing the same, for each tract or  
9 town lot sold, \$4.

10 For making list of delinquent lands and town lots sold, to  
11 be filed with the Comptroller, for each tract or town lot sold,  
12 10¢.

13 The foregoing fees allowed by this Section are the maximum  
14 fees that may be collected from any officer, agency, department  
15 or other instrumentality of the State. The county board may,  
16 however, by ordinance, increase the fees allowed by this  
17 Section and collect such increased fees from all persons and  
18 entities other than officers, agencies, departments and other  
19 instrumentalities of the State if the increase is justified by  
20 an acceptable cost study showing that the fees allowed by this  
21 Section are not sufficient to cover the cost of providing the  
22 service.

23 A Statement of the costs of providing each service, program  
24 and activity shall be prepared by the county board. All  
25 supporting documents shall be public record and subject to  
26 public examination and audit. All direct and indirect costs, as

1 defined in the United States Office of Management and Budget  
2 Circular A-87, may be included in the determination of the  
3 costs of each service, program and activity.

4 The county clerk in all cases may demand and receive the  
5 payment of all fees for services in advance so far as the same  
6 can be ascertained.

7 The county board of any county of the first or second class  
8 may by ordinance authorize the county clerk to impose an  
9 additional \$2 charge for certified copies of vital records as  
10 defined in Section 1 of the Vital Records Act, for the sole  
11 purpose of defraying the cost of converting the county clerk's  
12 document storage system for vital records as defined in Section  
13 1 of the Vital Records Act to computers or micrographics, and  
14 for maintaining such system.

15 The county board of any county of the first or second class  
16 may by ordinance authorize the county treasurer to establish a  
17 special fund for deposit of the additional charge. Moneys in  
18 the special fund shall be used solely to provide the equipment,  
19 material and necessary expenses incurred to help defray the  
20 cost of implementing and maintaining such document storage  
21 system.

22 (Source: P.A. 86-962.)

23 (55 ILCS 5/4-12003) (from Ch. 34, par. 4-12003)

24 Sec. 4-12003. Fees of county clerk in third class counties.

25 The fees of the county clerk in counties of the third class

1 are:

2 For issuing each marriage license, sealing, filing and  
3 recording the same and the certificate thereto (one charge),  
4 \$35 ~~\$30~~. \$5 from all marriage license fees shall be remitted by  
5 the clerk to the State Treasurer for deposit into the Married  
6 Families Domestic Violence Fund.

7 For taking, certifying to and sealing the acknowledgment of  
8 a deed, power of attorney, or other writing, \$1.

9 For filing and entering certificates in case of estrays,  
10 and furnishing notices for publication thereof (one charge),  
11 \$1.50.

12 For recording all papers and documents required by law to  
13 be recorded in the office of the county clerk, \$2 plus 30¢ for  
14 every 100 words in excess of 600 words.

15 For certificate and seal, not in a case in a court whereof  
16 he is clerk, \$1.

17 For making and certifying a copy of any record or paper in  
18 his office, \$2 for every page.

19 For filing papers in his office, 50¢ for each paper filed,  
20 except that no fee shall be charged for filing a Statement of  
21 economic interest pursuant to the Illinois Governmental Ethics  
22 Act or reports made pursuant to Article 9 of The Election Code.

23 For making transcript of taxable property for the  
24 assessors, 8¢ for each tract of land or town lot. For extending  
25 other than State and county taxes, 8¢ for each tax on each  
26 tract or lot, and 8¢ for each person's personal tax, to be paid

1 by the authority for whose benefit the transcript is made and  
2 the taxes extended. The county clerk shall certify to the  
3 county collector the amount due from each authority for such  
4 services and the collector in his settlement with such  
5 authority shall reserve such amount from the amount payable by  
6 him to such authority.

7 For adding and bringing forward with current tax warrants  
8 amounts due for forfeited or withdrawn special assessments, 8¢  
9 for each lot or tract of land described and transcribed.

10 For computing and extending each assessment or installment  
11 thereof and interest, 8¢ on each description; and for computing  
12 and extending each penalty, 8¢ on each description. These fees  
13 shall be paid by the city, village, or taxing body for whose  
14 benefit the transcript is made and the assessment and penalties  
15 are extended. The county clerk shall certify to the county  
16 collector the amount due from each city, village or taxing  
17 body, for such services, and the collector in his settlement  
18 with such taxing body shall reserve such amount from the amount  
19 payable by him to such city, village or other taxing body.

20 For cancelling certificates of sale, \$4 for each tract or  
21 lot.

22 For making search and report of general taxes and special  
23 assessments for use in the preparation of estimate of cost of  
24 redemption from sales or forfeitures or withdrawals or for use  
25 in the preparation of estimate of cost of purchase of forfeited  
26 property, or for use in preparation of order on the county

1 collector for searches requested by buyers at annual tax sale,  
2 for each lot or tract, \$4 for the first year searched, and \$2  
3 for each additional year or fraction thereof.

4 For preparing from tax search report estimate of cost of  
5 redemption concerning property sold, forfeited or withdrawn  
6 for non-payment of general taxes and special assessments, if  
7 any, \$1 for each lot or tract.

8 For certificate of deposit for redemption, \$4.

9 For preparing from tax search report estimate of and order  
10 to county collector to receive amount necessary to redeem or  
11 purchase lands or lots forfeited for non-payment of general  
12 taxes, \$3 for each lot or tract.

13 For preparing from tax search report estimate of and order  
14 to county collector to receive amount necessary to redeem or  
15 purchase lands or lots forfeited for non-payment of special  
16 assessments, \$4 for each lot or tract.

17 For issuing certificate of sale of forfeited property, \$10.

18 For noting on collector's warrants tax sales subject to  
19 redemption, 20¢ for each tract or lot of land, to be paid by  
20 either the person making the redemption from tax sale, the  
21 person surrendering the certificate of sale for cancellation,  
22 or the person taking out tax deed.

23 For noting on collector's warrant special assessments  
24 withdrawn from collection 20¢ for each tract or lot of land, to  
25 be charged against the lot assessed in the withdrawn special  
26 assessment when brought forward with current tax or when

1 redeemed by the county clerk. The county clerk shall certify to  
2 the county collector the amount due from each city, village or  
3 taxing body for such fees, each year, and the county collector  
4 in his settlement with such taxing body shall reserve such  
5 amount from the amount payable by him to such taxing body.

6 For taking and approving official bond of a town assessor,  
7 filing and recording same, and issuing certificate of election  
8 or qualification to such official or to the Secretary of State,  
9 \$10, to be paid by the officer-elect.

10 For certified copies of plats, 20¢ for each lot shown in  
11 copy, but no charge less than \$4.

12 For tax search and issuing Statement regarding same on new  
13 plats to be recorded, \$10.

14 For furnishing written description in conformity with  
15 permanent real estate index number, \$2 for each written  
16 description.

17 The following fees shall be allowed for services in matters  
18 of taxes and assessments, and shall be charged as costs against  
19 the delinquent property, and collected with the taxes thereon:

20 For entering judgment, 8¢ for each tract or lot.

21 For services in attending the tax sale and issuing  
22 certificates of sale and sealing the same, \$10 for each tract  
23 or lot.

24 For making list of delinquent lands and town lots sold, to  
25 be filed with the State Comptroller, 10¢ for each tract or lot  
26 sold.

1           The following fees shall be audited and allowed by the  
2 board of county commissioners and paid from the county  
3 treasury.

4           For computing State or county taxes, on each description of  
5 real estate and each person's, firm's or corporation's personal  
6 property tax, for each extension of each tax, 4¢, which shall  
7 include the transcribing of the collector's books.

8           For computing, extending and bringing forward, and adding  
9 to the current tax, the amount due for general taxes on lands  
10 and lots previously forfeited to the State, for each extension  
11 of each tax, 4¢ for the first year, and for computing and  
12 extending the tax and penalty for each additional year, 6¢.

13           For making duplicate or triplicate sets of books,  
14 containing transcripts of taxable property, for the board of  
15 assessors and board of review, 3¢ for each description entered  
16 in each book.

17           For filing, indexing and recording or binding each birth,  
18 death or stillbirth certificate or report, 15¢, which fee shall  
19 be in full for all services in connection therewith, including  
20 the keeping of accounts with district registrars.

21           For posting new subdivisions or plats in official atlases,  
22 25¢ for each lot.

23           For compiling new sheets for atlases, 20¢ for each lot.

24           For compiling new atlases, including necessary record  
25 searches, 25¢ for each lot.

26           For investigating and reporting on each new plat, referred

1 to county clerk, \$2.

2 For attending sessions of the board of county commissioners  
3 thereof, \$5 per day, for each clerk in attendance.

4 For recording proceedings of the board of county  
5 commissioners, 15¢ per 100 words.

6 For filing papers which must be kept in office of  
7 comptroller of Cook County, 10¢ for each paper filed.

8 For filing and indexing contracts, bonds, communications,  
9 and other such papers which must be kept in office of  
10 comptroller of Cook County, 15¢ for each document.

11 For swearing any person to necessary affidavits relating to  
12 the correctness of claims against the county, 25¢.

13 For issuing warrants in payment of salaries, supplies and  
14 other accounts, and all necessary auditing and bookkeeping work  
15 in connection therewith, 10¢ each.

16 The fee requirements of this Section do not apply to units  
17 of local government or school districts.

18 (Source: P.A. 86-962; 87-669.)

19 Section 15. The Clerks of Courts Act is amended by changing  
20 Sections 27.1a, 27.2, and 27.2a as follows:

21 (705 ILCS 105/27.1a) (from Ch. 25, par. 27.1a)

22 Sec. 27.1a. The fees of the clerks of the circuit court in  
23 all counties having a population of not more than 500,000  
24 inhabitants in the instances described in this Section shall be



1 as provided in this Section. In those instances where a minimum  
2 and maximum fee is stated, the clerk of the circuit court must  
3 charge the minimum fee listed and may charge up to the maximum  
4 fee if the county board has by resolution increased the fee.  
5 The fees shall be paid in advance and shall be as follows:

6 (a) Civil Cases.

7 The fee for filing a complaint, petition, or other  
8 pleading initiating a civil action, with the following  
9 exceptions, shall be a minimum of \$45 ~~\$40~~ and a maximum of  
10 \$165 ~~\$160~~. \$5 from all filing fees collected under this  
11 subsection (a), except for those listed in paragraphs (A)  
12 through (E), shall be remitted by the clerk to the State  
13 Treasurer for deposit into the Domestic Violence Legal  
14 Assistance Trust Fund.

15 (A) When the amount of money or damages or the  
16 value of personal property claimed does not exceed  
17 \$250, \$10.

18 (B) When that amount exceeds \$250 but does not  
19 exceed \$500, a minimum of \$10 and a maximum of \$20.

20 (C) When that amount exceeds \$500 but does not  
21 exceed \$2500, a minimum of \$25 and a maximum of \$40.

22 (D) When that amount exceeds \$2500 but does not  
23 exceed \$15,000, a minimum of \$25 and a maximum of \$75.

24 (E) For the exercise of eminent domain, a minimum  
25 of \$45 and a maximum of \$150. For each additional lot  
26 or tract of land or right or interest therein subject

1 to be condemned, the damages in respect to which shall  
2 require separate assessment by a jury, a minimum of \$45  
3 and a maximum of \$150.

4 (a-1) Family.

5 For filing a petition under the Juvenile Court Act of  
6 1987, \$25.

7 For filing a petition for a marriage license, \$10.

8 For performing a marriage in court, \$10.

9 For filing a petition under the Illinois Parentage Act  
10 of 1984, \$40.

11 (b) Forcible Entry and Detainer.

12 In each forcible entry and detainer case when the  
13 plaintiff seeks possession only or unites with his or her  
14 claim for possession of the property a claim for rent or  
15 damages or both in the amount of \$15,000 or less, a minimum  
16 of \$10 and a maximum of \$50. When the plaintiff unites his  
17 or her claim for possession with a claim for rent or  
18 damages or both exceeding \$15,000, a minimum of \$40 and a  
19 maximum of \$160.

20 (c) Counterclaim or Joining Third Party Defendant.

21 When any defendant files a counterclaim as part of his  
22 or her answer or otherwise or joins another party as a  
23 third party defendant, or both, the defendant shall pay a  
24 fee for each counterclaim or third party action in an  
25 amount equal to the fee he or she would have had to pay had  
26 he or she brought a separate action for the relief sought

1 in the counterclaim or against the third party defendant,  
2 less the amount of the appearance fee, if that has been  
3 paid.

4 (d) Confession of Judgment.

5 In a confession of judgment when the amount does not  
6 exceed \$1500, a minimum of \$20 and a maximum of \$50. When  
7 the amount exceeds \$1500, but does not exceed \$15,000, a  
8 minimum of \$40 and a maximum of \$115. When the amount  
9 exceeds \$15,000, a minimum of \$40 and a maximum of \$200.

10 (e) Appearance.

11 The fee for filing an appearance in each civil case  
12 shall be a minimum of \$15 and a maximum of \$60, except as  
13 follows:

14 (A) When the plaintiff in a forcible entry and  
15 detainer case seeks possession only, a minimum of \$10  
16 and a maximum of \$50.

17 (B) When the amount in the case does not exceed  
18 \$1500, a minimum of \$10 and a maximum of \$30.

19 (C) When that amount exceeds \$1500 but does not  
20 exceed \$15,000, a minimum of \$15 and a maximum of \$60.

21 (f) Garnishment, Wage Deduction, and Citation.

22 In garnishment affidavit, wage deduction affidavit,  
23 and citation petition when the amount does not exceed  
24 \$1,000, a minimum of \$5 and a maximum of \$15; when the  
25 amount exceeds \$1,000 but does not exceed \$5,000, a minimum  
26 of \$5 and a maximum of \$30; and when the amount exceeds

1           \$5,000, a minimum of \$5 and a maximum of \$50.

2           (g) Petition to Vacate or Modify.

3                   (1) Petition to vacate or modify any final judgment or  
4                   order of court, except in forcible entry and detainer cases  
5                   and small claims cases or a petition to reopen an estate,  
6                   to modify, terminate, or enforce a judgment or order for  
7                   child or spousal support, or to modify, suspend, or  
8                   terminate an order for withholding, if filed before 30 days  
9                   after the entry of the judgment or order, a minimum of \$20  
10                  and a maximum of \$50.

11                   (2) Petition to vacate or modify any final judgment or  
12                   order of court, except a petition to modify, terminate, or  
13                   enforce a judgment or order for child or spousal support or  
14                   to modify, suspend, or terminate an order for withholding,  
15                   if filed later than 30 days after the entry of the judgment  
16                   or order, a minimum of \$20 and a maximum of \$75.

17                   (3) Petition to vacate order of bond forfeiture, a  
18                   minimum of \$10 and a maximum of \$40.

19           (h) Mailing.

20                   When the clerk is required to mail, the fee will be a  
21                   minimum of \$2 and a maximum of \$10, plus the cost of  
22                   postage.

23           (i) Certified Copies.

24                   Each certified copy of a judgment after the first,  
25                   except in small claims and forcible entry and detainer  
26                   cases, a minimum of \$2 and a maximum of \$10.

1 (j) Habeas Corpus.

2 For filing a petition for relief by habeas corpus, a  
3 minimum of \$60 and a maximum of \$100.

4 (k) Certification, Authentication, and Reproduction.

5 (1) Each certification or authentication for taking  
6 the acknowledgment of a deed or other instrument in writing  
7 with the seal of office, a minimum of \$2 and a maximum of  
8 \$6.

9 (2) Court appeals when original documents are  
10 forwarded, under 100 pages, plus delivery and costs, a  
11 minimum of \$20 and a maximum of \$60.

12 (3) Court appeals when original documents are  
13 forwarded, over 100 pages, plus delivery and costs, a  
14 minimum of \$50 and a maximum of \$150.

15 (4) Court appeals when original documents are  
16 forwarded, over 200 pages, an additional fee of a minimum  
17 of 20 cents and a maximum of 25 cents per page.

18 (5) For reproduction of any document contained in the  
19 clerk's files:

20 (A) First page, a minimum of \$1 and a maximum of  
21 \$2.

22 (B) Next 19 pages, 50 cents per page.

23 (C) All remaining pages, 25 cents per page.

24 (l) Remands.

25 In any cases remanded to the Circuit Court from the  
26 Supreme Court or the Appellate Court for a new trial, the

1 clerk shall file the remanding order and reinstate the case  
2 with either its original number or a new number. The Clerk  
3 shall not charge any new or additional fee for the  
4 reinstatement. Upon reinstatement the Clerk shall advise  
5 the parties of the reinstatement. A party shall have the  
6 same right to a jury trial on remand and reinstatement as  
7 he or she had before the appeal, and no additional or new  
8 fee or charge shall be made for a jury trial after remand.

9 (m) Record Search.

10 For each record search, within a division or municipal  
11 district, the clerk shall be entitled to a search fee of a  
12 minimum of \$4 and a maximum of \$6 for each year searched.

13 (n) Hard Copy.

14 For each page of hard copy print output, when case  
15 records are maintained on an automated medium, the clerk  
16 shall be entitled to a fee of a minimum of \$4 and a maximum  
17 of \$6.

18 (o) Index Inquiry and Other Records.

19 No fee shall be charged for a single  
20 plaintiff/defendant index inquiry or single case record  
21 inquiry when this request is made in person and the records  
22 are maintained in a current automated medium, and when no  
23 hard copy print output is requested. The fees to be charged  
24 for management records, multiple case records, and  
25 multiple journal records may be specified by the Chief  
26 Judge pursuant to the guidelines for access and

1 dissemination of information approved by the Supreme  
2 Court.

3 (p) (Blank).

4 ~~a minimum of \$25 and a maximum of \$50~~

5 (q) Alias Summons.

6 For each alias summons or citation issued by the clerk,  
7 a minimum of \$2 and a maximum of \$5.

8 (r) Other Fees.

9 Any fees not covered in this Section shall be set by  
10 rule or administrative order of the Circuit Court with the  
11 approval of the Administrative Office of the Illinois  
12 Courts.

13 The clerk of the circuit court may provide additional  
14 services for which there is no fee specified by statute in  
15 connection with the operation of the clerk's office as may  
16 be requested by the public and agreed to by the clerk and  
17 approved by the chief judge of the circuit court. Any  
18 charges for additional services shall be as agreed to  
19 between the clerk and the party making the request and  
20 approved by the chief judge of the circuit court. Nothing  
21 in this subsection shall be construed to require any clerk  
22 to provide any service not otherwise required by law.

23 (s) Jury Services.

24 The clerk shall be entitled to receive, in addition to  
25 other fees allowed by law, the sum of a minimum of \$62.50  
26 and a maximum of \$212.50, as a fee for the services of a

1 jury in every civil action not quasi-criminal in its nature  
2 and not a proceeding for the exercise of the right of  
3 eminent domain and in every other action wherein the right  
4 of trial by jury is or may be given by law. The jury fee  
5 shall be paid by the party demanding a jury at the time of  
6 filing the jury demand. If the fee is not paid by either  
7 party, no jury shall be called in the action or proceeding,  
8 and the same shall be tried by the court without a jury.

9 (t) Voluntary Assignment.

10 For filing each deed of voluntary assignment, a minimum  
11 of \$10 and a maximum of \$20; for recording the same, a  
12 minimum of 25 cents and a maximum of 50 cents for each 100  
13 words. Exceptions filed to claims presented to an assignee  
14 of a debtor who has made a voluntary assignment for the  
15 benefit of creditors shall be considered and treated, for  
16 the purpose of taxing costs therein, as actions in which  
17 the party or parties filing the exceptions shall be  
18 considered as party or parties plaintiff, and the claimant  
19 or claimants as party or parties defendant, and those  
20 parties respectively shall pay to the clerk the same fees  
21 as provided by this Section to be paid in other actions.

22 (u) Expungement Petition.

23 The clerk shall be entitled to receive a fee of a  
24 minimum of \$15 and a maximum of \$60 for each expungement  
25 petition filed and an additional fee of a minimum of \$2 and  
26 a maximum of \$4 for each certified copy of an order to



1 expunge arrest records.

2 (v) Probate.

3 The clerk is entitled to receive the fees specified in  
4 this subsection (v), which shall be paid in advance, except  
5 that, for good cause shown, the court may suspend, reduce,  
6 or release the costs payable under this subsection:

7 (1) For administration of the estate of a decedent  
8 (whether testate or intestate) or of a missing person, a  
9 minimum of \$50 and a maximum of \$150, plus the fees  
10 specified in subsection (v) (3), except:

11 (A) When the value of the real and personal  
12 property does not exceed \$15,000, the fee shall be a  
13 minimum of \$25 and a maximum of \$40.

14 (B) When (i) proof of heirship alone is made, (ii)  
15 a domestic or foreign will is admitted to probate  
16 without administration (including proof of heirship),  
17 or (iii) letters of office are issued for a particular  
18 purpose without administration of the estate, the fee  
19 shall be a minimum of \$10 and a maximum of \$40.

20 (C) For filing a petition to sell Real Estate, \$50.

21 (2) For administration of the estate of a ward, a  
22 minimum of \$50 and a maximum of \$75, plus the fees  
23 specified in subsection (v) (3), except:

24 (A) When the value of the real and personal  
25 property does not exceed \$15,000, the fee shall be a  
26 minimum of \$25 and a maximum of \$40.

1 (B) When (i) letters of office are issued to a  
2 guardian of the person or persons, but not of the  
3 estate or (ii) letters of office are issued in the  
4 estate of a ward without administration of the estate,  
5 including filing or joining in the filing of a tax  
6 return or releasing a mortgage or consenting to the  
7 marriage of the ward, the fee shall be a minimum of \$10  
8 and a maximum of \$20.

9 (C) For filing a Petition to sell Real Estate, \$50.

10 (3) In addition to the fees payable under subsection  
11 (v) (1) or (v) (2) of this Section, the following fees are  
12 payable:

13 (A) For each account (other than one final account)  
14 filed in the estate of a decedent, or ward, a minimum  
15 of \$10 and a maximum of \$25.

16 (B) For filing a claim in an estate when the amount  
17 claimed is \$150 or more but less than \$500, a minimum  
18 of \$10 and a maximum of \$25; when the amount claimed is  
19 \$500 or more but less than \$10,000, a minimum of \$10  
20 and a maximum of \$40; when the amount claimed is  
21 \$10,000 or more, a minimum of \$10 and a maximum of \$60;  
22 provided that the court in allowing a claim may add to  
23 the amount allowed the filing fee paid by the claimant.

24 (C) For filing in an estate a claim, petition, or  
25 supplemental proceeding based upon an action seeking  
26 equitable relief including the construction or contest

1 of a will, enforcement of a contract to make a will,  
2 and proceedings involving testamentary trusts or the  
3 appointment of testamentary trustees, a minimum of \$40  
4 and a maximum of \$60.

5 (D) For filing in an estate (i) the appearance of  
6 any person for the purpose of consent or (ii) the  
7 appearance of an executor, administrator,  
8 administrator to collect, guardian, guardian ad litem,  
9 or special administrator, no fee.

10 (E) Except as provided in subsection (v) (3) (D),  
11 for filing the appearance of any person or persons, a  
12 minimum of \$10 and a maximum of \$30.

13 (F) For each jury demand, a minimum of \$62.50 and a  
14 maximum of \$137.50.

15 (G) For disposition of the collection of a judgment  
16 or settlement of an action or claim for wrongful death  
17 of a decedent or of any cause of action of a ward, when  
18 there is no other administration of the estate, a  
19 minimum of \$30 and a maximum of \$50, less any amount  
20 paid under subsection (v) (1) (B) or (v) (2) (B) except  
21 that if the amount involved does not exceed \$5,000, the  
22 fee, including any amount paid under subsection  
23 (v) (1) (B) or (v) (2) (B), shall be a minimum of \$10 and a  
24 maximum of \$20.

25 (H) For each certified copy of letters of office,  
26 of court order or other certification, a minimum of \$1

1           and a maximum of \$2, plus a minimum of 50 cents and a  
2           maximum of \$1 per page in excess of 3 pages for the  
3           document certified.

4                   (I) For each exemplification, a minimum of \$1 and a  
5           maximum of \$2, plus the fee for certification.

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

10           (5) The person on whose behalf a charge is incurred for  
11           witness, court reporter, appraiser, or other miscellaneous  
12           fee shall pay the same directly to the person entitled  
13           thereto.

14           (6) The executor, administrator, guardian, petitioner,  
15           or other interested person or his or her attorney shall pay  
16           to the clerk all postage charges incurred by the clerk in  
17           mailing petitions, orders, notices, or other documents  
18           pursuant to the provisions of the Probate Act of 1975.

19   (w) Criminal and Quasi-Criminal Costs and Fees.

20           (1) The clerk shall be entitled to costs in all  
21           criminal and quasi-criminal cases from each person  
22           convicted or sentenced to supervision therein as follows:

23                   (A) Felony complaints, a minimum of \$40 and a  
24           maximum of \$100.

25                   (B) Misdemeanor complaints, a minimum of \$25 and a  
26           maximum of \$75.

1 (C) Business offense complaints, a minimum of \$25  
2 and a maximum of \$75.

3 (D) Petty offense complaints, a minimum of \$25 and  
4 a maximum of \$75.

5 (E) Minor traffic or ordinance violations, \$10.

6 (F) When court appearance required, \$15.

7 (G) Motions to vacate or amend final orders, a  
8 minimum of \$20 and a maximum of \$40.

9 (H) Motions to vacate bond forfeiture orders, a  
10 minimum of \$20 and a maximum of \$40.

11 (I) Motions to vacate ex parte judgments, whenever  
12 filed, a minimum of \$20 and a maximum of \$40.

13 (J) Motions to vacate judgment on forfeitures,  
14 whenever filed, a minimum of \$20 and a maximum of \$40.

15 (K) Motions to vacate "failure to appear" or  
16 "failure to comply" notices sent to the Secretary of  
17 State, a minimum of \$20 and a maximum of \$40.

18 (2) In counties having a population of not more than  
19 500,000 inhabitants, when the violation complaint is  
20 issued by a municipal police department, the clerk shall be  
21 entitled to costs from each person convicted therein as  
22 follows:

23 (A) Minor traffic or ordinance violations, \$10.

24 (B) When court appearance required, \$15.

25 (3) In ordinance violation cases punishable by fine  
26 only, the clerk of the circuit court shall be entitled to

1 receive, unless the fee is excused upon a finding by the  
2 court that the defendant is indigent, in addition to other  
3 fees or costs allowed or imposed by law, the sum of a  
4 minimum of \$62.50 and a maximum of \$137.50 as a fee for the  
5 services of a jury. The jury fee shall be paid by the  
6 defendant at the time of filing his or her jury demand. If  
7 the fee is not so paid by the defendant, no jury shall be  
8 called, and the case shall be tried by the court without a  
9 jury.

10 (x) Transcripts of Judgment.

11 For the filing of a transcript of judgment, the clerk  
12 shall be entitled to the same fee as if it were the  
13 commencement of a new suit.

14 (y) Change of Venue.

15 (1) For the filing of a change of case on a change of  
16 venue, the clerk shall be entitled to the same fee as if it  
17 were the commencement of a new suit.

18 (2) The fee for the preparation and certification of a  
19 record on a change of venue to another jurisdiction, when  
20 original documents are forwarded, a minimum of \$10 and a  
21 maximum of \$40.

22 (z) Tax objection complaints.

23 For each tax objection complaint containing one or more  
24 tax objections, regardless of the number of parcels  
25 involved or the number of taxpayers joining on the  
26 complaint, a minimum of \$10 and a maximum of \$50.

1 (aa) Tax Deeds.

2 (1) Petition for tax deed, if only one parcel is  
3 involved, a minimum of \$45 and a maximum of \$200.

4 (2) For each additional parcel, add a fee of a minimum  
5 of \$10 and a maximum of \$60.

6 (bb) Collections.

7 (1) For all collections made of others, except the  
8 State and county and except in maintenance or child support  
9 cases, a sum equal to a minimum of 2% and a maximum of 2.5%  
10 of the amount collected and turned over.

11 (2) Interest earned on any funds held by the clerk  
12 shall be turned over to the county general fund as an  
13 earning of the office.

14 (3) For any check, draft, or other bank instrument  
15 returned to the clerk for non-sufficient funds, account  
16 closed, or payment stopped, \$25.

17 (4) In child support and maintenance cases, the clerk,  
18 if authorized by an ordinance of the county board, may  
19 collect an annual fee of up to \$36 from the person making  
20 payment for maintaining child support records and the  
21 processing of support orders to the State of Illinois KIDS  
22 system and the recording of payments issued by the State  
23 Disbursement Unit for the official record of the Court.  
24 This fee shall be in addition to and separate from amounts  
25 ordered to be paid as maintenance or child support and  
26 shall be deposited into a Separate Maintenance and Child

1 Support Collection Fund, of which the clerk shall be the  
2 custodian, ex-officio, to be used by the clerk to maintain  
3 child support orders and record all payments issued by the  
4 State Disbursement Unit for the official record of the  
5 Court. The clerk may recover from the person making the  
6 maintenance or child support payment any additional cost  
7 incurred in the collection of this annual fee.

8 The clerk shall also be entitled to a fee of \$5 for  
9 certifications made to the Secretary of State as provided  
10 in Section 7-703 of the Family Financial Responsibility Law  
11 and these fees shall also be deposited into the Separate  
12 Maintenance and Child Support Collection Fund.

13 (cc) Corrections of Numbers.

14 For correction of the case number, case title, or  
15 attorney computer identification number, if required by  
16 rule of court, on any document filed in the clerk's office,  
17 to be charged against the party that filed the document, a  
18 minimum of \$10 and a maximum of \$25.

19 (dd) Exceptions.

20 (1) The fee requirements of this Section shall not  
21 apply to police departments or other law enforcement  
22 agencies. In this Section, "law enforcement agency" means  
23 an agency of the State or a unit of local government which  
24 is vested by law or ordinance with the duty to maintain  
25 public order and to enforce criminal laws or ordinances.  
26 "Law enforcement agency" also means the Attorney General or



1 any state's attorney.

2 (2) No fee provided herein shall be charged to any unit  
3 of local government or school district.

4 (3) The fee requirements of this Section shall not  
5 apply to any action instituted under subsection (b) of  
6 Section 11-31-1 of the Illinois Municipal Code by a private  
7 owner or tenant of real property within 1200 feet of a  
8 dangerous or unsafe building seeking an order compelling  
9 the owner or owners of the building to take any of the  
10 actions authorized under that subsection.

11 (4) The fee requirements of this Section shall not  
12 apply to the filing of any commitment petition or petition  
13 for an order authorizing the administration of authorized  
14 involuntary treatment in the form of medication under the  
15 Mental Health and Developmental Disabilities Code.

16 (ee) Adoptions.

17 (1) For an adoption ..... \$65

18 (2) Upon good cause shown, the court may waive the  
19 adoption filing fee in a special needs adoption. The term  
20 "special needs adoption" shall have the meaning ascribed to  
21 it by the Illinois Department of Children and Family  
22 Services.

23 (ff) Adoption exemptions.

24 No fee other than that set forth in subsection (ee)  
25 shall be charged to any person in connection with an  
26 adoption proceeding nor may any fee be charged for

1 proceedings for the appointment of a confidential  
2 intermediary under the Adoption Act.

3 (Source: P.A. 92-16, eff. 6-28-01; 92-521, eff. 6-1-02; 93-39,  
4 eff. 7-1-03; 93-385, eff. 7-25-03; 93-573, eff. 8-21-03;  
5 revised 9-5-03.)

6 (705 ILCS 105/27.2) (from Ch. 25, par. 27.2)

7 Sec. 27.2. The fees of the clerks of the circuit court in  
8 all counties having a population in excess of 500,000  
9 inhabitants but less than 3,000,000 inhabitants in the  
10 instances described in this Section shall be as provided in  
11 this Section. In those instances where a minimum and maximum  
12 fee is stated, counties with more than 500,000 inhabitants but  
13 less than 3,000,000 inhabitants must charge the minimum fee  
14 listed in this Section and may charge up to the maximum fee if  
15 the county board has by resolution increased the fee. In  
16 addition, the minimum fees authorized in this Section shall  
17 apply to all units of local government and school districts in  
18 counties with more than 3,000,000 inhabitants. The fees shall  
19 be paid in advance and shall be as follows:

20 (a) Civil Cases.

21 The fee for filing a complaint, petition, or other  
22 pleading initiating a civil action, with the following  
23 exceptions, shall be a minimum of \$155 ~~\$150~~ and a maximum  
24 of \$195 ~~\$190~~. \$5 from all filing fees collected under this  
25 subsection (a), except for those listed in paragraphs (A)

1       through (F), shall be remitted by the clerk to the State  
2       Treasurer for deposit into the Domestic Violence Legal  
3       Assistance Trust Fund.

4               (A) When the amount of money or damages or the  
5       value of personal property claimed does not exceed  
6       \$250, a minimum of \$10 and a maximum of \$15.

7               (B) When that amount exceeds \$250 but does not  
8       exceed \$1,000, a minimum of \$20 and a maximum of \$40.

9               (C) When that amount exceeds \$1,000 but does not  
10       exceed \$2500, a minimum of \$30 and a maximum of \$50.

11              (D) When that amount exceeds \$2500 but does not  
12       exceed \$5,000, a minimum of \$75 and a maximum of \$100.

13              (D-5) When the amount exceeds \$5,000 but does not  
14       exceed \$15,000, a minimum of \$75 and a maximum of \$150.

15              (E) For the exercise of eminent domain, \$150. For  
16       each additional lot or tract of land or right or  
17       interest therein subject to be condemned, the damages  
18       in respect to which shall require separate assessment  
19       by a jury, \$150.

20              (F) No fees shall be charged by the clerk to a  
21       petitioner in any order of protection including, but  
22       not limited to, filing, modifying, withdrawing,  
23       certifying, or photocopying petitions for orders of  
24       protection, or for issuing alias summons, or for any  
25       related filing service, certifying, modifying,  
26       vacating, or photocopying any orders of protection.

1 (b) Forcible Entry and Detainer.

2 In each forcible entry and detainer case when the  
3 plaintiff seeks possession only or unites with his or her  
4 claim for possession of the property a claim for rent or  
5 damages or both in the amount of \$15,000 or less, a minimum  
6 of \$40 and a maximum of \$75. When the plaintiff unites his  
7 or her claim for possession with a claim for rent or  
8 damages or both exceeding \$15,000, a minimum of \$150 and a  
9 maximum of \$225.

10 (c) Counterclaim or Joining Third Party Defendant.

11 When any defendant files a counterclaim as part of his  
12 or her answer or otherwise or joins another party as a  
13 third party defendant, or both, the defendant shall pay a  
14 fee for each counterclaim or third party action in an  
15 amount equal to the fee he or she would have had to pay had  
16 he or she brought a separate action for the relief sought  
17 in the counterclaim or against the third party defendant,  
18 less the amount of the appearance fee, if that has been  
19 paid.

20 (d) Confession of Judgment.

21 In a confession of judgment when the amount does not  
22 exceed \$1500, a minimum of \$50 and a maximum of \$60. When  
23 the amount exceeds \$1500, but does not exceed \$5,000, \$75.  
24 When the amount exceeds \$5,000, but does not exceed  
25 \$15,000, \$175. When the amount exceeds \$15,000, a minimum  
26 of \$200 and a maximum of \$250.

1 (e) Appearance.

2 The fee for filing an appearance in each civil case  
3 shall be a minimum of \$50 and a maximum of \$75, except as  
4 follows:

5 (A) When the plaintiff in a forcible entry and  
6 detainer case seeks possession only, a minimum of \$20  
7 and a maximum of \$40.

8 (B) When the amount in the case does not exceed  
9 \$1500, a minimum of \$20 and a maximum of \$40.

10 (C) When the amount in the case exceeds \$1500 but  
11 does not exceed \$15,000, a minimum of \$40 and a maximum  
12 of \$60.

13 (f) Garnishment, Wage Deduction, and Citation.

14 In garnishment affidavit, wage deduction affidavit,  
15 and citation petition when the amount does not exceed  
16 \$1,000, a minimum of \$10 and a maximum of \$15; when the  
17 amount exceeds \$1,000 but does not exceed \$5,000, a minimum  
18 of \$20 and a maximum of \$30; and when the amount exceeds  
19 \$5,000, a minimum of \$30 and a maximum of \$50.

20 (g) Petition to Vacate or Modify.

21 (1) Petition to vacate or modify any final judgment or  
22 order of court, except in forcible entry and detainer cases  
23 and small claims cases or a petition to reopen an estate,  
24 to modify, terminate, or enforce a judgment or order for  
25 child or spousal support, or to modify, suspend, or  
26 terminate an order for withholding, if filed before 30 days

1 after the entry of the judgment or order, a minimum of \$40  
2 and a maximum of \$50.

3 (2) Petition to vacate or modify any final judgment or  
4 order of court, except a petition to modify, terminate, or  
5 enforce a judgment or order for child or spousal support or  
6 to modify, suspend, or terminate an order for withholding,  
7 if filed later than 30 days after the entry of the judgment  
8 or order, a minimum of \$60 and a maximum of \$75.

9 (3) Petition to vacate order of bond forfeiture, a  
10 minimum of \$20 and a maximum of \$40.

11 (h) Mailing.

12 When the clerk is required to mail, the fee will be a  
13 minimum of \$6 and a maximum of \$10, plus the cost of  
14 postage.

15 (i) Certified Copies.

16 Each certified copy of a judgment after the first,  
17 except in small claims and forcible entry and detainer  
18 cases, a minimum of \$10 and a maximum of \$15.

19 (j) Habeas Corpus.

20 For filing a petition for relief by habeas corpus, a  
21 minimum of \$80 and a maximum of \$125.

22 (k) Certification, Authentication, and Reproduction.

23 (1) Each certification or authentication for taking  
24 the acknowledgment of a deed or other instrument in writing  
25 with the seal of office, a minimum of \$4 and a maximum of  
26 \$6.

1           (2) Court appeals when original documents are  
2 forwarded, under 100 pages, plus delivery and costs, a  
3 minimum of \$50 and a maximum of \$75.

4           (3) Court appeals when original documents are  
5 forwarded, over 100 pages, plus delivery and costs, a  
6 minimum of \$120 and a maximum of \$150.

7           (4) Court appeals when original documents are  
8 forwarded, over 200 pages, an additional fee of a minimum  
9 of 20 and a maximum of 25 cents per page.

10          (5) For reproduction of any document contained in the  
11 clerk's files:

12               (A) First page, \$2.

13               (B) Next 19 pages, 50 cents per page.

14               (C) All remaining pages, 25 cents per page.

15   (1) Remands.

16           In any cases remanded to the Circuit Court from the  
17 Supreme Court or the Appellate Court for a new trial, the  
18 clerk shall file the remanding order and reinstate the case  
19 with either its original number or a new number. The Clerk  
20 shall not charge any new or additional fee for the  
21 reinstatement. Upon reinstatement the Clerk shall advise  
22 the parties of the reinstatement. A party shall have the  
23 same right to a jury trial on remand and reinstatement as  
24 he or she had before the appeal, and no additional or new  
25 fee or charge shall be made for a jury trial after remand.

26   (m) Record Search.

1           For each record search, within a division or municipal  
2           district, the clerk shall be entitled to a search fee of a  
3           minimum of \$4 and a maximum of \$6 for each year searched.

4           (n) Hard Copy.

5           For each page of hard copy print output, when case  
6           records are maintained on an automated medium, the clerk  
7           shall be entitled to a fee of a minimum of \$4 and a maximum  
8           of \$6.

9           (o) Index Inquiry and Other Records.

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

20           (p) (Blank).

21           (q) Alias Summons.

22           For each alias summons or citation issued by the clerk,  
23           a minimum of \$4 and a maximum of \$5.

24           (r) Other Fees.

25           Any fees not covered in this Section shall be set by  
26           rule or administrative order of the Circuit Court with the



1 approval of the Administrative Office of the Illinois  
2 Courts.

3 The clerk of the circuit court may provide additional  
4 services for which there is no fee specified by statute in  
5 connection with the operation of the clerk's office as may  
6 be requested by the public and agreed to by the clerk and  
7 approved by the chief judge of the circuit court. Any  
8 charges for additional services shall be as agreed to  
9 between the clerk and the party making the request and  
10 approved by the chief judge of the circuit court. Nothing  
11 in this subsection shall be construed to require any clerk  
12 to provide any service not otherwise required by law.

13 (s) Jury Services.

14 The clerk shall be entitled to receive, in addition to  
15 other fees allowed by law, the sum of a minimum of \$192.50  
16 and a maximum of \$212.50, as a fee for the services of a  
17 jury in every civil action not quasi-criminal in its nature  
18 and not a proceeding for the exercise of the right of  
19 eminent domain and in every other action wherein the right  
20 of trial by jury is or may be given by law. The jury fee  
21 shall be paid by the party demanding a jury at the time of  
22 filing the jury demand. If the fee is not paid by either  
23 party, no jury shall be called in the action or proceeding,  
24 and the same shall be tried by the court without a jury.

25 (t) Voluntary Assignment.

26 For filing each deed of voluntary assignment, a minimum

1 of \$10 and a maximum of \$20; for recording the same, a  
2 minimum of 25¢ and a maximum of 50¢ for each 100 words.  
3 Exceptions filed to claims presented to an assignee of a  
4 debtor who has made a voluntary assignment for the benefit  
5 of creditors shall be considered and treated, for the  
6 purpose of taxing costs therein, as actions in which the  
7 party or parties filing the exceptions shall be considered  
8 as party or parties plaintiff, and the claimant or  
9 claimants as party or parties defendant, and those parties  
10 respectively shall pay to the clerk the same fees as  
11 provided by this Section to be paid in other actions.

12 (u) Expungement Petition.

13 The clerk shall be entitled to receive a fee of a  
14 minimum of \$30 and a maximum of \$60 for each expungement  
15 petition filed and an additional fee of a minimum of \$2 and  
16 a maximum of \$4 for each certified copy of an order to  
17 expunge arrest records.

18 (v) Probate.

19 The clerk is entitled to receive the fees specified in  
20 this subsection (v), which shall be paid in advance, except  
21 that, for good cause shown, the court may suspend, reduce,  
22 or release the costs payable under this subsection:

23 (1) For administration of the estate of a decedent  
24 (whether testate or intestate) or of a missing person, a  
25 minimum of \$100 and a maximum of \$150, plus the fees  
26 specified in subsection (v) (3), except:

1           (A) When the value of the real and personal  
2 property does not exceed \$15,000, the fee shall be a  
3 minimum of \$25 and a maximum of \$40.

4           (B) When (i) proof of heirship alone is made, (ii)  
5 a domestic or foreign will is admitted to probate  
6 without administration (including proof of heirship),  
7 or (iii) letters of office are issued for a particular  
8 purpose without administration of the estate, the fee  
9 shall be a minimum of \$25 and a maximum of \$40.

10          (2) For administration of the estate of a ward, a  
11 minimum of \$50 and a maximum of \$75, plus the fees  
12 specified in subsection (v) (3), except:

13           (A) When the value of the real and personal  
14 property does not exceed \$15,000, the fee shall be a  
15 minimum of \$25 and a maximum of \$40.

16           (B) When (i) letters of office are issued to a  
17 guardian of the person or persons, but not of the  
18 estate or (ii) letters of office are issued in the  
19 estate of a ward without administration of the estate,  
20 including filing or joining in the filing of a tax  
21 return or releasing a mortgage or consenting to the  
22 marriage of the ward, the fee shall be a minimum of \$10  
23 and a maximum of \$20.

24          (3) In addition to the fees payable under subsection  
25 (v) (1) or (v) (2) of this Section, the following fees are  
26 payable:

1           (A) For each account (other than one final account)  
2           filed in the estate of a decedent, or ward, a minimum  
3           of \$15 and a maximum of \$25.

4           (B) For filing a claim in an estate when the amount  
5           claimed is \$150 or more but less than \$500, a minimum  
6           of \$10 and a maximum of \$20; when the amount claimed is  
7           \$500 or more but less than \$10,000, a minimum of \$25  
8           and a maximum of \$40; when the amount claimed is  
9           \$10,000 or more, a minimum of \$40 and a maximum of \$60;  
10          provided that the court in allowing a claim may add to  
11          the amount allowed the filing fee paid by the claimant.

12          (C) For filing in an estate a claim, petition, or  
13          supplemental proceeding based upon an action seeking  
14          equitable relief including the construction or contest  
15          of a will, enforcement of a contract to make a will,  
16          and proceedings involving testamentary trusts or the  
17          appointment of testamentary trustees, a minimum of \$40  
18          and a maximum of \$60.

19          (D) For filing in an estate (i) the appearance of  
20          any person for the purpose of consent or (ii) the  
21          appearance of an executor, administrator,  
22          administrator to collect, guardian, guardian ad litem,  
23          or special administrator, no fee.

24          (E) Except as provided in subsection (v) (3) (D),  
25          for filing the appearance of any person or persons, a  
26          minimum of \$10 and a maximum of \$30.

1           (F) For each jury demand, a minimum of \$102.50 and  
2 a maximum of \$137.50.

3           (G) For disposition of the collection of a judgment  
4 or settlement of an action or claim for wrongful death  
5 of a decedent or of any cause of action of a ward, when  
6 there is no other administration of the estate, a  
7 minimum of \$30 and a maximum of \$50, less any amount  
8 paid under subsection (v) (1) (B) or (v) (2) (B) except  
9 that if the amount involved does not exceed \$5,000, the  
10 fee, including any amount paid under subsection  
11 (v) (1) (B) or (v) (2) (B), shall be a minimum of \$10 and a  
12 maximum of \$20.

13           (H) For each certified copy of letters of office,  
14 of court order or other certification, a minimum of \$1  
15 and a maximum of \$2, plus a minimum of 50¢ and a  
16 maximum of \$1 per page in excess of 3 pages for the  
17 document certified.

18           (I) For each exemplification, a minimum of \$1 and a  
19 maximum of \$2, plus the fee for certification.

20           (4) The executor, administrator, guardian, petitioner,  
21 or other interested person or his or her attorney shall pay  
22 the cost of publication by the clerk directly to the  
23 newspaper.

24           (5) The person on whose behalf a charge is incurred for  
25 witness, court reporter, appraiser, or other miscellaneous  
26 fee shall pay the same directly to the person entitled

1 thereto.

2 (6) The executor, administrator, guardian, petitioner,  
3 or other interested person or his attorney shall pay to the  
4 clerk all postage charges incurred by the clerk in mailing  
5 petitions, orders, notices, or other documents pursuant to  
6 the provisions of the Probate Act of 1975.

7 (w) Criminal and Quasi-Criminal Costs and Fees.

8 (1) The clerk shall be entitled to costs in all  
9 criminal and quasi-criminal cases from each person  
10 convicted or sentenced to supervision therein as follows:

11 (A) Felony complaints, a minimum of \$80 and a  
12 maximum of \$125.

13 (B) Misdemeanor complaints, a minimum of \$50 and a  
14 maximum of \$75.

15 (C) Business offense complaints, a minimum of \$50  
16 and a maximum of \$75.

17 (D) Petty offense complaints, a minimum of \$50 and  
18 a maximum of \$75.

19 (E) Minor traffic or ordinance violations, \$20.

20 (F) When court appearance required, \$30.

21 (G) Motions to vacate or amend final orders, a  
22 minimum of \$20 and a maximum of \$40.

23 (H) Motions to vacate bond forfeiture orders, a  
24 minimum of \$20 and a maximum of \$30.

25 (I) Motions to vacate ex parte judgments, whenever  
26 filed, a minimum of \$20 and a maximum of \$30.

1 (J) Motions to vacate judgment on forfeitures,  
2 whenever filed, a minimum of \$20 and a maximum of \$25.

3 (K) Motions to vacate "failure to appear" or  
4 "failure to comply" notices sent to the Secretary of  
5 State, a minimum of \$20 and a maximum of \$40.

6 (2) In counties having a population of more than  
7 500,000 but fewer than 3,000,000 inhabitants, when the  
8 violation complaint is issued by a municipal police  
9 department, the clerk shall be entitled to costs from each  
10 person convicted therein as follows:

11 (A) Minor traffic or ordinance violations, \$10.

12 (B) When court appearance required, \$15.

13 (3) In ordinance violation cases punishable by fine  
14 only, the clerk of the circuit court shall be entitled to  
15 receive, unless the fee is excused upon a finding by the  
16 court that the defendant is indigent, in addition to other  
17 fees or costs allowed or imposed by law, the sum of a  
18 minimum of \$50 and a maximum of \$112.50 as a fee for the  
19 services of a jury. The jury fee shall be paid by the  
20 defendant at the time of filing his or her jury demand. If  
21 the fee is not so paid by the defendant, no jury shall be  
22 called, and the case shall be tried by the court without a  
23 jury.

24 (x) Transcripts of Judgment.

25 For the filing of a transcript of judgment, the clerk  
26 shall be entitled to the same fee as if it were the

1 commencement of new suit.

2 (y) Change of Venue.

3 (1) For the filing of a change of case on a change of  
4 venue, the clerk shall be entitled to the same fee as if it  
5 were the commencement of a new suit.

6 (2) The fee for the preparation and certification of a  
7 record on a change of venue to another jurisdiction, when  
8 original documents are forwarded, a minimum of \$25 and a  
9 maximum of \$40.

10 (z) Tax objection complaints.

11 For each tax objection complaint containing one or more  
12 tax objections, regardless of the number of parcels  
13 involved or the number of taxpayers joining in the  
14 complaint, a minimum of \$25 and a maximum of \$50.

15 (aa) Tax Deeds.

16 (1) Petition for tax deed, if only one parcel is  
17 involved, a minimum of \$150 and a maximum of \$250.

18 (2) For each additional parcel, add a fee of a minimum  
19 of \$50 and a maximum of \$100.

20 (bb) Collections.

21 (1) For all collections made of others, except the  
22 State and county and except in maintenance or child support  
23 cases, a sum equal to a minimum of 2.5% and a maximum of  
24 3.0% of the amount collected and turned over.

25 (2) Interest earned on any funds held by the clerk  
26 shall be turned over to the county general fund as an



1           earning of the office.

2           (3) For any check, draft, or other bank instrument  
3           returned to the clerk for non-sufficient funds, account  
4           closed, or payment stopped, \$25.

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

22          The clerk shall also be entitled to a fee of \$5 for  
23          certifications made to the Secretary of State as provided  
24          in Section 7-703 of the Family Financial Responsibility Law  
25          and these fees shall also be deposited into the Separate  
26          Maintenance and Child Support Collection Fund.

1 (cc) Corrections of Numbers.

2 For correction of the case number, case title, or  
3 attorney computer identification number, if required by  
4 rule of court, on any document filed in the clerk's office,  
5 to be charged against the party that filed the document, a  
6 minimum of \$15 and a maximum of \$25.

7 (dd) Exceptions.

8 The fee requirements of this Section shall not apply to  
9 police departments or other law enforcement agencies. In  
10 this Section, "law enforcement agency" means an agency of  
11 the State or a unit of local government which is vested by  
12 law or ordinance with the duty to maintain public order and  
13 to enforce criminal laws or ordinances. "Law enforcement  
14 agency" also means the Attorney General or any state's  
15 attorney. The fee requirements of this Section shall not  
16 apply to any action instituted under subsection (b) of  
17 Section 11-31-1 of the Illinois Municipal Code by a private  
18 owner or tenant of real property within 1200 feet of a  
19 dangerous or unsafe building seeking an order compelling  
20 the owner or owners of the building to take any of the  
21 actions authorized under that subsection.

22 The fee requirements of this Section shall not apply to  
23 the filing of any commitment petition or petition for an  
24 order authorizing the administration of authorized  
25 involuntary treatment in the form of medication under the  
26 Mental Health and Developmental Disabilities Code.

1 (ee) Adoptions.

2 (1) For an adoption ..... \$65

3 (2) Upon good cause shown, the court may waive the  
4 adoption filing fee in a special needs adoption. The term  
5 "special needs adoption" shall have the meaning ascribed to  
6 it by the Illinois Department of Children and Family  
7 Services.

8 (ff) Adoption exemptions.

9 No fee other than that set forth in subsection (ee)  
10 shall be charged to any person in connection with an  
11 adoption proceeding nor may any fee be charged for  
12 proceedings for the appointment of a confidential  
13 intermediary under the Adoption Act.

14 (gg) Unpaid fees.

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

1 and costs.

2 (Source: P.A. 92-16, eff. 6-28-01; 92-521, eff. 6-1-02; 93-385,  
3 eff. 7-25-03; 93-573, eff. 8-21-03; 93-760, eff. 1-1-05.)

4 (705 ILCS 105/27.2a) (from Ch. 25, par. 27.2a)

5 Sec. 27.2a. The fees of the clerks of the circuit court in  
6 all counties having a population of 3,000,000 or more  
7 inhabitants in the instances described in this Section shall be  
8 as provided in this Section. In those instances where a minimum  
9 and maximum fee is stated, the clerk of the circuit court must  
10 charge the minimum fee listed and may charge up to the maximum  
11 fee if the county board has by resolution increased the fee.  
12 The fees shall be paid in advance and shall be as follows:

13 (a) Civil Cases.

14 The fee for filing a complaint, petition, or other  
15 pleading initiating a civil action, with the following  
16 exceptions, shall be a minimum of \$200 ~~\$190~~ and a maximum  
17 of \$250 ~~\$240~~. \$10 from all filing fees collected under this  
18 subsection (a), except for those listed in paragraphs (A)  
19 through (H), shall be remitted by the clerk to the State  
20 Treasurer for deposit into the Domestic Violence Legal  
21 Assistance Trust Fund.

22 (A) When the amount of money or damages or the  
23 value of personal property claimed does not exceed  
24 \$250, a minimum of \$15 and a maximum of \$22.

25 (B) When that amount exceeds \$250 but does not

1 exceed \$1000, a minimum of \$40 and a maximum of \$75.

2 (C) When that amount exceeds \$1000 but does not  
3 exceed \$2500, a minimum of \$50 and a maximum of \$80.

4 (D) When that amount exceeds \$2500 but does not  
5 exceed \$5000, a minimum of \$100 and a maximum of \$130.

6 (E) When that amount exceeds \$5000 but does not  
7 exceed \$15,000, \$150.

8 (F) For the exercise of eminent domain, \$150. For  
9 each additional lot or tract of land or right or  
10 interest therein subject to be condemned, the damages  
11 in respect to which shall require separate assessment  
12 by a jury, \$150.

13 (G) For the final determination of parking,  
14 standing, and compliance violations and final  
15 administrative decisions issued after hearings  
16 regarding vehicle immobilization and impoundment made  
17 pursuant to Sections 3-704.1, 6-306.5, and 11-208.3 of  
18 the Illinois Vehicle Code, \$25.

19 (H) No fees shall be charged by the clerk to a  
20 petitioner in any order of protection including, but  
21 not limited to, filing, modifying, withdrawing,  
22 certifying, or photocopying petitions for orders of  
23 protection, or for issuing alias summons, or for any  
24 related filing service, certifying, modifying,  
25 vacating, or photocopying any orders of protection.

26 (b) Forcible Entry and Detainer.

1           In each forcible entry and detainer case when the  
2           plaintiff seeks possession only or unites with his or her  
3           claim for possession of the property a claim for rent or  
4           damages or both in the amount of \$15,000 or less, a minimum  
5           of \$75 and a maximum of \$140. When the plaintiff unites his  
6           or her claim for possession with a claim for rent or  
7           damages or both exceeding \$15,000, a minimum of \$225 and a  
8           maximum of \$335.

9           (c) Counterclaim or Joining Third Party Defendant.

10           When any defendant files a counterclaim as part of his  
11           or her answer or otherwise or joins another party as a  
12           third party defendant, or both, the defendant shall pay a  
13           fee for each counterclaim or third party action in an  
14           amount equal to the fee he or she would have had to pay had  
15           he or she brought a separate action for the relief sought  
16           in the counterclaim or against the third party defendant,  
17           less the amount of the appearance fee, if that has been  
18           paid.

19           (d) Confession of Judgment.

20           In a confession of judgment when the amount does not  
21           exceed \$1500, a minimum of \$60 and a maximum of \$70. When  
22           the amount exceeds \$1500, but does not exceed \$5000, a  
23           minimum of \$75 and a maximum of \$150. When the amount  
24           exceeds \$5000, but does not exceed \$15,000, a minimum of  
25           \$175 and a maximum of \$260. When the amount exceeds  
26           \$15,000, a minimum of \$250 and a maximum of \$310.

1 (e) Appearance.

2 The fee for filing an appearance in each civil case  
3 shall be a minimum of \$75 and a maximum of \$110, except as  
4 follows:

5 (A) When the plaintiff in a forcible entry and  
6 detainer case seeks possession only, a minimum of \$40  
7 and a maximum of \$80.

8 (B) When the amount in the case does not exceed  
9 \$1500, a minimum of \$40 and a maximum of \$80.

10 (C) When that amount exceeds \$1500 but does not  
11 exceed \$15,000, a minimum of \$60 and a maximum of \$90.

12 (f) Garnishment, Wage Deduction, and Citation.

13 In garnishment affidavit, wage deduction affidavit,  
14 and citation petition when the amount does not exceed  
15 \$1,000, a minimum of \$15 and a maximum of \$25; when the  
16 amount exceeds \$1,000 but does not exceed \$5,000, a minimum  
17 of \$30 and a maximum of \$45; and when the amount exceeds  
18 \$5,000, a minimum of \$50 and a maximum of \$80.

19 (g) Petition to Vacate or Modify.

20 (1) Petition to vacate or modify any final judgment or  
21 order of court, except in forcible entry and detainer cases  
22 and small claims cases or a petition to reopen an estate,  
23 to modify, terminate, or enforce a judgment or order for  
24 child or spousal support, or to modify, suspend, or  
25 terminate an order for withholding, if filed before 30 days  
26 after the entry of the judgment or order, a minimum of \$50

1 and a maximum of \$60.

2 (2) Petition to vacate or modify any final judgment or  
3 order of court, except a petition to modify, terminate, or  
4 enforce a judgment or order for child or spousal support or  
5 to modify, suspend, or terminate an order for withholding,  
6 if filed later than 30 days after the entry of the judgment  
7 or order, a minimum of \$75 and a maximum of \$90.

8 (3) Petition to vacate order of bond forfeiture, a  
9 minimum of \$40 and a maximum of \$80.

10 (h) Mailing.

11 When the clerk is required to mail, the fee will be a  
12 minimum of \$10 and a maximum of \$15, plus the cost of  
13 postage.

14 (i) Certified Copies.

15 Each certified copy of a judgment after the first,  
16 except in small claims and forcible entry and detainer  
17 cases, a minimum of \$15 and a maximum of \$20.

18 (j) Habeas Corpus.

19 For filing a petition for relief by habeas corpus, a  
20 minimum of \$125 and a maximum of \$190.

21 (k) Certification, Authentication, and Reproduction.

22 (1) Each certification or authentication for taking  
23 the acknowledgment of a deed or other instrument in writing  
24 with the seal of office, a minimum of \$6 and a maximum of  
25 \$9.

26 (2) Court appeals when original documents are



1 forwarded, under 100 pages, plus delivery and costs, a  
2 minimum of \$75 and a maximum of \$110.

3 (3) Court appeals when original documents are  
4 forwarded, over 100 pages, plus delivery and costs, a  
5 minimum of \$150 and a maximum of \$185.

6 (4) Court appeals when original documents are  
7 forwarded, over 200 pages, an additional fee of a minimum  
8 of 25 and a maximum of 30 cents per page.

9 (5) For reproduction of any document contained in the  
10 clerk's files:

11 (A) First page, \$2.

12 (B) Next 19 pages, 50 cents per page.

13 (C) All remaining pages, 25 cents per page.

14 (l) Remands.

15 In any cases remanded to the Circuit Court from the  
16 Supreme Court or the Appellate Court for a new trial, the  
17 clerk shall file the remanding order and reinstate the case  
18 with either its original number or a new number. The Clerk  
19 shall not charge any new or additional fee for the  
20 reinstatement. Upon reinstatement the Clerk shall advise  
21 the parties of the reinstatement. A party shall have the  
22 same right to a jury trial on remand and reinstatement as  
23 he or she had before the appeal, and no additional or new  
24 fee or charge shall be made for a jury trial after remand.

25 (m) Record Search.

26 For each record search, within a division or municipal

1 district, the clerk shall be entitled to a search fee of a  
2 minimum of \$6 and a maximum of \$9 for each year searched.

3 (n) Hard Copy.

4 For each page of hard copy print output, when case  
5 records are maintained on an automated medium, the clerk  
6 shall be entitled to a fee of a minimum of \$6 and a maximum  
7 of \$9.

8 (o) Index Inquiry and Other Records.

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

19 (p) (Blank).

20 (q) Alias Summons.

21 For each alias summons or citation issued by the clerk,  
22 a minimum of \$5 and a maximum of \$6.

23 (r) Other Fees.

24 Any fees not covered in this Section shall be set by  
25 rule or administrative order of the Circuit Court with the  
26 approval of the Administrative Office of the Illinois

1 Courts.

2 The clerk of the circuit court may provide additional  
3 services for which there is no fee specified by statute in  
4 connection with the operation of the clerk's office as may  
5 be requested by the public and agreed to by the clerk and  
6 approved by the chief judge of the circuit court. Any  
7 charges for additional services shall be as agreed to  
8 between the clerk and the party making the request and  
9 approved by the chief judge of the circuit court. Nothing  
10 in this subsection shall be construed to require any clerk  
11 to provide any service not otherwise required by law.

12 (s) Jury Services.

13 The clerk shall be entitled to receive, in addition to  
14 other fees allowed by law, the sum of a minimum of \$212.50  
15 and maximum of \$230, as a fee for the services of a jury in  
16 every civil action not quasi-criminal in its nature and not  
17 a proceeding for the exercise of the right of eminent  
18 domain and in every other action wherein the right of trial  
19 by jury is or may be given by law. The jury fee shall be  
20 paid by the party demanding a jury at the time of filing  
21 the jury demand. If the fee is not paid by either party, no  
22 jury shall be called in the action or proceeding, and the  
23 same shall be tried by the court without a jury.

24 (t) Voluntary Assignment.

25 For filing each deed of voluntary assignment, a minimum  
26 of \$20 and a maximum of \$40; for recording the same, a

1 minimum of 50¢ and a maximum of \$0.80 for each 100 words.  
2 Exceptions filed to claims presented to an assignee of a  
3 debtor who has made a voluntary assignment for the benefit  
4 of creditors shall be considered and treated, for the  
5 purpose of taxing costs therein, as actions in which the  
6 party or parties filing the exceptions shall be considered  
7 as party or parties plaintiff, and the claimant or  
8 claimants as party or parties defendant, and those parties  
9 respectively shall pay to the clerk the same fees as  
10 provided by this Section to be paid in other actions.

11 (u) Expungement Petition.

12 The clerk shall be entitled to receive a fee of a  
13 minimum of \$60 and a maximum of \$120 for each expungement  
14 petition filed and an additional fee of a minimum of \$4 and  
15 a maximum of \$8 for each certified copy of an order to  
16 expunge arrest records.

17 (v) Probate.

18 The clerk is entitled to receive the fees specified in  
19 this subsection (v), which shall be paid in advance, except  
20 that, for good cause shown, the court may suspend, reduce,  
21 or release the costs payable under this subsection:

22 (1) For administration of the estate of a decedent  
23 (whether testate or intestate) or of a missing person, a  
24 minimum of \$150 and a maximum of \$225, plus the fees  
25 specified in subsection (v) (3), except:

26 (A) When the value of the real and personal

1 property does not exceed \$15,000, the fee shall be a  
2 minimum of \$40 and a maximum of \$65.

3 (B) When (i) proof of heirship alone is made, (ii)  
4 a domestic or foreign will is admitted to probate  
5 without administration (including proof of heirship),  
6 or (iii) letters of office are issued for a particular  
7 purpose without administration of the estate, the fee  
8 shall be a minimum of \$40 and a maximum of \$65.

9 (2) For administration of the estate of a ward, a  
10 minimum of \$75 and a maximum of \$110, plus the fees  
11 specified in subsection (v) (3), except:

12 (A) When the value of the real and personal  
13 property does not exceed \$15,000, the fee shall be a  
14 minimum of \$40 and a maximum of \$65.

15 (B) When (i) letters of office are issued to a  
16 guardian of the person or persons, but not of the  
17 estate or (ii) letters of office are issued in the  
18 estate of a ward without administration of the estate,  
19 including filing or joining in the filing of a tax  
20 return or releasing a mortgage or consenting to the  
21 marriage of the ward, the fee shall be a minimum of \$20  
22 and a maximum of \$40.

23 (3) In addition to the fees payable under subsection  
24 (v) (1) or (v) (2) of this Section, the following fees are  
25 payable:

26 (A) For each account (other than one final account)

1 filed in the estate of a decedent, or ward, a minimum  
2 of \$25 and a maximum of \$40.

3 (B) For filing a claim in an estate when the amount  
4 claimed is \$150 or more but less than \$500, a minimum  
5 of \$20 and a maximum of \$40; when the amount claimed is  
6 \$500 or more but less than \$10,000, a minimum of \$40  
7 and a maximum of \$65; when the amount claimed is  
8 \$10,000 or more, a minimum of \$60 and a maximum of \$90;  
9 provided that the court in allowing a claim may add to  
10 the amount allowed the filing fee paid by the claimant.

11 (C) For filing in an estate a claim, petition, or  
12 supplemental proceeding based upon an action seeking  
13 equitable relief including the construction or contest  
14 of a will, enforcement of a contract to make a will,  
15 and proceedings involving testamentary trusts or the  
16 appointment of testamentary trustees, a minimum of \$60  
17 and a maximum of \$90.

18 (D) For filing in an estate (i) the appearance of  
19 any person for the purpose of consent or (ii) the  
20 appearance of an executor, administrator,  
21 administrator to collect, guardian, guardian ad litem,  
22 or special administrator, no fee.

23 (E) Except as provided in subsection (v)(3)(D),  
24 for filing the appearance of any person or persons, a  
25 minimum of \$30 and a maximum of \$90.

26 (F) For each jury demand, a minimum of \$137.50 and

1 a maximum of \$180.

2 (G) For disposition of the collection of a judgment  
3 or settlement of an action or claim for wrongful death  
4 of a decedent or of any cause of action of a ward, when  
5 there is no other administration of the estate, a  
6 minimum of \$50 and a maximum of \$80, less any amount  
7 paid under subsection (v) (1) (B) or (v) (2) (B) except  
8 that if the amount involved does not exceed \$5,000, the  
9 fee, including any amount paid under subsection  
10 (v) (1) (B) or (v) (2) (B), shall be a minimum of \$20 and a  
11 maximum of \$40.

12 (H) For each certified copy of letters of office,  
13 of court order or other certification, a minimum of \$2  
14 and a maximum of \$4, plus \$1 per page in excess of 3  
15 pages for the document certified.

16 (I) For each exemplification, \$2, plus the fee for  
17 certification.

18 (4) The executor, administrator, guardian, petitioner,  
19 or other interested person or his or her attorney shall pay  
20 the cost of publication by the clerk directly to the  
21 newspaper.

22 (5) The person on whose behalf a charge is incurred for  
23 witness, court reporter, appraiser, or other miscellaneous  
24 fee shall pay the same directly to the person entitled  
25 thereto.

26 (6) The executor, administrator, guardian, petitioner,

1 or other interested person or his or her attorney shall pay  
2 to the clerk all postage charges incurred by the clerk in  
3 mailing petitions, orders, notices, or other documents  
4 pursuant to the provisions of the Probate Act of 1975.

5 (w) Criminal and Quasi-Criminal Costs and Fees.

6 (1) The clerk shall be entitled to costs in all  
7 criminal and quasi-criminal cases from each person  
8 convicted or sentenced to supervision therein as follows:

9 (A) Felony complaints, a minimum of \$125 and a  
10 maximum of \$190.

11 (B) Misdemeanor complaints, a minimum of \$75 and a  
12 maximum of \$110.

13 (C) Business offense complaints, a minimum of \$75  
14 and a maximum of \$110.

15 (D) Petty offense complaints, a minimum of \$75 and  
16 a maximum of \$110.

17 (E) Minor traffic or ordinance violations, \$30.

18 (F) When court appearance required, \$50.

19 (G) Motions to vacate or amend final orders, a  
20 minimum of \$40 and a maximum of \$80.

21 (H) Motions to vacate bond forfeiture orders, a  
22 minimum of \$30 and a maximum of \$45.

23 (I) Motions to vacate ex parte judgments, whenever  
24 filed, a minimum of \$30 and a maximum of \$45.

25 (J) Motions to vacate judgment on forfeitures,  
26 whenever filed, a minimum of \$25 and a maximum of \$30.



1           (K) Motions to vacate "failure to appear" or  
2           "failure to comply" notices sent to the Secretary of  
3           State, a minimum of \$40 and a maximum of \$50.

4           (2) In counties having a population of 3,000,000 or  
5           more, when the violation complaint is issued by a municipal  
6           police department, the clerk shall be entitled to costs  
7           from each person convicted therein as follows:

8                   (A) Minor traffic or ordinance violations, \$30.

9                   (B) When court appearance required, \$50.

10           (3) In ordinance violation cases punishable by fine  
11           only, the clerk of the circuit court shall be entitled to  
12           receive, unless the fee is excused upon a finding by the  
13           court that the defendant is indigent, in addition to other  
14           fees or costs allowed or imposed by law, the sum of a  
15           minimum of \$112.50 and a maximum of \$250 as a fee for the  
16           services of a jury. The jury fee shall be paid by the  
17           defendant at the time of filing his or her jury demand. If  
18           the fee is not so paid by the defendant, no jury shall be  
19           called, and the case shall be tried by the court without a  
20           jury.

21           (x) Transcripts of Judgment.

22                   For the filing of a transcript of judgment, the clerk  
23           shall be entitled to the same fee as if it were the  
24           commencement of a new suit.

25           (y) Change of Venue.

26                   (1) For the filing of a change of case on a change of

1 venue, the clerk shall be entitled to the same fee as if it  
2 were the commencement of a new suit.

3 (2) The fee for the preparation and certification of a  
4 record on a change of venue to another jurisdiction, when  
5 original documents are forwarded, a minimum of \$40 and a  
6 maximum of \$65.

7 (z) Tax objection complaints.

8 For each tax objection complaint containing one or more  
9 tax objections, regardless of the number of parcels  
10 involved or the number of taxpayers joining in the  
11 complaint, a minimum of \$50 and a maximum of \$100.

12 (aa) Tax Deeds.

13 (1) Petition for tax deed, if only one parcel is  
14 involved, a minimum of \$250 and a maximum of \$400.

15 (2) For each additional parcel, add a fee of a minimum  
16 of \$100 and a maximum of \$200.

17 (bb) Collections.

18 (1) For all collections made of others, except the  
19 State and county and except in maintenance or child support  
20 cases, a sum equal to 3.0% of the amount collected and  
21 turned over.

22 (2) Interest earned on any funds held by the clerk  
23 shall be turned over to the county general fund as an  
24 earning of the office.

25 (3) For any check, draft, or other bank instrument  
26 returned to the clerk for non-sufficient funds, account

1 closed, or payment stopped, \$25.

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

19 The clerk shall also be entitled to a fee of \$5 for  
20 certifications made to the Secretary of State as provided  
21 in Section 7-703 of the Family Financial Responsibility Law  
22 and these fees shall also be deposited into the Separate  
23 Maintenance and Child Support Collection Fund.

24 (cc) Corrections of Numbers.

25 For correction of the case number, case title, or  
26 attorney computer identification number, if required by

1 rule of court, on any document filed in the clerk's office,  
2 to be charged against the party that filed the document, a  
3 minimum of \$25 and a maximum of \$40.

4 (dd) Exceptions.

5 (1) The fee requirements of this Section shall not  
6 apply to police departments or other law enforcement  
7 agencies. In this Section, "law enforcement agency" means  
8 an agency of the State or a unit of local government which  
9 is vested by law or ordinance with the duty to maintain  
10 public order and to enforce criminal laws or ordinances.  
11 "Law enforcement agency" also means the Attorney General or  
12 any state's attorney.

13 (2) No fee provided herein shall be charged to any unit  
14 of local government or school district. The fee  
15 requirements of this Section shall not apply to any action  
16 instituted under subsection (b) of Section 11-31-1 of the  
17 Illinois Municipal Code by a private owner or tenant of  
18 real property within 1200 feet of a dangerous or unsafe  
19 building seeking an order compelling the owner or owners of  
20 the building to take any of the actions authorized under  
21 that subsection.

22 (3) The fee requirements of this Section shall not  
23 apply to the filing of any commitment petition or petition  
24 for an order authorizing the administration of authorized  
25 involuntary treatment in the form of medication under the  
26 Mental Health and Developmental Disabilities Code.

1 (ee) Adoption.

2 (1) For an adoption ..... \$65

3 (2) Upon good cause shown, the court may waive the  
4 adoption filing fee in a special needs adoption. The term  
5 "special needs adoption" shall have the meaning ascribed to  
6 it by the Illinois Department of Children and Family  
7 Services.

8 (ff) Adoption exemptions.

9 No fee other than that set forth in subsection (ee)  
10 shall be charged to any person in connection with an  
11 adoption proceeding nor may any fee be charged for  
12 proceedings for the appointment of a confidential  
13 intermediary under the Adoption Act.

14 (gg) Unpaid fees.

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

1           and costs.

2       (Source: P.A. 92-521, eff. 6-1-02; 93-385, eff. 7-25-03;

3       93-573, eff. 8-21-03; 93-760, eff. 1-1-05.)