



Rep. Michael J. Zalewski

**Filed: 4/16/2015**

09900HB3219ham001

LRB099 05820 AMC 33775 a

1 AMENDMENT TO HOUSE BILL 3219

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3219, on page 1,  
3 immediately below line 3, by inserting the following:

4 "Section 3. The State Finance Act is amended by adding  
5 Section 5.866 as follows:

6 (30 ILCS 105/5.866 new)

7 Sec. 5.866. The Hydrocodone Abuse Control Fund. This  
8 Section is repealed on January 1, 2017."; and

9 on page 2, by replacing line 11 with the following:

10 "(g) The Hydrocodone Abuse Control Fund is created as a  
11 special fund in the State treasury. Moneys in the Hydrocodone  
12 Abuse Control Fund shall be used by the Department to fund a  
13 rebate program to reimburse pharmacies for implementation of  
14 the pilot project under this Section.

15 (h) This Section is repealed on January 1, 2017.

1           Section 5. The Clerks of Courts Act is amended by changing  
2 Sections 27.5 and 27.6 as follows:

3           (705 ILCS 105/27.5) (from Ch. 25, par. 27.5)

4           Sec. 27.5. (a) All fees, fines, costs, additional  
5 penalties, bail balances assessed or forfeited, and any other  
6 amount paid by a person to the circuit clerk that equals an  
7 amount less than \$55, except restitution under Section 5-5-6 of  
8 the Unified Code of Corrections, reimbursement for the costs of  
9 an emergency response as provided under Section 11-501 of the  
10 Illinois Vehicle Code, any fees collected for attending a  
11 traffic safety program under paragraph (c) of Supreme Court  
12 Rule 529, any fee collected on behalf of a State's Attorney  
13 under Section 4-2002 of the Counties Code or a sheriff under  
14 Section 4-5001 of the Counties Code, or any cost imposed under  
15 Section 124A-5 of the Code of Criminal Procedure of 1963, for  
16 convictions, orders of supervision, or any other disposition  
17 for a violation of Chapters 3, 4, 6, 11, and 12 of the Illinois  
18 Vehicle Code, or a similar provision of a local ordinance, and  
19 any violation of the Child Passenger Protection Act, or a  
20 similar provision of a local ordinance, and except as otherwise  
21 provided in this Section, shall be disbursed within 60 days  
22 after receipt by the circuit clerk as follows, except as  
23 provided in subsection (a-5): 47% shall be disbursed to the  
24 entity authorized by law to receive the fine imposed in the

1 case; 12% shall be disbursed to the State Treasurer; and 41%  
2 shall be disbursed to the county's general corporate fund. Of  
3 the 12% disbursed to the State Treasurer, 1/6 shall be  
4 deposited by the State Treasurer into the Violent Crime Victims  
5 Assistance Fund, 1/2 shall be deposited into the Traffic and  
6 Criminal Conviction Surcharge Fund, and 1/3 shall be deposited  
7 into the Drivers Education Fund. For fiscal years 1992 and  
8 1993, amounts deposited into the Violent Crime Victims  
9 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
10 Fund, or the Drivers Education Fund shall not exceed 110% of  
11 the amounts deposited into those funds in fiscal year 1991. Any  
12 amount that exceeds the 110% limit shall be distributed as  
13 follows: 50% shall be disbursed to the county's general  
14 corporate fund and 50% shall be disbursed to the entity  
15 authorized by law to receive the fine imposed in the case. Not  
16 later than March 1 of each year the circuit clerk shall submit  
17 a report of the amount of funds remitted to the State Treasurer  
18 under this Section during the preceding year based upon  
19 independent verification of fines and fees. All counties shall  
20 be subject to this Section, except that counties with a  
21 population under 2,000,000 may, by ordinance, elect not to be  
22 subject to this Section. For offenses subject to this Section,  
23 judges shall impose one total sum of money payable for  
24 violations. The circuit clerk may add on no additional amounts  
25 except for amounts that are required by Sections 27.3a and  
26 27.3c of this Act, Section 16-104c of the Illinois Vehicle

1 Code, and subsection (a) of Section 5-1101 of the Counties  
2 Code, unless those amounts are specifically waived by the  
3 judge. With respect to money collected by the circuit clerk as  
4 a result of forfeiture of bail, ex parte judgment or guilty  
5 plea pursuant to Supreme Court Rule 529, the circuit clerk  
6 shall first deduct and pay amounts required by Sections 27.3a  
7 and 27.3c of this Act. Unless a court ordered payment schedule  
8 is implemented or fee requirements are waived pursuant to a  
9 court order, the circuit clerk may add to any unpaid fees and  
10 costs a delinquency amount equal to 5% of the unpaid fees that  
11 remain unpaid after 30 days, 10% of the unpaid fees that remain  
12 unpaid after 60 days, and 15% of the unpaid fees that remain  
13 unpaid after 90 days. Notice to those parties may be made by  
14 signage posting or publication. The additional delinquency  
15 amounts collected under this Section shall be deposited in the  
16 Circuit Court Clerk Operation and Administrative Fund to be  
17 used to defray administrative costs incurred by the circuit  
18 clerk in performing the duties required to collect and disburse  
19 funds. This Section is a denial and limitation of home rule  
20 powers and functions under subsection (h) of Section 6 of  
21 Article VII of the Illinois Constitution.

22 (a-5) On and after the effective date of this amendatory  
23 Act of the 99th General Assembly and until January 1, 2017,  
24 notwithstanding the provisions of subsection (a), for  
25 violations of paragraphs (4), (5), and (6) of subsection (a) of  
26 Section 11-501 of the Illinois Vehicle Code, all fees, fines,

1 costs, additional penalties, bail balances assessed or  
2 forfeited, and any other amount paid by a person to the circuit  
3 clerk under subsection (a), shall be disbursed within 60 days  
4 after receipt by the circuit clerk as follows:

5 (1) 42% shall be disbursed to the entity authorized by  
6 law to receive the fine imposed in the case;

7 (2) 12% shall be disbursed to the State Treasurer, to  
8 be deposited as follows: 1/6 shall be deposited by the  
9 State Treasurer into the Violent Crime Victims Assistance  
10 Fund, 1/2 shall be deposited into the Traffic and Criminal  
11 Conviction Surcharge Fund, and 1/3 shall be deposited into  
12 the Drivers Education Fund;

13 (3) 36% shall be disbursed to the county's general  
14 corporate fund; and

15 (4) 10% shall be disbursed to the State Treasurer, to  
16 be deposited into the Hydrocodone Abuse Control Fund.

17 (b) The following amounts must be remitted to the State  
18 Treasurer for deposit into the Illinois Animal Abuse Fund:

19 (1) 50% of the amounts collected for felony offenses  
20 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
21 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
22 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
23 of 1961 or the Criminal Code of 2012;

24 (2) 20% of the amounts collected for Class A and Class  
25 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
26 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care

1 for Animals Act and Section 26-5 or 48-1 of the Criminal  
2 Code of 1961 or the Criminal Code of 2012; and

3 (3) 50% of the amounts collected for Class C  
4 misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
5 for Animals Act and Section 26-5 or 48-1 of the Criminal  
6 Code of 1961 or the Criminal Code of 2012.

7 (c) Any person who receives a disposition of court  
8 supervision for a violation of the Illinois Vehicle Code or a  
9 similar provision of a local ordinance shall, in addition to  
10 any other fines, fees, and court costs, pay an additional fee  
11 of \$29, to be disbursed as provided in Section 16-104c of the  
12 Illinois Vehicle Code. In addition to the fee of \$29, the  
13 person shall also pay a fee of \$6, if not waived by the court.  
14 If this \$6 fee is collected, \$5.50 of the fee shall be  
15 deposited into the Circuit Court Clerk Operation and  
16 Administrative Fund created by the Clerk of the Circuit Court  
17 and 50 cents of the fee shall be deposited into the Prisoner  
18 Review Board Vehicle and Equipment Fund in the State treasury.

19 (d) Any person convicted of, pleading guilty to, or placed  
20 on supervision for a serious traffic violation, as defined in  
21 Section 1-187.001 of the Illinois Vehicle Code, a violation of  
22 Section 11-501 of the Illinois Vehicle Code, or a violation of  
23 a similar provision of a local ordinance shall pay an  
24 additional fee of \$35, to be disbursed as provided in Section  
25 16-104d of that Code.

26 This subsection (d) becomes inoperative on January 1, 2020.

1           (e) In all counties having a population of 3,000,000 or  
2 more inhabitants:

3           (1) A person who is found guilty of or pleads guilty to  
4 violating subsection (a) of Section 11-501 of the Illinois  
5 Vehicle Code, including any person placed on court  
6 supervision for violating subsection (a), shall be fined  
7 \$750 as provided for by subsection (f) of Section 11-501.01  
8 of the Illinois Vehicle Code, payable to the circuit clerk,  
9 who shall distribute the money pursuant to subsection (f)  
10 of Section 11-501.01 of the Illinois Vehicle Code.

11           (2) When a crime laboratory DUI analysis fee of \$150,  
12 provided for by Section 5-9-1.9 of the Unified Code of  
13 Corrections is assessed, it shall be disbursed by the  
14 circuit clerk as provided by subsection (f) of Section  
15 5-9-1.9 of the Unified Code of Corrections.

16           (3) When a fine for a violation of subsection (a) of  
17 Section 11-605 of the Illinois Vehicle Code is \$150 or  
18 greater, the additional \$50 which is charged as provided  
19 for by subsection (f) of Section 11-605 of the Illinois  
20 Vehicle Code shall be disbursed by the circuit clerk to a  
21 school district or districts for school safety purposes as  
22 provided by subsection (f) of Section 11-605.

23           (4) When a fine for a violation of subsection (a) of  
24 Section 11-1002.5 of the Illinois Vehicle Code is \$150 or  
25 greater, the additional \$50 which is charged as provided  
26 for by subsection (c) of Section 11-1002.5 of the Illinois

1 Vehicle Code shall be disbursed by the circuit clerk to a  
2 school district or districts for school safety purposes as  
3 provided by subsection (c) of Section 11-1002.5 of the  
4 Illinois Vehicle Code.

5 (5) When a mandatory drug court fee of up to \$5 is  
6 assessed as provided in subsection (f) of Section 5-1101 of  
7 the Counties Code, it shall be disbursed by the circuit  
8 clerk as provided in subsection (f) of Section 5-1101 of  
9 the Counties Code.

10 (6) When a mandatory teen court, peer jury, youth  
11 court, or other youth diversion program fee is assessed as  
12 provided in subsection (e) of Section 5-1101 of the  
13 Counties Code, it shall be disbursed by the circuit clerk  
14 as provided in subsection (e) of Section 5-1101 of the  
15 Counties Code.

16 (7) When a Children's Advocacy Center fee is assessed  
17 pursuant to subsection (f-5) of Section 5-1101 of the  
18 Counties Code, it shall be disbursed by the circuit clerk  
19 as provided in subsection (f-5) of Section 5-1101 of the  
20 Counties Code.

21 (8) When a victim impact panel fee is assessed pursuant  
22 to subsection (b) of Section 11-501.01 of the Illinois  
23 Vehicle Code, it shall be disbursed by the circuit clerk to  
24 the victim impact panel to be attended by the defendant.

25 (9) When a new fee collected in traffic cases is  
26 enacted after January 1, 2010 (the effective date of Public



1 Act 96-735), it shall be excluded from the percentage  
2 disbursement provisions of this Section unless otherwise  
3 indicated by law.

4 (f) Any person who receives a disposition of court  
5 supervision for a violation of Section 11-501 of the Illinois  
6 Vehicle Code shall, in addition to any other fines, fees, and  
7 court costs, pay an additional fee of \$50, which shall be  
8 collected by the circuit clerk and then remitted to the State  
9 Treasurer for deposit into the Roadside Memorial Fund, a  
10 special fund in the State treasury. However, the court may  
11 waive the fee if full restitution is complied with. Subject to  
12 appropriation, all moneys in the Roadside Memorial Fund shall  
13 be used by the Department of Transportation to pay fees imposed  
14 under subsection (f) of Section 20 of the Roadside Memorial  
15 Act. The fee shall be remitted by the circuit clerk within one  
16 month after receipt to the State Treasurer for deposit into the  
17 Roadside Memorial Fund.

18 (g) For any conviction or disposition of court supervision  
19 for a violation of Section 11-1429 of the Illinois Vehicle  
20 Code, the circuit clerk shall distribute the fines paid by the  
21 person as specified by subsection (h) of Section 11-1429 of the  
22 Illinois Vehicle Code.

23 (Source: P.A. 97-333, eff. 8-12-11; 97-1108, eff. 1-1-13;  
24 97-1150, eff. 1-25-13; 98-658, eff. 6-23-14.)

25 (705 ILCS 105/27.6)

1 (Section as amended by P.A. 96-286, 96-576, 96-578, 96-625,  
2 96-667, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, 97-1150,  
3 98-658, and 98-1013)

4 Sec. 27.6. (a) All fees, fines, costs, additional  
5 penalties, bail balances assessed or forfeited, and any other  
6 amount paid by a person to the circuit clerk equalling an  
7 amount of \$55 or more, except the fine imposed by Section  
8 5-9-1.15 of the Unified Code of Corrections, the additional fee  
9 required by subsections (b) and (c), restitution under Section  
10 5-5-6 of the Unified Code of Corrections, contributions to a  
11 local anti-crime program ordered pursuant to Section  
12 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of  
13 Corrections, reimbursement for the costs of an emergency  
14 response as provided under Section 11-501 of the Illinois  
15 Vehicle Code, any fees collected for attending a traffic safety  
16 program under paragraph (c) of Supreme Court Rule 529, any fee  
17 collected on behalf of a State's Attorney under Section 4-2002  
18 of the Counties Code or a sheriff under Section 4-5001 of the  
19 Counties Code, or any cost imposed under Section 124A-5 of the  
20 Code of Criminal Procedure of 1963, for convictions, orders of  
21 supervision, or any other disposition for a violation of  
22 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
23 similar provision of a local ordinance, and any violation of  
24 the Child Passenger Protection Act, or a similar provision of a  
25 local ordinance, and except as otherwise provided in this  
26 Section shall be disbursed within 60 days after receipt by the

1 circuit clerk as follows, except as provided in subsection  
2 (a-5): 44.5% shall be disbursed to the entity authorized by law  
3 to receive the fine imposed in the case; 16.825% shall be  
4 disbursed to the State Treasurer; and 38.675% shall be  
5 disbursed to the county's general corporate fund. Of the  
6 16.825% disbursed to the State Treasurer, 2/17 shall be  
7 deposited by the State Treasurer into the Violent Crime Victims  
8 Assistance Fund, 5.052/17 shall be deposited into the Traffic  
9 and Criminal Conviction Surcharge Fund, 3/17 shall be deposited  
10 into the Drivers Education Fund, and 6.948/17 shall be  
11 deposited into the Trauma Center Fund. Of the 6.948/17  
12 deposited into the Trauma Center Fund from the 16.825%  
13 disbursed to the State Treasurer, 50% shall be disbursed to the  
14 Department of Public Health and 50% shall be disbursed to the  
15 Department of Healthcare and Family Services. For fiscal year  
16 1993, amounts deposited into the Violent Crime Victims  
17 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
18 Fund, or the Drivers Education Fund shall not exceed 110% of  
19 the amounts deposited into those funds in fiscal year 1991. Any  
20 amount that exceeds the 110% limit shall be distributed as  
21 follows: 50% shall be disbursed to the county's general  
22 corporate fund and 50% shall be disbursed to the entity  
23 authorized by law to receive the fine imposed in the case. Not  
24 later than March 1 of each year the circuit clerk shall submit  
25 a report of the amount of funds remitted to the State Treasurer  
26 under this Section during the preceding year based upon

1 independent verification of fines and fees. All counties shall  
2 be subject to this Section, except that counties with a  
3 population under 2,000,000 may, by ordinance, elect not to be  
4 subject to this Section. For offenses subject to this Section,  
5 judges shall impose one total sum of money payable for  
6 violations. The circuit clerk may add on no additional amounts  
7 except for amounts that are required by Sections 27.3a and  
8 27.3c of this Act, unless those amounts are specifically waived  
9 by the judge. With respect to money collected by the circuit  
10 clerk as a result of forfeiture of bail, ex parte judgment or  
11 guilty plea pursuant to Supreme Court Rule 529, the circuit  
12 clerk shall first deduct and pay amounts required by Sections  
13 27.3a and 27.3c of this Act. This Section is a denial and  
14 limitation of home rule powers and functions under subsection  
15 (h) of Section 6 of Article VII of the Illinois Constitution.

16 (a-5) On and after the effective date of this amendatory  
17 Act of the 99th General Assembly and until January 1, 2017,  
18 notwithstanding the provisions of subsection (a), for  
19 violations of paragraphs (4), (5), and (6) of subsection (a) of  
20 Section 11-501 of the Illinois Vehicle Code, all fees, fines,  
21 costs, additional penalties, bail balances assessed or  
22 forfeited, and any other amount paid by a person to the circuit  
23 clerk under subsection (a), shall be disbursed within 60 days  
24 after receipt by the circuit clerk as follows:

25 (1) 39.5% shall be disbursed to the entity authorized  
26 by law to receive the fine imposed in the case;

1           (2) 16.825% shall be disbursed to the State Treasurer,  
2           to be deposited as follows: 2/17 shall be deposited by the  
3           State Treasurer into the Violent Crime Victims Assistance  
4           Fund, 5.052/17 shall be deposited into the Traffic and  
5           Criminal Conviction Surcharge Fund, 3/17 shall be  
6           deposited into the Drivers Education Fund, and 6.948/17  
7           shall be deposited into the Trauma Center Fund;

8           (3) 33.675% shall be disbursed to the county's general  
9           corporate fund; and

10           (4) 10% shall be disbursed to the State Treasurer, to  
11           be deposited into the Hydrocodone Abuse Control Fund.

12           (b) In addition to any other fines and court costs assessed  
13 by the courts, any person convicted or receiving an order of  
14 supervision for driving under the influence of alcohol or drugs  
15 shall pay an additional fee of \$100 to the clerk of the circuit  
16 court. This amount, less 2 1/2% that shall be used to defray  
17 administrative costs incurred by the clerk, shall be remitted  
18 by the clerk to the Treasurer within 60 days after receipt for  
19 deposit into the Trauma Center Fund. This additional fee of  
20 \$100 shall not be considered a part of the fine for purposes of  
21 any reduction in the fine for time served either before or  
22 after sentencing. Not later than March 1 of each year the  
23 Circuit Clerk shall submit a report of the amount of funds  
24 remitted to the State Treasurer under this subsection during  
25 the preceding calendar year.

26           (b-1) In addition to any other fines and court costs

1 assessed by the courts, any person convicted or receiving an  
2 order of supervision for driving under the influence of alcohol  
3 or drugs shall pay an additional fee of \$5 to the clerk of the  
4 circuit court. This amount, less 2 1/2% that shall be used to  
5 defray administrative costs incurred by the clerk, shall be  
6 remitted by the clerk to the Treasurer within 60 days after  
7 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
8 Research Trust Fund. This additional fee of \$5 shall not be  
9 considered a part of the fine for purposes of any reduction in  
10 the fine for time served either before or after sentencing. Not  
11 later than March 1 of each year the Circuit Clerk shall submit  
12 a report of the amount of funds remitted to the State Treasurer  
13 under this subsection during the preceding calendar year.

14 (c) In addition to any other fines and court costs assessed  
15 by the courts, any person convicted for a violation of Sections  
16 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
17 Criminal Code of 2012 or a person sentenced for a violation of  
18 the Cannabis Control Act, the Illinois Controlled Substances  
19 Act, or the Methamphetamine Control and Community Protection  
20 Act shall pay an additional fee of \$100 to the clerk of the  
21 circuit court. This amount, less 2 1/2% that shall be used to  
22 defray administrative costs incurred by the clerk, shall be  
23 remitted by the clerk to the Treasurer within 60 days after  
24 receipt for deposit into the Trauma Center Fund. This  
25 additional fee of \$100 shall not be considered a part of the  
26 fine for purposes of any reduction in the fine for time served

1 either before or after sentencing. Not later than March 1 of  
2 each year the Circuit Clerk shall submit a report of the amount  
3 of funds remitted to the State Treasurer under this subsection  
4 during the preceding calendar year.

5 (c-1) In addition to any other fines and court costs  
6 assessed by the courts, any person sentenced for a violation of  
7 the Cannabis Control Act, the Illinois Controlled Substances  
8 Act, or the Methamphetamine Control and Community Protection  
9 Act shall pay an additional fee of \$5 to the clerk of the  
10 circuit court. This amount, less 2 1/2% that shall be used to  
11 defray administrative costs incurred by the clerk, shall be  
12 remitted by the clerk to the Treasurer within 60 days after  
13 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
14 Research Trust Fund. This additional fee of \$5 shall not be  
15 considered a part of the fine for purposes of any reduction in  
16 the fine for time served either before or after sentencing. Not  
17 later than March 1 of each year the Circuit Clerk shall submit  
18 a report of the amount of funds remitted to the State Treasurer  
19 under this subsection during the preceding calendar year.

20 (d) The following amounts must be remitted to the State  
21 Treasurer for deposit into the Illinois Animal Abuse Fund:

22 (1) 50% of the amounts collected for felony offenses  
23 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
24 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
25 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
26 of 1961 or the Criminal Code of 2012;

1           (2) 20% of the amounts collected for Class A and Class  
2           B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
3           5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
4           for Animals Act and Section 26-5 or 48-1 of the Criminal  
5           Code of 1961 or the Criminal Code of 2012; and

6           (3) 50% of the amounts collected for Class C  
7           misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
8           for Animals Act and Section 26-5 or 48-1 of the Criminal  
9           Code of 1961 or the Criminal Code of 2012.

10          (e) Any person who receives a disposition of court  
11          supervision for a violation of the Illinois Vehicle Code or a  
12          similar provision of a local ordinance shall, in addition to  
13          any other fines, fees, and court costs, pay an additional fee  
14          of \$29, to be disbursed as provided in Section 16-104c of the  
15          Illinois Vehicle Code. In addition to the fee of \$29, the  
16          person shall also pay a fee of \$6, if not waived by the court.  
17          If this \$6 fee is collected, \$5.50 of the fee shall be  
18          deposited into the Circuit Court Clerk Operation and  
19          Administrative Fund created by the Clerk of the Circuit Court  
20          and 50 cents of the fee shall be deposited into the Prisoner  
21          Review Board Vehicle and Equipment Fund in the State treasury.

22          (f) This Section does not apply to the additional child  
23          pornography fines assessed and collected under Section  
24          5-9-1.14 of the Unified Code of Corrections.

25          (g) (Blank).

26          (h) (Blank).



1 (i) Of the amounts collected as fines under subsection (b)  
2 of Section 3-712 of the Illinois Vehicle Code, 99% shall be  
3 deposited into the Illinois Military Family Relief Fund and 1%  
4 shall be deposited into the Circuit Court Clerk Operation and  
5 Administrative Fund created by the Clerk of the Circuit Court  
6 to be used to offset the costs incurred by the Circuit Court  
7 Clerk in performing the additional duties required to collect  
8 and disburse funds to entities of State and local government as  
9 provided by law.

10 (j) Any person convicted of, pleading guilty to, or placed  
11 on supervision for a serious traffic violation, as defined in  
12 Section 1-187.001 of the Illinois Vehicle Code, a violation of  
13 Section 11-501 of the Illinois Vehicle Code, or a violation of  
14 a similar provision of a local ordinance shall pay an  
15 additional fee of \$35, to be disbursed as provided in Section  
16 16-104d of that Code.

17 This subsection (j) becomes inoperative on January 1, 2020.

18 (k) For any conviction or disposition of court supervision  
19 for a violation of Section 11-1429 of the Illinois Vehicle  
20 Code, the circuit clerk shall distribute the fines paid by the  
21 person as specified by subsection (h) of Section 11-1429 of the  
22 Illinois Vehicle Code.

23 (l) Any person who receives a disposition of court  
24 supervision for a violation of Section 11-501 of the Illinois  
25 Vehicle Code or a similar provision of a local ordinance shall,  
26 in addition to any other fines, fees, and court costs, pay an

1 additional fee of \$50, which shall be collected by the circuit  
2 clerk and then remitted to the State Treasurer for deposit into  
3 the Roadside Memorial Fund, a special fund in the State  
4 treasury. However, the court may waive the fee if full  
5 restitution is complied with. Subject to appropriation, all  
6 moneys in the Roadside Memorial Fund shall be used by the  
7 Department of Transportation to pay fees imposed under  
8 subsection (f) of Section 20 of the Roadside Memorial Act. The  
9 fee shall be remitted by the circuit clerk within one month  
10 after receipt to the State Treasurer for deposit into the  
11 Roadside Memorial Fund.

12 (m) Of the amounts collected as fines under subsection (c)  
13 of Section 411.4 of the Illinois Controlled Substances Act or  
14 subsection (c) of Section 90 of the Methamphetamine Control and  
15 Community Protection Act, 99% shall be deposited to the law  
16 enforcement agency or fund specified and 1% shall be deposited  
17 into the Circuit Court Clerk Operation and Administrative Fund  
18 to be used to offset the costs incurred by the Circuit Court  
19 Clerk in performing the additional duties required to collect  
20 and disburse funds to entities of State and local government as  
21 provided by law.

22 (n) In addition to any other fines and court costs assessed  
23 by the courts, any person who is convicted of or pleads guilty  
24 to a violation of the Criminal Code of 1961 or the Criminal  
25 Code of 2012, or a similar provision of a local ordinance, or  
26 who is convicted of, pleads guilty to, or receives a

1 disposition of court supervision for a violation of the  
2 Illinois Vehicle Code, or a similar provision of a local  
3 ordinance, shall pay an additional fee of \$15 to the clerk of  
4 the circuit court. This additional fee of \$15 shall not be  
5 considered a part of the fine for purposes of any reduction in  
6 the fine for time served either before or after sentencing.  
7 This amount, less 2.5% that shall be used to defray  
8 administrative costs incurred by the clerk, shall be remitted  
9 by the clerk to the State Treasurer within 60 days after  
10 receipt for deposit into the State Police Merit Board Public  
11 Safety Fund.

12 (o) The amounts collected as fines under Sections 10-9,  
13 11-14.1, 11-14.3, and 11-18 of the Criminal Code of 2012 shall  
14 be collected by the circuit clerk and distributed as provided  
15 under Section 5-9-1.21 of the Unified Code of Corrections in  
16 lieu of any disbursement under subsection (a) of this Section.

17 (Source: P.A. 97-434, eff. 1-1-12; 97-1051, eff. 1-1-13;  
18 97-1108, eff. 1-1-13; 97-1150, eff. 1-25-13; 98-658, eff.  
19 6-23-14; 98-1013, eff. 1-1-15; revised 10-2-14.)

20 (Section as amended by P.A. 96-576, 96-578, 96-625, 96-667,  
21 96-735, 96-1175, 96-1342, 97-434, 97-1051, 97-1108, 97-1150,  
22 98-658, and 98-1013)

23 Sec. 27.6. (a) All fees, fines, costs, additional  
24 penalties, bail balances assessed or forfeited, and any other  
25 amount paid by a person to the circuit clerk equalling an

1 amount of \$55 or more, except the fine imposed by Section  
2 5-9-1.15 of the Unified Code of Corrections, the additional fee  
3 required by subsections (b) and (c), restitution under Section  
4 5-5-6 of the Unified Code of Corrections, contributions to a  
5 local anti-crime program ordered pursuant to Section  
6 5-6-3(b)(13) or Section 5-6-3.1(c)(13) of the Unified Code of  
7 Corrections, reimbursement for the costs of an emergency  
8 response as provided under Section 11-501 of the Illinois  
9 Vehicle Code, any fees collected for attending a traffic safety  
10 program under paragraph (c) of Supreme Court Rule 529, any fee  
11 collected on behalf of a State's Attorney under Section 4-2002  
12 of the Counties Code or a sheriff under Section 4-5001 of the  
13 Counties Code, or any cost imposed under Section 124A-5 of the  
14 Code of Criminal Procedure of 1963, for convictions, orders of  
15 supervision, or any other disposition for a violation of  
16 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
17 similar provision of a local ordinance, and any violation of  
18 the Child Passenger Protection Act, or a similar provision of a  
19 local ordinance, and except as otherwise provided in this  
20 Section shall be disbursed within 60 days after receipt by the  
21 circuit clerk as follows, except as provided in subsection  
22 (a-5): 44.5% shall be disbursed to the entity authorized by law  
23 to receive the fine imposed in the case; 16.825% shall be  
24 disbursed to the State Treasurer; and 38.675% shall be  
25 disbursed to the county's general corporate fund. Of the  
26 16.825% disbursed to the State Treasurer, 2/17 shall be

1 deposited by the State Treasurer into the Violent Crime Victims  
2 Assistance Fund, 5.052/17 shall be deposited into the Traffic  
3 and Criminal Conviction Surcharge Fund, 3/17 shall be deposited  
4 into the Drivers Education Fund, and 6.948/17 shall be  
5 deposited into the Trauma Center Fund. Of the 6.948/17  
6 deposited into the Trauma Center Fund from the 16.825%  
7 disbursed to the State Treasurer, 50% shall be disbursed to the  
8 Department of Public Health and 50% shall be disbursed to the  
9 Department of Healthcare and Family Services. For fiscal year  
10 1993, amounts deposited into the Violent Crime Victims  
11 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
12 Fund, or the Drivers Education Fund shall not exceed 110% of  
13 the amounts deposited into those funds in fiscal year 1991. Any  
14 amount that exceeds the 110% limit shall be distributed as  
15 follows: 50% shall be disbursed to the county's general  
16 corporate fund and 50% shall be disbursed to the entity  
17 authorized by law to receive the fine imposed in the case. Not  
18 later than March 1 of each year the circuit clerk shall submit  
19 a report of the amount of funds remitted to the State Treasurer  
20 under this Section during the preceding year based upon  
21 independent verification of fines and fees. All counties shall  
22 be subject to this Section, except that counties with a  
23 population under 2,000,000 may, by ordinance, elect not to be  
24 subject to this Section. For offenses subject to this Section,  
25 judges shall impose one total sum of money payable for  
26 violations. The circuit clerk may add on no additional amounts

1 except for amounts that are required by Sections 27.3a and  
2 27.3c of this Act, Section 16-104c of the Illinois Vehicle  
3 Code, and subsection (a) of Section 5-1101 of the Counties  
4 Code, unless those amounts are specifically waived by the  
5 judge. With respect to money collected by the circuit clerk as  
6 a result of forfeiture of bail, ex parte judgment or guilty  
7 plea pursuant to Supreme Court Rule 529, the circuit clerk  
8 shall first deduct and pay amounts required by Sections 27.3a  
9 and 27.3c of this Act. Unless a court ordered payment schedule  
10 is implemented or fee requirements are waived pursuant to court  
11 order, the clerk of the court may add to any unpaid fees and  
12 costs a delinquency amount equal to 5% of the unpaid fees that  
13 remain unpaid after 30 days, 10% of the unpaid fees that remain  
14 unpaid after 60 days, and 15% of the unpaid fees that remain  
15 unpaid after 90 days. Notice to those parties may be made by  
16 signage posting or publication. The additional delinquency  
17 amounts collected under this Section shall be deposited in the  
18 Circuit Court Clerk Operation and Administrative Fund to be  
19 used to defray administrative costs incurred by the circuit  
20 clerk in performing the duties required to collect and disburse  
21 funds. This Section is a denial and limitation of home rule  
22 powers and functions under subsection (h) of Section 6 of  
23 Article VII of the Illinois Constitution.

24 (a-5) On and after the effective date of this amendatory  
25 Act of the 99th General Assembly and until January 1, 2017,  
26 notwithstanding the provisions of subsection (a), for

1 violations of paragraphs (4), (5), and (6) of subsection (a) of  
2 Section 11-501 of the Illinois Vehicle Code, all fees, fines,  
3 costs, additional penalties, bail balances assessed or  
4 forfeited, and any other amount paid by a person to the circuit  
5 clerk under subsection (a), shall be disbursed within 60 days  
6 after receipt by the circuit clerk as follows:

7 (1) 39.5% shall be disbursed to the entity authorized  
8 by law to receive the fine imposed in the case;

9 (2) 16.825% shall be disbursed to the State Treasurer,  
10 to be deposited as follows: 2/17 shall be deposited by the  
11 State Treasurer into the Violent Crime Victims Assistance  
12 Fund, 5.052/17 shall be deposited into the Traffic and  
13 Criminal Conviction Surcharge Fund, 3/17 shall be  
14 deposited into the Drivers Education Fund, and 6.948/17  
15 shall be deposited into the Trauma Center Fund;

16 (3) 33.675% shall be disbursed to the county's general  
17 corporate fund; and

18 (4) 10% shall be disbursed to the State Treasurer, to  
19 be deposited into the Hydrocodone Abuse Control Fund.

20 (b) In addition to any other fines and court costs assessed  
21 by the courts, any person convicted or receiving an order of  
22 supervision for driving under the influence of alcohol or drugs  
23 shall pay an additional fee of \$100 to the clerk of the circuit  
24 court. This amount, less 2 1/2% that shall be used to defray  
25 administrative costs incurred by the clerk, shall be remitted  
26 by the clerk to the Treasurer within 60 days after receipt for

1 deposit into the Trauma Center Fund. This additional fee of  
2 \$100 shall not be considered a part of the fine for purposes of  
3 any reduction in the fine for time served either before or  
4 after sentencing. Not later than March 1 of each year the  
5 Circuit Clerk shall submit a report of the amount of funds  
6 remitted to the State Treasurer under this subsection during  
7 the preceding calendar year.

8 (b-1) In addition to any other fines and court costs  
9 assessed by the courts, any person convicted or receiving an  
10 order of supervision for driving under the influence of alcohol  
11 or drugs shall pay an additional fee of \$5 to the clerk of the  
12 circuit court. This amount, less 2 1/2% that shall be used to  
13 defray administrative costs incurred by the clerk, shall be  
14 remitted by the clerk to the Treasurer within 60 days after  
15 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
16 Research Trust Fund. This additional fee of \$5 shall not be  
17 considered a part of the fine for purposes of any reduction in  
18 the fine for time served either before or after sentencing. Not  
19 later than March 1 of each year the Circuit Clerk shall submit  
20 a report of the amount of funds remitted to the State Treasurer  
21 under this subsection during the preceding calendar year.

22 (c) In addition to any other fines and court costs assessed  
23 by the courts, any person convicted for a violation of Sections  
24 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the  
25 Criminal Code of 2012 or a person sentenced for a violation of  
26 the Cannabis Control Act, the Illinois Controlled Substances



1 Act, or the Methamphetamine Control and Community Protection  
2 Act shall pay an additional fee of \$100 to the clerk of the  
3 circuit court. This amount, less 2 1/2% that shall be used to  
4 defray administrative costs incurred by the clerk, shall be  
5 remitted by the clerk to the Treasurer within 60 days after  
6 receipt for deposit into the Trauma Center Fund. This  
7 additional fee of \$100 shall not be considered a part of the  
8 fine for purposes of any reduction in the fine for time served  
9 either before or after sentencing. Not later than March 1 of  
10 each year the Circuit Clerk shall submit a report of the amount  
11 of funds remitted to the State Treasurer under this subsection  
12 during the preceding calendar year.

13 (c-1) In addition to any other fines and court costs  
14 assessed by the courts, any person sentenced for a violation of  
15 the Cannabis Control Act, the Illinois Controlled Substances  
16 Act, or the Methamphetamine Control and Community Protection  
17 Act shall pay an additional fee of \$5 to the clerk of the  
18 circuit court. This amount, less 2 1/2% that shall be used to  
19 defray administrative costs incurred by the clerk, shall be  
20 remitted by the clerk to the Treasurer within 60 days after  
21 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
22 Research Trust Fund. This additional fee of \$5 shall not be  
23 considered a part of the fine for purposes of any reduction in  
24 the fine for time served either before or after sentencing. Not  
25 later than March 1 of each year the Circuit Clerk shall submit  
26 a report of the amount of funds remitted to the State Treasurer

1 under this subsection during the preceding calendar year.

2 (d) The following amounts must be remitted to the State  
3 Treasurer for deposit into the Illinois Animal Abuse Fund:

4 (1) 50% of the amounts collected for felony offenses  
5 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
6 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
7 Animals Act and Section 26-5 or 48-1 of the Criminal Code  
8 of 1961 or the Criminal Code of 2012;

9 (2) 20% of the amounts collected for Class A and Class  
10 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
11 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
12 for Animals Act and Section 26-5 or 48-1 of the Criminal  
13 Code of 1961 or the Criminal Code of 2012; and

14 (3) 50% of the amounts collected for Class C  
15 misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
16 for Animals Act and Section 26-5 or 48-1 of the Criminal  
17 Code of 1961 or the Criminal Code of 2012.

18 (e) Any person who receives a disposition of court  
19 supervision for a violation of the Illinois Vehicle Code or a  
20 similar provision of a local ordinance shall, in addition to  
21 any other fines, fees, and court costs, pay an additional fee  
22 of \$29, to be disbursed as provided in Section 16-104c of the  
23 Illinois Vehicle Code. In addition to the fee of \$29, the  
24 person shall also pay a fee of \$6, if not waived by the court.  
25 If this \$6 fee is collected, \$5.50 of the fee shall be  
26 deposited into the Circuit Court Clerk Operation and

1 Administrative Fund created by the Clerk of the Circuit Court  
2 and 50 cents of the fee shall be deposited into the Prisoner  
3 Review Board Vehicle and Equipment Fund in the State treasury.

4 (f) This Section does not apply to the additional child  
5 pornography fines assessed and collected under Section  
6 5-9-1.14 of the Unified Code of Corrections.

7 (g) Any person convicted of or pleading guilty to a serious  
8 traffic violation, as defined in Section 1-187.001 of the  
9 Illinois Vehicle Code, shall pay an additional fee of \$35, to  
10 be disbursed as provided in Section 16-104d of that Code. This  
11 subsection (g) becomes inoperative on January 1, 2020.

12 (h) In all counties having a population of 3,000,000 or  
13 more inhabitants,

14 (1) A person who is found guilty of or pleads guilty to  
15 violating subsection (a) of Section 11-501 of the Illinois  
16 Vehicle Code, including any person placed on court  
17 supervision for violating subsection (a), shall be fined  
18 \$750 as provided for by subsection (f) of Section 11-501.01  
19 of the Illinois Vehicle Code, payable to the circuit clerk,  
20 who shall distribute the money pursuant to subsection (f)  
21 of Section 11-501.01 of the Illinois Vehicle Code.

22 (2) When a crime laboratory DUI analysis fee of \$150,  
23 provided for by Section 5-9-1.9 of the Unified Code of  
24 Corrections is assessed, it shall be disbursed by the  
25 circuit clerk as provided by subsection (f) of Section  
26 5-9-1.9 of the Unified Code of Corrections.

1           (3) When a fine for a violation of Section 11-605.1 of  
2 the Illinois Vehicle Code is \$250 or greater, the person  
3 who violated that Section shall be charged an additional  
4 \$125 as provided for by subsection (e) of Section 11-605.1  
5 of the Illinois Vehicle Code, which shall be disbursed by  
6 the circuit clerk to a State or county Transportation  
7 Safety Highway Hire-back Fund as provided by subsection (e)  
8 of Section 11-605.1 of the Illinois Vehicle Code.

9           (4) When a fine for a violation of subsection (a) of  
10 Section 11-605 of the Illinois Vehicle Code is \$150 or  
11 greater, the additional \$50 which is charged as provided  
12 for by subsection (f) of Section 11-605 of the Illinois  
13 Vehicle Code shall be disbursed by the circuit clerk to a  
14 school district or districts for school safety purposes as  
15 provided by subsection (f) of Section 11-605.

16           (5) When a fine for a violation of subsection (a) of  
17 Section 11-1002.5 of the Illinois Vehicle Code is \$150 or  
18 greater, the additional \$50 which is charged as provided  
19 for by subsection (c) of Section 11-1002.5 of the Illinois  
20 Vehicle Code shall be disbursed by the circuit clerk to a  
21 school district or districts for school safety purposes as  
22 provided by subsection (c) of Section 11-1002.5 of the  
23 Illinois Vehicle Code.

24           (6) When a mandatory drug court fee of up to \$5 is  
25 assessed as provided in subsection (f) of Section 5-1101 of  
26 the Counties Code, it shall be disbursed by the circuit

1 clerk as provided in subsection (f) of Section 5-1101 of  
2 the Counties Code.

3 (7) When a mandatory teen court, peer jury, youth  
4 court, or other youth diversion program fee is assessed as  
5 provided in subsection (e) of Section 5-1101 of the  
6 Counties Code, it shall be disbursed by the circuit clerk  
7 as provided in subsection (e) of Section 5-1101 of the  
8 Counties Code.

9 (8) When a Children's Advocacy Center fee is assessed  
10 pursuant to subsection (f-5) of Section 5-1101 of the  
11 Counties Code, it shall be disbursed by the circuit clerk  
12 as provided in subsection (f-5) of Section 5-1101 of the  
13 Counties Code.

14 (9) When a victim impact panel fee is assessed pursuant  
15 to subsection (b) of Section 11-501.01 of the Vehicle Code,  
16 it shall be disbursed by the circuit clerk to the victim  
17 impact panel to be attended by the defendant.

18 (10) When a new fee collected in traffic cases is  
19 enacted after the effective date of this subsection (h), it  
20 shall be excluded from the percentage disbursement  
21 provisions of this Section unless otherwise indicated by  
22 law.

23 (i) Of the amounts collected as fines under subsection (b)  
24 of Section 3-712 of the Illinois Vehicle Code, 99% shall be  
25 deposited into the Illinois Military Family Relief Fund and 1%  
26 shall be deposited into the Circuit Court Clerk Operation and

1 Administrative Fund created by the Clerk of the Circuit Court  
2 to be used to offset the costs incurred by the Circuit Court  
3 Clerk in performing the additional duties required to collect  
4 and disburse funds to entities of State and local government as  
5 provided by law.

6 (j) (Blank).

7 (k) For any conviction or disposition of court supervision  
8 for a violation of Section 11-1429 of the Illinois Vehicle  
9 Code, the circuit clerk shall distribute the fines paid by the  
10 person as specified by subsection (h) of Section 11-1429 of the  
11 Illinois Vehicle Code.

12 (l) Any person who receives a disposition of court  
13 supervision for a violation of Section 11-501 of the Illinois  
14 Vehicle Code or a similar provision of a local ordinance shall,  
15 in addition to any other fines, fees, and court costs, pay an  
16 additional fee of \$50, which shall be collected by the circuit  
17 clerk and then remitted to the State Treasurer for deposit into  
18 the Roadside Memorial Fund, a special fund in the State  
19 treasury. However, the court may waive the fee if full  
20 restitution is complied with. Subject to appropriation, all  
21 moneys in the Roadside Memorial Fund shall be used by the  
22 Department of Transportation to pay fees imposed under  
23 subsection (f) of Section 20 of the Roadside Memorial Act. The  
24 fee shall be remitted by the circuit clerk within one month  
25 after receipt to the State Treasurer for deposit into the  
26 Roadside Memorial Fund.

1           (m) Of the amounts collected as fines under subsection (c)  
2 of Section 411.4 of the Illinois Controlled Substances Act or  
3 subsection (c) of Section 90 of the Methamphetamine Control and  
4 Community Protection Act, 99% shall be deposited to the law  
5 enforcement agency or fund specified and 1% shall be deposited  
6 into the Circuit Court Clerk Operation and Administrative Fund  
7 to be used to offset the costs incurred by the Circuit Court  
8 Clerk in performing the additional duties required to collect  
9 and disburse funds to entities of State and local government as  
10 provided by law.

11           (n) In addition to any other fines and court costs assessed  
12 by the courts, any person who is convicted of or pleads guilty  
13 to a violation of the Criminal Code of 1961 or the Criminal  
14 Code of 2012, or a similar provision of a local ordinance, or  
15 who is convicted of, pleads guilty to, or receives a  
16 disposition of court supervision for a violation of the  
17 Illinois Vehicle Code, or a similar provision of a local  
18 ordinance, shall pay an additional fee of \$15 to the clerk of  
19 the circuit court. This additional fee of \$15 shall not be  
20 considered a part of the fine for purposes of any reduction in  
21 the fine for time served either before or after sentencing.  
22 This amount, less 2.5% that shall be used to defray  
23 administrative costs incurred by the clerk, shall be remitted  
24 by the clerk to the State Treasurer within 60 days after  
25 receipt for deposit into the State Police Merit Board Public  
26 Safety Fund.

1           (o) The amounts collected as fines under Sections 10-9,  
2 11-14.1, 11-14.3, and 11-18 of the Criminal Code of 2012 shall  
3 be collected by the circuit clerk and distributed as provided  
4 under Section 5-9-1.21 of the Unified Code of Corrections in  
5 lieu of any disbursement under subsection (a) of this Section.  
6 (Source: P.A. 97-434, eff. 1-1-12; 97-1051, eff. 1-1-13;  
7 97-1108, eff. 1-1-13; 97-1150, eff. 1-25-13; 98-658, eff.  
8 6-23-14; 98-1013, eff. 1-1-15; revised 10-2-14.)".