



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB0105

by Rep. Mark Batinick

SYNOPSIS AS INTRODUCED:

725 ILCS 5/110-13

from Ch. 38, par. 110-13

Amends the Code of Criminal Procedure of 1963. Provides that an attorney at law or an official authorized to admit another to bail or to accept bail may furnish any part of any security for bail if the bail security was derived from donations collected by a nonprofit organization which receives donations from the public on behalf of the defendant to provide bail security for the defendant and neither the attorney at law nor official or an immediate family member of the attorney at law or the official: (1) donated funds or other property to the nonprofit organization on behalf of the defendant for his or her bail security; or (2) is an officer or director of the nonprofit organization.

LRB100 00299 SLF 10303 b

1 AN ACT concerning criminal law.

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

4 Section 5. The Code of Criminal Procedure of 1963 is
5 amended by changing Section 110-13 as follows:

6 (725 ILCS 5/110-13) (from Ch. 38, par. 110-13)

7 Sec. 110-13. Persons prohibited from furnishing bail
8 security.

9 No attorney at law practicing in this State and no official
10 authorized to admit another to bail or to accept bail shall
11 furnish any part of any security for bail in any criminal
12 action or any proceeding nor shall any such person act as
13 surety for any accused admitted to bail. Nothing in this
14 Section prohibits an attorney at law or an official authorized
15 to admit another to bail or to accept bail from furnishing any
16 part of any security for bail if the bail security was derived
17 from donations collected by a nonprofit organization which
18 receives donations from the public on behalf of the defendant
19 to provide bail security for the defendant and neither the
20 attorney at law nor official or an immediate family member of
21 the attorney at law or the official: (1) donated funds or other
22 property to the nonprofit organization on behalf of the
23 defendant for his or her bail security; or (2) is an officer or

1 director of the nonprofit organization. As used in this
2 Section, "immediate family member" means a spouse, child,
3 sibling, parent, grandparent, or grandchild, and includes
4 step-parents, step-children, step-siblings, or adoptive
5 relationships.

6 (Source: Laws 1963, p. 2836.)