

HB4719



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB4719

Introduced 1/4/2010, by Rep. Lou Lang

SYNOPSIS AS INTRODUCED:

705 ILCS 105/27.3b

from Ch. 25, par. 27.3b

Amends the Clerks of Courts Act. Makes a technical change in a Section concerning fees paid by credit card.

LRB096 16299 AJO 31557 b

A BILL FOR

1 AN ACT concerning courts.

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

4 Section 5. The Clerks of Courts Act is amended by changing
5 Section 27.3b as follows:

6 (705 ILCS 105/27.3b) (from Ch. 25, par. 27.3b)

7 Sec. 27.3b. The clerk of court may accept payment of
8 fines, penalties, or costs by credit card or debit card
9 approved by the clerk from an offender who has been convicted
10 of or placed on court supervision for a traffic offense, petty
11 offense, ordinance offense, or misdemeanor or who has been
12 convicted of a felony offense. The clerk of the circuit court
13 may accept credit card payments over the Internet for fines,
14 penalties, or costs from offenders on voluntary electronic
15 pleas of guilty in minor traffic and conservation offenses to
16 satisfy the requirement of written pleas of guilty as provided
17 in Illinois Supreme Court Rule 529. ~~The~~ The clerk of the court
18 may also accept payment of statutory fees by a credit card or
19 debit card. The clerk of the court may also accept the credit
20 card or debit card for the cash deposit of bail bond fees.

21 The Clerk of the circuit court is authorized to enter into
22 contracts with credit card or debit card companies approved by
23 the clerk and to negotiate the payment of convenience and

1 administrative fees normally charged by those companies for
2 allowing the clerk of the circuit court to accept their credit
3 cards or debit cards in payment as authorized herein. The clerk
4 of the circuit court is authorized to enter into contracts with
5 third party fund guarantors, facilitators, and service
6 providers under which those entities may contract directly with
7 customers of the clerk of the circuit court and guarantee and
8 remit the payments to the clerk of the circuit court. Where the
9 offender pays fines, penalties, or costs by credit card or
10 debit card or through a third party fund guarantor,
11 facilitator, or service provider, or anyone paying statutory
12 fees of the circuit court clerk or the posting of cash bail,
13 the clerk shall collect a service fee of up to \$5 or the amount
14 charged to the clerk for use of its services by the credit card
15 or debit card issuer, third party fund guarantor, facilitator,
16 or service provider. This service fee shall be in addition to
17 any other fines, penalties, or costs. The clerk of the circuit
18 court is authorized to negotiate the assessment of convenience
19 and administrative fees by the third party fund guarantors,
20 facilitators, and service providers with the revenue earned by
21 the clerk of the circuit court to be remitted to the county
22 general revenue fund.

23 (Source: P.A. 95-331, eff. 8-21-07.)