

# HB5889



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

**HB5889**

by Rep. Lawrence M. Walsh, Jr.

#### SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1001.3 new

Amends the Counties Code. Permits a county board in a county with a population of more than 500,000 and less than 700,000, based on the most recent federal decennial census, to enact by ordinance a judicial facilities fee to be used for the building of new judicial facilities. Sets the maximum fee at \$30 and provides for the method by which the fees are to be paid.

LRB098 15806 JLK 50843 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by adding Section  
5 5-1001.3 as follows:

6 (55 ILCS 5/5-1001.3 new)

7 Sec. 5-1001.3. Additional fees to finance new judicial  
8 facilities. A county board in a county with a population of  
9 more than 500,000 and less than 700,000, based on the most  
10 recent federal decennial census, may by ordinance impose a  
11 judicial facilities fee to be used for the building of new  
12 judicial facilities.

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

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

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

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

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

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