

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 Unified Code of Corrections is amended by
5 changing Section 5-6-3 as follows:

6 (730 ILCS 5/5-6-3) (from Ch. 38, par. 1005-6-3)

7 Sec. 5-6-3. Conditions of probation and of conditional
8 discharge.

9 (a) The conditions of probation and of conditional
10 discharge shall be that the person:

11 (1) not violate any criminal statute of any
12 jurisdiction;

13 (2) report to or appear in person before such person or
14 agency as directed by the court;

15 (3) refrain from possessing a firearm or other
16 dangerous weapon where the offense is a felony or, if a
17 misdemeanor, the offense involved the intentional or
18 knowing infliction of bodily harm or threat of bodily harm;

19 (4) not leave the State without the consent of the
20 court or, in circumstances in which the reason for the
21 absence is of such an emergency nature that prior consent
22 by the court is not possible, without the prior
23 notification and approval of the person's probation

1 officer. Transfer of a person's probation or conditional
2 discharge supervision to another state is subject to
3 acceptance by the other state pursuant to the Interstate
4 Compact for Adult Offender Supervision;

5 (5) permit the probation officer to visit him at his
6 home or elsewhere to the extent necessary to discharge his
7 duties;

8 (6) perform no less than 30 hours of community service
9 and not more than 120 hours of community service, if
10 community service is available in the jurisdiction and is
11 funded and approved by the county board where the offense
12 was committed, where the offense was related to or in
13 furtherance of the criminal activities of an organized gang
14 and was motivated by the offender's membership in or
15 allegiance to an organized gang. The community service
16 shall include, but not be limited to, the cleanup and
17 repair of any damage caused by a violation of Section
18 21-1.3 of the Criminal Code of 1961 or the Criminal Code of
19 2012 and similar damage to property located within the
20 municipality or county in which the violation occurred.
21 When possible and reasonable, the community service should
22 be performed in the offender's neighborhood. For purposes
23 of this Section, "organized gang" has the meaning ascribed
24 to it in Section 10 of the Illinois Streetgang Terrorism
25 Omnibus Prevention Act. The court may give credit toward
26 the fulfillment of community service hours for

1 participation in activities and treatment as determined by
2 court services;

3 (7) if he or she is at least 17 years of age and has
4 been sentenced to probation or conditional discharge for a
5 misdemeanor or felony in a county of 3,000,000 or more
6 inhabitants and has not been previously convicted of a
7 misdemeanor or felony, may be required by the sentencing
8 court to attend educational courses designed to prepare the
9 defendant for a high school diploma and to work toward a
10 high school diploma or to work toward passing high school
11 equivalency testing or to work toward completing a
12 vocational training program approved by the court. The
13 person on probation or conditional discharge must attend a
14 public institution of education to obtain the educational
15 or vocational training required by this paragraph (7). The
16 court shall revoke the probation or conditional discharge
17 of a person who wilfully fails to comply with this
18 paragraph (7). The person on probation or conditional
19 discharge shall be required to pay for the cost of the
20 educational courses or high school equivalency testing if a
21 fee is charged for those courses or testing. The court
22 shall resentence the offender whose probation or
23 conditional discharge has been revoked as provided in
24 Section 5-6-4. This paragraph (7) does not apply to a
25 person who has a high school diploma or has successfully
26 passed high school equivalency testing. This paragraph (7)

1 does not apply to a person who is determined by the court
2 to be a person with a developmental disability or otherwise
3 mentally incapable of completing the educational or
4 vocational program;

5 (8) if convicted of possession of a substance
6 prohibited by the Cannabis Control Act, the Illinois
7 Controlled Substances Act, or the Methamphetamine Control
8 and Community Protection Act after a previous conviction or
9 disposition of supervision for possession of a substance
10 prohibited by the Cannabis Control Act or Illinois
11 Controlled Substances Act or after a sentence of probation
12 under Section 10 of the Cannabis Control Act, Section 410
13 of the Illinois Controlled Substances Act, or Section 70 of
14 the Methamphetamine Control and Community Protection Act
15 and upon a finding by the court that the person is
16 addicted, undergo treatment at a substance abuse program
17 approved by the court;

18 (8.5) if convicted of a felony sex offense as defined
19 in the Sex Offender Management Board Act, the person shall
20 undergo and successfully complete sex offender treatment
21 by a treatment provider approved by the Board and conducted
22 in conformance with the standards developed under the Sex
23 Offender Management Board Act;

24 (8.6) if convicted of a sex offense as defined in the
25 Sex Offender Management Board Act, refrain from residing at
26 the same address or in the same condominium unit or

1 apartment unit or in the same condominium complex or
2 apartment complex with another person he or she knows or
3 reasonably should know is a convicted sex offender or has
4 been placed on supervision for a sex offense; the
5 provisions of this paragraph do not apply to a person
6 convicted of a sex offense who is placed in a Department of
7 Corrections licensed transitional housing facility for sex
8 offenders;

9 (8.7) if convicted for an offense committed on or after
10 June 1, 2008 (the effective date of Public Act 95-464) that
11 would qualify the accused as a child sex offender as
12 defined in Section 11-9.3 or 11-9.4 of the Criminal Code of
13 1961 or the Criminal Code of 2012, refrain from
14 communicating with or contacting, by means of the Internet,
15 a person who is not related to the accused and whom the
16 accused reasonably believes to be under 18 years of age;
17 for purposes of this paragraph (8.7), "Internet" has the
18 meaning ascribed to it in Section 16-0.1 of the Criminal
19 Code of 2012; and a person is not related to the accused if
20 the person is not: (i) the spouse, brother, or sister of
21 the accused; (ii) a descendant of the accused; (iii) a
22 first or second cousin of the accused; or (iv) a step-child
23 or adopted child of the accused;

24 (8.8) if convicted for an offense under Section 11-6,
25 11-9.1, 11-14.4 that involves soliciting for a juvenile
26 prostitute, 11-15.1, 11-20.1, 11-20.1B, 11-20.3, or 11-21

1 of the Criminal Code of 1961 or the Criminal Code of 2012,
2 or any attempt to commit any of these offenses, committed
3 on or after June 1, 2009 (the effective date of Public Act
4 95-983):

5 (i) not access or use a computer or any other
6 device with Internet capability without the prior
7 written approval of the offender's probation officer,
8 except in connection with the offender's employment or
9 search for employment with the prior approval of the
10 offender's probation officer;

11 (ii) submit to periodic unannounced examinations
12 of the offender's computer or any other device with
13 Internet capability by the offender's probation
14 officer, a law enforcement officer, or assigned
15 computer or information technology specialist,
16 including the retrieval and copying of all data from
17 the computer or device and any internal or external
18 peripherals and removal of such information,
19 equipment, or device to conduct a more thorough
20 inspection;

21 (iii) submit to the installation on the offender's
22 computer or device with Internet capability, at the
23 offender's expense, of one or more hardware or software
24 systems to monitor the Internet use; and

25 (iv) submit to any other appropriate restrictions
26 concerning the offender's use of or access to a

1 computer or any other device with Internet capability
2 imposed by the offender's probation officer;

3 (8.9) if convicted of a sex offense as defined in the
4 Sex Offender Registration Act committed on or after January
5 1, 2010 (the effective date of Public Act 96-262), refrain
6 from accessing or using a social networking website as
7 defined in Section 17-0.5 of the Criminal Code of 2012;

8 (9) if convicted of a felony or of any misdemeanor
9 violation of Section 12-1, 12-2, 12-3, 12-3.2, 12-3.4, or
10 12-3.5 of the Criminal Code of 1961 or the Criminal Code of
11 2012 that was determined, pursuant to Section 112A-11.1 of
12 the Code of Criminal Procedure of 1963, to trigger the
13 prohibitions of 18 U.S.C. 922(g)(9), physically surrender
14 at a time and place designated by the court, his or her
15 Firearm Owner's Identification Card and any and all
16 firearms in his or her possession. The Court shall return
17 to the Department of State Police Firearm Owner's
18 Identification Card Office the person's Firearm Owner's
19 Identification Card;

20 (10) if convicted of a sex offense as defined in
21 subsection (a-5) of Section 3-1-2 of this Code, unless the
22 offender is a parent or guardian of the person under 18
23 years of age present in the home and no non-familial minors
24 are present, not participate in a holiday event involving
25 children under 18 years of age, such as distributing candy
26 or other items to children on Halloween, wearing a Santa

1 Claus costume on or preceding Christmas, being employed as
2 a department store Santa Claus, or wearing an Easter Bunny
3 costume on or preceding Easter;

4 (11) if convicted of a sex offense as defined in
5 Section 2 of the Sex Offender Registration Act committed on
6 or after January 1, 2010 (the effective date of Public Act
7 96-362) that requires the person to register as a sex
8 offender under that Act, may not knowingly use any computer
9 scrub software on any computer that the sex offender uses;

10 (12) if convicted of a violation of the Methamphetamine
11 Control and Community Protection Act, the Methamphetamine
12 Precursor Control Act, or a methamphetamine related
13 offense:

14 (A) prohibited from purchasing, possessing, or
15 having under his or her control any product containing
16 pseudoephedrine unless prescribed by a physician; and

17 (B) prohibited from purchasing, possessing, or
18 having under his or her control any product containing
19 ammonium nitrate; and

20 (13) if convicted of a hate crime involving the
21 protected class identified in subsection (a) of Section
22 12-7.1 of the Criminal Code of 2012 that gave rise to the
23 offense the offender committed, perform public or
24 community service of no less than 200 hours and enroll in
25 an educational program discouraging hate crimes that
26 includes racial, ethnic, and cultural sensitivity training

1 ordered by the court.

2 (b) The Court may in addition to other reasonable
3 conditions relating to the nature of the offense or the
4 rehabilitation of the defendant as determined for each
5 defendant in the proper discretion of the Court require that
6 the person:

7 (1) serve a term of periodic imprisonment under Article
8 7 for a period not to exceed that specified in paragraph
9 (d) of Section 5-7-1;

10 (2) pay a fine and costs;

11 (3) work or pursue a course of study or vocational
12 training;

13 (4) undergo medical, psychological or psychiatric
14 treatment; or treatment for drug addiction or alcoholism;

15 (5) attend or reside in a facility established for the
16 instruction or residence of defendants on probation;

17 (6) support his dependents;

18 (7) and in addition, if a minor:

19 (i) reside with his parents or in a foster home;

20 (ii) attend school;

21 (iii) attend a non-residential program for youth;

22 (iv) contribute to his own support at home or in a
23 foster home;

24 (v) with the consent of the superintendent of the
25 facility, attend an educational program at a facility
26 other than the school in which the offense was

1 committed if he or she is convicted of a crime of
2 violence as defined in Section 2 of the Crime Victims
3 Compensation Act committed in a school, on the real
4 property comprising a school, or within 1,000 feet of
5 the real property comprising a school;

6 (8) make restitution as provided in Section 5-5-6 of
7 this Code;

8 (9) perform some reasonable public or community
9 service;

10 (10) serve a term of home confinement. In addition to
11 any other applicable condition of probation or conditional
12 discharge, the conditions of home confinement shall be that
13 the offender:

14 (i) remain within the interior premises of the
15 place designated for his confinement during the hours
16 designated by the court;

17 (ii) admit any person or agent designated by the
18 court into the offender's place of confinement at any
19 time for purposes of verifying the offender's
20 compliance with the conditions of his confinement; and

21 (iii) if further deemed necessary by the court or
22 the Probation or Court Services Department, be placed
23 on an approved electronic monitoring device, subject
24 to Article 8A of Chapter V;

25 (iv) for persons convicted of any alcohol,
26 cannabis or controlled substance violation who are

1 placed on an approved monitoring device as a condition
2 of probation or conditional discharge, the court shall
3 impose a reasonable fee for each day of the use of the
4 device, as established by the county board in
5 subsection (g) of this Section, unless after
6 determining the inability of the offender to pay the
7 fee, the court assesses a lesser fee or no fee as the
8 case may be. This fee shall be imposed in addition to
9 the fees imposed under subsections (g) and (i) of this
10 Section. The fee shall be collected by the clerk of the
11 circuit court, except as provided in an administrative
12 order of the Chief Judge of the circuit court. The
13 clerk of the circuit court shall pay all monies
14 collected from this fee to the county treasurer for
15 deposit in the substance abuse services fund under
16 Section 5-1086.1 of the Counties Code, except as
17 provided in an administrative order of the Chief Judge
18 of the circuit court.

19 The Chief Judge of the circuit court of the county
20 may by administrative order establish a program for
21 electronic monitoring of offenders, in which a vendor
22 supplies and monitors the operation of the electronic
23 monitoring device, and collects the fees on behalf of
24 the county. The program shall include provisions for
25 indigent offenders and the collection of unpaid fees.
26 The program shall not unduly burden the offender and

1 shall be subject to review by the Chief Judge.

2 The Chief Judge of the circuit court may suspend
3 any additional charges or fees for late payment,
4 interest, or damage to any device; and

5 (v) for persons convicted of offenses other than
6 those referenced in clause (iv) above and who are
7 placed on an approved monitoring device as a condition
8 of probation or conditional discharge, the court shall
9 impose a reasonable fee for each day of the use of the
10 device, as established by the county board in
11 subsection (g) of this Section, unless after
12 determining the inability of the defendant to pay the
13 fee, the court assesses a lesser fee or no fee as the
14 case may be. This fee shall be imposed in addition to
15 the fees imposed under subsections (g) and (i) of this
16 Section. The fee shall be collected by the clerk of the
17 circuit court, except as provided in an administrative
18 order of the Chief Judge of the circuit court. The
19 clerk of the circuit court shall pay all monies
20 collected from this fee to the county treasurer who
21 shall use the monies collected to defray the costs of
22 corrections. The county treasurer shall deposit the
23 fee collected in the probation and court services fund.
24 The Chief Judge of the circuit court of the county may
25 by administrative order establish a program for
26 electronic monitoring of offenders, in which a vendor

1 supplies and monitors the operation of the electronic
2 monitoring device, and collects the fees on behalf of
3 the county. The program shall include provisions for
4 indigent offenders and the collection of unpaid fees.
5 The program shall not unduly burden the offender and
6 shall be subject to review by the Chief Judge.

7 The Chief Judge of the circuit court may suspend
8 any additional charges or fees for late payment,
9 interest, or damage to any device.

10 (11) comply with the terms and conditions of an order
11 of protection issued by the court pursuant to the Illinois
12 Domestic Violence Act of 1986, as now or hereafter amended,
13 or an order of protection issued by the court of another
14 state, tribe, or United States territory. A copy of the
15 order of protection shall be transmitted to the probation
16 officer or agency having responsibility for the case;

17 (12) reimburse any "local anti-crime program" as
18 defined in Section 7 of the Anti-Crime Advisory Council Act
19 for any reasonable expenses incurred by the program on the
20 offender's case, not to exceed the maximum amount of the
21 fine authorized for the offense for which the defendant was
22 sentenced;

23 (13) contribute a reasonable sum of money, not to
24 exceed the maximum amount of the fine authorized for the
25 offense for which the defendant was sentenced, (i) to a
26 "local anti-crime program", as defined in Section 7 of the

1 Anti-Crime Advisory Council Act, or (ii) for offenses under
2 the jurisdiction of the Department of Natural Resources, to
3 the fund established by the Department of Natural Resources
4 for the purchase of evidence for investigation purposes and
5 to conduct investigations as outlined in Section 805-105 of
6 the Department of Natural Resources (Conservation) Law;

7 (14) refrain from entering into a designated
8 geographic area except upon such terms as the court finds
9 appropriate. Such terms may include consideration of the
10 purpose of the entry, the time of day, other persons
11 accompanying the defendant, and advance approval by a
12 probation officer, if the defendant has been placed on
13 probation or advance approval by the court, if the
14 defendant was placed on conditional discharge;

15 (15) refrain from having any contact, directly or
16 indirectly, with certain specified persons or particular
17 types of persons, including but not limited to members of
18 street gangs and drug users or dealers;

19 (16) refrain from having in his or her body the
20 presence of any illicit drug prohibited by the Cannabis
21 Control Act, the Illinois Controlled Substances Act, or the
22 Methamphetamine Control and Community Protection Act,
23 unless prescribed by a physician, and submit samples of his
24 or her blood or urine or both for tests to determine the
25 presence of any illicit drug;

26 (17) if convicted for an offense committed on or after

1 June 1, 2008 (the effective date of Public Act 95-464) that
2 would qualify the accused as a child sex offender as
3 defined in Section 11-9.3 or 11-9.4 of the Criminal Code of
4 1961 or the Criminal Code of 2012, refrain from
5 communicating with or contacting, by means of the Internet,
6 a person who is related to the accused and whom the accused
7 reasonably believes to be under 18 years of age; for
8 purposes of this paragraph (17), "Internet" has the meaning
9 ascribed to it in Section 16-0.1 of the Criminal Code of
10 2012; and a person is related to the accused if the person
11 is: (i) the spouse, brother, or sister of the accused; (ii)
12 a descendant of the accused; (iii) a first or second cousin
13 of the accused; or (iv) a step-child or adopted child of
14 the accused;

15 (18) if convicted for an offense committed on or after
16 June 1, 2009 (the effective date of Public Act 95-983) that
17 would qualify as a sex offense as defined in the Sex
18 Offender Registration Act:

19 (i) not access or use a computer or any other
20 device with Internet capability without the prior
21 written approval of the offender's probation officer,
22 except in connection with the offender's employment or
23 search for employment with the prior approval of the
24 offender's probation officer;

25 (ii) submit to periodic unannounced examinations
26 of the offender's computer or any other device with

1 Internet capability by the offender's probation
2 officer, a law enforcement officer, or assigned
3 computer or information technology specialist,
4 including the retrieval and copying of all data from
5 the computer or device and any internal or external
6 peripherals and removal of such information,
7 equipment, or device to conduct a more thorough
8 inspection;

9 (iii) submit to the installation on the offender's
10 computer or device with Internet capability, at the
11 subject's expense, of one or more hardware or software
12 systems to monitor the Internet use; and

13 (iv) submit to any other appropriate restrictions
14 concerning the offender's use of or access to a
15 computer or any other device with Internet capability
16 imposed by the offender's probation officer; and

17 (19) refrain from possessing a firearm or other
18 dangerous weapon where the offense is a misdemeanor that
19 did not involve the intentional or knowing infliction of
20 bodily harm or threat of bodily harm.

21 (c) The court may as a condition of probation or of
22 conditional discharge require that a person under 18 years of
23 age found guilty of any alcohol, cannabis or controlled
24 substance violation, refrain from acquiring a driver's license
25 during the period of probation or conditional discharge. If
26 such person is in possession of a permit or license, the court

1 may require that the minor refrain from driving or operating
2 any motor vehicle during the period of probation or conditional
3 discharge, except as may be necessary in the course of the
4 minor's lawful employment.

5 (d) An offender sentenced to probation or to conditional
6 discharge shall be given a certificate setting forth the
7 conditions thereof.

8 (e) Except where the offender has committed a fourth or
9 subsequent violation of subsection (c) of Section 6-303 of the
10 Illinois Vehicle Code, the court shall not require as a
11 condition of the sentence of probation or conditional discharge
12 that the offender be committed to a period of imprisonment in
13 excess of 6 months. This 6-month limit shall not include
14 periods of confinement given pursuant to a sentence of county
15 impact incarceration under Section 5-8-1.2.

16 Persons committed to imprisonment as a condition of
17 probation or conditional discharge shall not be committed to
18 the Department of Corrections.

19 (f) The court may combine a sentence of periodic
20 imprisonment under Article 7 or a sentence to a county impact
21 incarceration program under Article 8 with a sentence of
22 probation or conditional discharge.

23 (g) An offender sentenced to probation or to conditional
24 discharge and who during the term of either undergoes mandatory
25 drug or alcohol testing, or both, or is assigned to be placed
26 on an approved electronic monitoring device, shall be ordered

1 to pay all costs incidental to such mandatory drug or alcohol
2 testing, or both, and all costs incidental to such approved
3 electronic monitoring in accordance with the defendant's
4 ability to pay those costs. The county board with the
5 concurrence of the Chief Judge of the judicial circuit in which
6 the county is located shall establish reasonable fees for the
7 cost of maintenance, testing, and incidental expenses related
8 to the mandatory drug or alcohol testing, or both, and all
9 costs incidental to approved electronic monitoring, involved
10 in a successful probation program for the county. The
11 concurrence of the Chief Judge shall be in the form of an
12 administrative order. The fees shall be collected by the clerk
13 of the circuit court, except as provided in an administrative
14 order of the Chief Judge of the circuit court. The clerk of the
15 circuit court shall pay all moneys collected from these fees to
16 the county treasurer who shall use the moneys collected to
17 defray the costs of drug testing, alcohol testing, and
18 electronic monitoring. The county treasurer shall deposit the
19 fees collected in the county working cash fund under Section
20 6-27001 or Section 6-29002 of the Counties Code, as the case
21 may be. The Chief Judge of the circuit court of the county may
22 by administrative order establish a program for electronic
23 monitoring of offenders, in which a vendor supplies and
24 monitors the operation of the electronic monitoring device, and
25 collects the fees on behalf of the county. The program shall
26 include provisions for indigent offenders and the collection of

1 unpaid fees. The program shall not unduly burden the offender
2 and shall be subject to review by the Chief Judge.

3 The Chief Judge of the circuit court may suspend any
4 additional charges or fees for late payment, interest, or
5 damage to any device.

6 (h) Jurisdiction over an offender may be transferred from
7 the sentencing court to the court of another circuit with the
8 concurrence of both courts. Further transfers or retransfers of
9 jurisdiction are also authorized in the same manner. The court
10 to which jurisdiction has been transferred shall have the same
11 powers as the sentencing court. The probation department within
12 the circuit to which jurisdiction has been transferred, or
13 which has agreed to provide supervision, may impose probation
14 fees upon receiving the transferred offender, as provided in
15 subsection (i). For all transfer cases, as defined in Section
16 9b of the Probation and Probation Officers Act, the probation
17 department from the original sentencing court shall retain all
18 probation fees collected prior to the transfer. After the
19 transfer, all probation fees shall be paid to the probation
20 department within the circuit to which jurisdiction has been
21 transferred.

22 (i) The court shall impose upon an offender sentenced to
23 probation after January 1, 1989 or to conditional discharge
24 after January 1, 1992 or to community service under the
25 supervision of a probation or court services department after
26 January 1, 2004, as a condition of such probation or

1 conditional discharge or supervised community service, a fee of
2 \$50 for each month of probation or conditional discharge
3 supervision or supervised community service ordered by the
4 court, unless after determining the inability of the person
5 sentenced to probation or conditional discharge or supervised
6 community service to pay the fee, the court assesses a lesser
7 fee. The court may not impose the fee on a minor who is placed
8 in the guardianship or custody of the Department of Children
9 and Family Services under the Juvenile Court Act of 1987 while
10 the minor is in placement. The fee shall be imposed only upon
11 an offender who is actively supervised by the probation and
12 court services department. The fee shall be collected by the
13 clerk of the circuit court. The clerk of the circuit court
14 shall pay all monies collected from this fee to the county
15 treasurer for deposit in the probation and court services fund
16 under Section 15.1 of the Probation and Probation Officers Act.

17 A circuit court may not impose a probation fee under this
18 subsection (i) in excess of \$25 per month unless the circuit
19 court has adopted, by administrative order issued by the chief
20 judge, a standard probation fee guide determining an offender's
21 ability to pay. Of the amount collected as a probation fee, up
22 to \$5 of that fee collected per month may be used to provide
23 services to crime victims and their families.

24 The Court may only waive probation fees based on an
25 offender's ability to pay. The probation department may
26 re-evaluate an offender's ability to pay every 6 months, and,

1 with the approval of the Director of Court Services or the
2 Chief Probation Officer, adjust the monthly fee amount. An
3 offender may elect to pay probation fees due in a lump sum. Any
4 offender that has been assigned to the supervision of a
5 probation department, or has been transferred either under
6 subsection (h) of this Section or under any interstate compact,
7 shall be required to pay probation fees to the department
8 supervising the offender, based on the offender's ability to
9 pay.

10 Public Act 93-970 deletes the \$10 increase in the fee under
11 this subsection that was imposed by Public Act 93-616. This
12 deletion is intended to control over any other Act of the 93rd
13 General Assembly that retains or incorporates that fee
14 increase.

15 (i-5) In addition to the fees imposed under subsection (i)
16 of this Section, in the case of an offender convicted of a
17 felony sex offense (as defined in the Sex Offender Management
18 Board Act) or an offense that the court or probation department
19 has determined to be sexually motivated (as defined in the Sex
20 Offender Management Board Act), the court or the probation
21 department shall assess additional fees to pay for all costs of
22 treatment, assessment, evaluation for risk and treatment, and
23 monitoring the offender, based on that offender's ability to
24 pay those costs either as they occur or under a payment plan.

25 (j) All fines and costs imposed under this Section for any
26 violation of Chapters 3, 4, 6, and 11 of the Illinois Vehicle

1 Code, or a similar provision of a local ordinance, and any
2 violation of the Child Passenger Protection Act, or a similar
3 provision of a local ordinance, shall be collected and
4 disbursed by the circuit clerk as provided under Section 27.5
5 of the Clerks of Courts Act.

6 (k) Any offender who is sentenced to probation or
7 conditional discharge for a felony sex offense as defined in
8 the Sex Offender Management Board Act or any offense that the
9 court or probation department has determined to be sexually
10 motivated as defined in the Sex Offender Management Board Act
11 shall be required to refrain from any contact, directly or
12 indirectly, with any persons specified by the court and shall
13 be available for all evaluations and treatment programs
14 required by the court or the probation department.

15 (l) The court may order an offender who is sentenced to
16 probation or conditional discharge for a violation of an order
17 of protection be placed under electronic surveillance as
18 provided in Section 5-8A-7 of this Code.

19 (m) A person sentenced to a term of probation or
20 conditional discharge for a Class 4 felony or a misdemeanor, on
21 or after January 1, 2019, shall receive a credit against the
22 time on his or her probation or conditional discharge for the
23 amount of time served in jail on that offense.

24 (Source: P.A. 99-143, eff. 7-27-15; 99-797, eff. 8-12-16;
25 100-159, eff. 8-18-17; 100-260, eff. 1-1-18; 100-575, eff.
26 1-8-18.)