



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB4307**

Introduced 12/22/05, by Rep. Shane Cultra

**SYNOPSIS AS INTRODUCED:**

625 ILCS 5/11-601	from Ch. 95 1/2, par. 11-601
625 ILCS 5/11-601.5	
625 ILCS 5/11-605	from Ch. 95 1/2, par. 11-605
625 ILCS 5/11-605.1	
625 ILCS 5/11-606	from Ch. 95 1/2, par. 11-606
625 ILCS 5/11-608	from Ch. 95 1/2, par. 11-608
625 ILCS 5/11-611	from Ch. 95 1/2, par. 11-611
705 ILCS 105/27.5	from Ch. 25, par. 27.5
705 ILCS 105/27.6	

Amends the Illinois Vehicle Code. Provides that any person cited by an officer of the Illinois State Police for violating a provision restricting vehicular speed, if convicted of that violation, shall, in addition to any other fine, fee, or penalty, pay a \$5 fee to be deposited into the State Police Vehicle Fund. Makes corresponding changes in the Clerks of Courts Act.

LRB094 16146 DRH 51386 b

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing  
5 Sections 11-601, 11-601.5, 11-605, 11-605.1, 11-606, 11-608,  
6 and 11-611 as follows:

7 (625 ILCS 5/11-601) (from Ch. 95 1/2, par. 11-601)

8 Sec. 11-601. General speed restrictions.

9 (a) No vehicle may be driven upon any highway of this State  
10 at a speed which is greater than is reasonable and proper with  
11 regard to traffic conditions and the use of the highway, or  
12 endangers the safety of any person or property. The fact that  
13 the speed of a vehicle does not exceed the applicable maximum  
14 speed limit does not relieve the driver from the duty to  
15 decrease speed when approaching and crossing an intersection,  
16 approaching and going around a curve, when approaching a hill  
17 crest, when traveling upon any narrow or winding roadway, or  
18 when special hazard exists with respect to pedestrians or other  
19 traffic or by reason of weather or highway conditions. Speed  
20 must be decreased as may be necessary to avoid colliding with  
21 any person or vehicle on or entering the highway in compliance  
22 with legal requirements and the duty of all persons to use due  
23 care.

24 (b) No person may drive a vehicle upon any highway of this  
25 State at a speed which is greater than the applicable statutory  
26 maximum speed limit established by paragraphs (c), (d), (e),  
27 (f) or (g) of this Section, by Section 11-605 or by a  
28 regulation or ordinance made under this Chapter.

29 (c) Unless some other speed restriction is established  
30 under this Chapter, the maximum speed limit in an urban  
31 district for all vehicles is:

32 1. 30 miles per hour; and

1           2. 15 miles per hour in an alley.

2           (d) Unless some other speed restriction is established  
3 under this Chapter, the maximum speed limit outside an urban  
4 district for any vehicle of the first division or a second  
5 division vehicle designed or used for the carrying of a gross  
6 weight of 8,000 pounds or less (including the weight of the  
7 vehicle and maximum load) is (1) 65 miles per hour (i) for all  
8 highways under the jurisdiction of the Illinois State Toll  
9 Highway Authority and (ii) for all or part of highways that are  
10 designated by the Department, have at least 4 lanes of traffic,  
11 and have a separation between the roadways moving in opposite  
12 directions and (2) 55 miles per hour for all other highways,  
13 roads, and streets.

14           (e) Unless some lesser speed restriction is established  
15 under this Chapter, the maximum speed limit outside an urban  
16 district for a second division vehicle designed or used for the  
17 carrying of a gross weight of 8,001 pounds or more (including  
18 the weight of the vehicle and maximum load) is 55 miles per  
19 hour.

20           (f) Unless some other speed restriction is established  
21 under this Chapter, the maximum speed limit outside an urban  
22 district for a bus is:

23           1. 65 miles per hour upon any highway which has at  
24 least 4 lanes of traffic and of which the roadways for  
25 traffic moving in opposite directions are separated by a  
26 strip of ground which is not surfaced or suitable for  
27 vehicular traffic, except that the maximum speed limit for  
28 a bus on all highways, roads, or streets not under the  
29 jurisdiction of the Department or the Illinois State Toll  
30 Highway Authority is 55 miles per hour; and

31           2. 60 miles per hour on any other highway, except that  
32 the maximum speed limit for a bus on all highways, roads,  
33 or streets not under the jurisdiction of the Department or  
34 the Illinois State Toll Highway Authority is 55 miles per  
35 hour.

36           (g) Unless some other speed restriction is established

1 under this Chapter, the maximum speed limit outside an urban  
2 district for a house car, camper, private living coach,  
3 vehicles licensed as recreational vehicles, and any vehicle  
4 towing any other vehicle is 55 miles per hour or the posted  
5 speed limit, whichever is less.

6 (h) Any person cited by an officer of the Illinois State  
7 Police for violating this Section, if convicted of that  
8 violation, shall, in addition to any other fine, fee, or  
9 penalty, pay a fee of \$5 to the clerk of the court, to be  
10 deposited into the State Police Vehicle Fund.

11 (Source: P.A. 89-444, eff. 1-25-96; 89-551, eff. 1-1-97.)

12 (625 ILCS 5/11-601.5)

13 Sec. 11-601.5. Driving 40 miles per hour or more in excess  
14 of applicable limit. A person who drives a vehicle upon any  
15 highway of this State at a speed that is 40 miles per hour or  
16 more in excess of the applicable maximum speed limit  
17 established under this Chapter or a local ordinance commits a  
18 Class A misdemeanor. Any person cited by an officer of the  
19 Illinois State Police for violating this Section shall, if  
20 convicted of that violation, shall, in addition to any other  
21 fine, fee, or penalty, pay a fee of \$5 to the clerk of the  
22 court, to be deposited into the State Police Vehicle Fund.

23 (Source: P.A. 91-469, eff. 1-1-00.)

24 (625 ILCS 5/11-605) (from Ch. 95 1/2, par. 11-605)

25 Sec. 11-605. Special speed limit while passing schools.

26 (a) For the purpose of this Section, "school" means the  
27 following entities:

28 (1) A public or private primary or secondary school.

29 (2) A primary or secondary school operated by a  
30 religious institution.

31 (3) A public, private, or religious nursery school.

32 On a school day when school children are present and so  
33 close thereto that a potential hazard exists because of the  
34 close proximity of the motorized traffic, no person shall drive

1 a motor vehicle at a speed in excess of 20 miles per hour while  
2 passing a school zone or while traveling on a roadway on public  
3 school property or upon any public thoroughfare where children  
4 pass going to and from school.

5 For the purpose of this Section a school day shall begin at  
6 seven ante meridian and shall conclude at four post meridian.

7 This Section shall not be applicable unless appropriate  
8 signs are posted upon streets and highways under their  
9 respective jurisdiction and maintained by the Department,  
10 township, county, park district, city, village or incorporated  
11 town wherein the school zone is located. With regard to the  
12 special speed limit while passing schools, such signs shall  
13 give proper due warning that a school zone is being approached  
14 and shall indicate the school zone and the maximum speed limit  
15 in effect during school days when school children are present.

16 (b) (Blank).

17 (c) Nothing in this Chapter shall prohibit the use of  
18 electronic speed-detecting devices within 500 feet of signs  
19 within a special school speed zone indicating such zone, as  
20 defined in this Section, nor shall evidence obtained thereby be  
21 inadmissible in any prosecution for speeding provided the use  
22 of such device shall apply only to the enforcement of the speed  
23 limit in such special school speed zone.

24 (d) (Blank).

25 (e) A first violation of this Section is a petty offense  
26 with a minimum fine of \$150. A second or subsequent violation  
27 of this Section is a petty offense with a minimum fine of \$300.  
28 Any person cited by an officer of the Illinois State Police for  
29 violating this Section, if convicted of that violation, shall,  
30 in addition to any other fine, fee, or penalty, pay a fee of \$5  
31 to the clerk of the court, to be deposited into the State  
32 Police Vehicle Fund.

33 (f) When a fine for a violation of subsection (a) is \$150  
34 or greater, the person who violates subsection (a) shall be  
35 charged an additional \$50 to be paid to the unit school  
36 district where the violation occurred for school safety

1 purposes. If the violation occurred in a dual school district,  
2 \$25 of the surcharge shall be paid to the elementary school  
3 district for school safety purposes and \$25 of the surcharge  
4 shall be paid to the high school district for school safety  
5 purposes. Notwithstanding any other provision of law, the  
6 entire \$50 surcharge shall be paid to the appropriate school  
7 district or districts.

8 For purposes of this subsection (f), "school safety  
9 purposes" includes the costs associated with school zone safety  
10 education and the purchase, installation, and maintenance of  
11 caution lights which are mounted on school speed zone signs.

12 (g) (Blank).

13 (h) (Blank).

14 (Source: P.A. 92-242, eff. 1-1-02; 92-619, eff. 1-1-03; 92-780,  
15 eff. 8-6-02; 93-955, eff. 8-19-04.)

16 (625 ILCS 5/11-605.1)

17 Sec. 11-605.1. Special limit while traveling through a  
18 highway construction or maintenance speed zone.

19 (a) A person may not operate a motor vehicle in a  
20 construction or maintenance speed zone at a speed in excess of  
21 the posted speed limit.

22 (b) Nothing in this Chapter prohibits the use of electronic  
23 speed-detecting devices within 500 feet of signs within a  
24 construction or maintenance speed zone indicating the zone, as  
25 defined in this Section, nor shall evidence obtained by use of  
26 those devices be inadmissible in any prosecution for speeding,  
27 provided the use of the device shall apply only to the  
28 enforcement of the speed limit in the construction or  
29 maintenance speed zone.

30 (c) As used in this Section, a "construction or maintenance  
31 speed zone" is an area in which the Department, Toll Highway  
32 Authority, or local agency has determined that the preexisting  
33 established speed limit through a highway construction or  
34 maintenance project is greater than is reasonable or safe with  
35 respect to the conditions expected to exist in the construction

1 or maintenance speed zone and has posted a lower speed limit  
2 with a highway construction or maintenance speed zone special  
3 speed limit sign.

4 Highway construction or maintenance speed zone special  
5 speed limit signs shall be of a design approved by the  
6 Department. The signs must give proper due warning that a  
7 construction or maintenance speed zone is being approached and  
8 must indicate the maximum speed limit in effect. The signs also  
9 must state the amount of the minimum fine for a violation.

10 (d) A first violation of this Section is a petty offense  
11 with a minimum fine of \$250. A second or subsequent violation  
12 of this Section is a petty offense with a minimum fine of \$750.  
13 Any person cited by an officer of the Illinois State Police  
14 violating this Section, if convicted of that violation, shall,  
15 in addition to any other fine, fee, or penalty, pay a fee of \$5  
16 to the clerk of the court, to be deposited into the State  
17 Police Vehicle Fund.

18 (e) If a fine for a violation of this Section is \$250 or  
19 greater, the person who violated this Section shall be charged  
20 an additional \$125, which shall be deposited into the  
21 Transportation Safety Highway Hire-back Fund. In the case of a  
22 second or subsequent violation of this Section, if the fine is  
23 \$750 or greater, the person who violated this Section shall be  
24 charged an additional \$250, which shall be deposited into the  
25 Transportation Safety Highway Hire-back Fund.

26 (f) The Transportation Safety Highway Hire-back Fund,  
27 which was created by Public Act 92-619, shall continue to be a  
28 special fund in the State treasury. Subject to appropriation by  
29 the General Assembly and approval by the Secretary, the  
30 Secretary of Transportation shall use all moneys in the  
31 Transportation Safety Highway Hire-back Fund to hire off-duty  
32 Department of State Police officers to monitor construction or  
33 maintenance zones.

34 (g) For a second or subsequent violation of this Section  
35 within 2 years of the date of the previous violation, the  
36 Secretary of State shall suspend the driver's license of the

1 violator for a period of 90 days.

2 (Source: P.A. 93-955, eff. 8-19-04.)

3 (625 ILCS 5/11-606) (from Ch. 95 1/2, par. 11-606)

4 Sec. 11-606. Minimum speed regulation. (a) No person shall  
5 drive a motor vehicle at such a slow speed as to impede or  
6 block the normal and reasonable movement of traffic except when  
7 reduced speed is necessary for safe operation of his vehicle or  
8 in compliance with law. Any person cited by an officer of the  
9 Illinois State Police violating this Section, if convicted of  
10 that violation, shall, in addition to any other fine, fee, or  
11 penalty, pay a fee of \$5 to the clerk of the court, to be  
12 deposited into the State Police Vehicle Fund.

13 (b) Whenever the Department, The Illinois State Toll  
14 Highway Authority, or a local authority described in Section  
15 11-604 of this Chapter determines, upon the basis of an  
16 engineering and traffic investigation concerning a highway or  
17 street under its jurisdiction that slow vehicle speeds along  
18 any part or zone of such highway or street consistently impede  
19 the normal and reasonable movement of traffic, the Department,  
20 the Toll Highway Authority, or local authority (as appropriate)  
21 may determine and declare by proper regulation or ordinance a  
22 minimum speed limit below which no person shall drive except  
23 when necessary for safe operation of his vehicle or in  
24 compliance with law. A limit so determined and declared becomes  
25 effective when appropriate signs giving notice of the limit are  
26 erected along such part or zone of the highway or street.

27 (Source: P.A. 81-840.)

28 (625 ILCS 5/11-608) (from Ch. 95 1/2, par. 11-608)

29 Sec. 11-608. Special speed limitation on elevated  
30 structures. (a) No person shall drive a vehicle over any bridge  
31 or other elevated structure constituting a part of a highway at  
32 a speed which is greater than the maximum speed which can be  
33 maintained with safety to such bridge or structure, when such  
34 structure is sign posted as provided in this Section. Any

1 person cited by an officer of the Illinois State Police  
2 violating this Section, if convicted of that violation, shall,  
3 in addition to any other fine, fee, or penalty, pay a fee of \$5  
4 to the clerk of the court, to be deposited into the State  
5 Police Vehicle Fund.

6 (b) The Department upon request from any local authority  
7 shall, or upon its own initiative may, conduct an investigation  
8 of any bridge or other elevated structure constituting a part  
9 of a highway, and if it shall thereupon find that such  
10 structure cannot with safety to itself withstand vehicles  
11 traveling at the speed otherwise permissible under this  
12 Chapter, the Department shall determine and declare the maximum  
13 speed of vehicles which such structure can safely withstand,  
14 and shall cause or permit suitable signs stating such maximum  
15 speed to be erected and maintained before each end of such  
16 structure.

17 (c) Upon the trial of any person charged with a violation  
18 of this Section proof of the determination of the maximum speed  
19 by the Department and the existence of such signs is conclusive  
20 evidence of the maximum speed which can be maintained with  
21 safety to such bridge or structure.

22 (Source: P.A. 76-1586.)

23 (625 ILCS 5/11-611) (from Ch. 95 1/2, par. 11-611)

24 Sec. 11-611. No person shall drive or operate any motor  
25 vehicle on any street or highway in this State where the  
26 minimum allowable speed on that street or highway, as posted,  
27 is greater than the maximum attainable operating speed of the  
28 vehicle. Maximum attainable operating speed shall be  
29 determined by the manufacturer of the vehicle and clearly  
30 published in the manual of specifications and operation, or it  
31 shall be determined by applicable rule and regulation  
32 promulgated by the Secretary of State. Any person cited by an  
33 officer of the Illinois State Police violating this Section, if  
34 convicted of that violation, shall, in addition to any other  
35 fine, fee, or penalty, pay a fee of \$5 to the clerk of the

1 court, to be deposited into the State Police Vehicle Fund.

2 (Source: P.A. 79-700.)

3 Section 10. The Clerks of Courts Act is amended by changing  
4 Sections 27.5 and 27.6 as follows:

5 (705 ILCS 105/27.5) (from Ch. 25, par. 27.5)

6 Sec. 27.5. (a) All fees, fines, costs, additional  
7 penalties, bail balances assessed or forfeited, and any other  
8 amount paid by a person to the circuit clerk that equals an  
9 amount less than \$55, except restitution under Section 5-5-6 of  
10 the Unified Code of Corrections, reimbursement for the costs of  
11 an emergency response as provided under Section 11-501 of the  
12 Illinois Vehicle Code, the \$5 fee to be deposited into the  
13 State Police Vehicle Fund under Sections 11-601, 11-601.5,  
14 11-605, 11-605.1, 11-606, 11-608, and 11-611 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 provided in subsection (b) shall  
26 be disbursed within 60 days after receipt by the circuit clerk  
27 as follows: 47% shall be disbursed to the entity authorized by  
28 law to receive the fine imposed in the case; 12% shall be  
29 disbursed to the State Treasurer; and 41% shall be disbursed to  
30 the county's general corporate fund. Of the 12% disbursed to  
31 the State Treasurer, 1/6 shall be deposited by the State  
32 Treasurer into the Violent Crime Victims Assistance Fund, 1/2  
33 shall be deposited into the Traffic and Criminal Conviction  
34 Surcharge Fund, and 1/3 shall be deposited into the Drivers

1 Education Fund. For fiscal years 1992 and 1993, amounts  
2 deposited into the Violent Crime Victims Assistance Fund, the  
3 Traffic and Criminal Conviction Surcharge Fund, or the Drivers  
4 Education Fund shall not exceed 110% of the amounts deposited  
5 into those funds in fiscal year 1991. Any amount that exceeds  
6 the 110% limit shall be distributed as follows: 50% shall be  
7 disbursed to the county's general corporate fund and 50% shall  
8 be disbursed to the entity authorized by law to receive the  
9 fine imposed in the case. Not later than March 1 of each year  
10 the circuit clerk shall submit a report of the amount of funds  
11 remitted to the State Treasurer under this Section during the  
12 preceding year based upon independent verification of fines and  
13 fees. All counties shall be subject to this Section, except  
14 that counties with a population under 2,000,000 may, by  
15 ordinance, elect not to be subject to this Section. For  
16 offenses subject to this Section, judges shall impose one total  
17 sum of money payable for violations. The circuit clerk may add  
18 on no additional amounts except for amounts that are required  
19 by Sections 27.3a and 27.3c of this Act, unless those amounts  
20 are specifically waived by the judge. With respect to money  
21 collected by the circuit clerk as a result of forfeiture of  
22 bail, ex parte judgment or guilty plea pursuant to Supreme  
23 Court Rule 529, the circuit clerk shall first deduct and pay  
24 amounts required by Sections 27.3a and 27.3c of this Act. This  
25 Section is a denial and limitation of home rule powers and  
26 functions under subsection (h) of Section 6 of Article VII of  
27 the Illinois Constitution.

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

30 (1) 50% of the amounts collected for felony offenses  
31 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
32 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
33 Animals Act and Section 26-5 of the Criminal Code of 1961;

34 (2) 20% of the amounts collected for Class A and Class  
35 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
36 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 of the Criminal Code of  
2 1961; 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 of the Criminal Code of  
6 1961.

7 (Source: P.A. 92-454, eff. 1-1-02; 92-650, eff. 7-11-02;  
8 93-800, eff. 1-1-05.)

9 (705 ILCS 105/27.6)

10 Sec. 27.6. (a) All fees, fines, costs, additional  
11 penalties, bail balances assessed or forfeited, and any other  
12 amount paid by a person to the circuit clerk equalling an  
13 amount of \$55 or more, except the additional fee required by  
14 subsections (b) and (c), restitution under Section 5-5-6 of the  
15 Unified Code of Corrections, reimbursement for the costs of an  
16 emergency response as provided under Section 11-501 of the  
17 Illinois Vehicle Code, the \$5 fee to be deposited into the  
18 State Police Vehicle Fund under Sections 11-601, 11-601.5,  
19 11-605, 11-605.1, 11-606, 11-608, and 11-611 of the Illinois  
20 Vehicle Code, any fees collected for attending a traffic safety  
21 program under paragraph (c) of Supreme Court Rule 529, any fee  
22 collected on behalf of a State's Attorney under Section 4-2002  
23 of the Counties Code or a sheriff under Section 4-5001 of the  
24 Counties Code, or any cost imposed under Section 124A-5 of the  
25 Code of Criminal Procedure of 1963, for convictions, orders of  
26 supervision, or any other disposition for a violation of  
27 Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a  
28 similar provision of a local ordinance, and any violation of  
29 the Child Passenger Protection Act, or a similar provision of a  
30 local ordinance, and except as provided in subsection (d) shall  
31 be disbursed within 60 days after receipt by the circuit clerk  
32 as follows: 44.5% shall be disbursed to the entity authorized  
33 by law to receive the fine imposed in the case; 16.825% shall  
34 be disbursed to the State Treasurer; and 38.675% shall be  
35 disbursed to the county's general corporate fund. Of the

1 16.825% disbursed to the State Treasurer, 2/17 shall be  
2 deposited by the State Treasurer into the Violent Crime Victims  
3 Assistance Fund, 5.052/17 shall be deposited into the Traffic  
4 and Criminal Conviction Surcharge Fund, 3/17 shall be deposited  
5 into the Drivers Education Fund, and 6.948/17 shall be  
6 deposited into the Trauma Center Fund. Of the 6.948/17  
7 deposited into the Trauma Center Fund from the 16.825%  
8 disbursed to the State Treasurer, 50% shall be disbursed to the  
9 Department of Public Health and 50% shall be disbursed to the  
10 Department of Public Aid. For fiscal year 1993, amounts  
11 deposited into the Violent Crime Victims Assistance Fund, the  
12 Traffic and Criminal Conviction Surcharge Fund, or the Drivers  
13 Education Fund shall not exceed 110% of the amounts deposited  
14 into those funds in fiscal year 1991. Any amount that exceeds  
15 the 110% limit shall be distributed as follows: 50% shall be  
16 disbursed to the county's general corporate fund and 50% shall  
17 be disbursed to the entity authorized by law to receive the  
18 fine imposed in the case. Not later than March 1 of each year  
19 the circuit clerk shall submit a report of the amount of funds  
20 remitted to the State Treasurer under this Section during the  
21 preceding year based upon independent verification of fines and  
22 fees. All counties shall be subject to this Section, except  
23 that counties with a population under 2,000,000 may, by  
24 ordinance, elect not to be subject to this Section. For  
25 offenses subject to this Section, judges shall impose one total  
26 sum of money payable for violations. The circuit clerk may add  
27 on no additional amounts except for amounts that are required  
28 by Sections 27.3a and 27.3c of this Act, unless those amounts  
29 are specifically waived by the judge. With respect to money  
30 collected by the circuit clerk as a result of forfeiture of  
31 bail, ex parte judgment or guilty plea pursuant to Supreme  
32 Court Rule 529, the circuit clerk shall first deduct and pay  
33 amounts required by Sections 27.3a and 27.3c of this Act. This  
34 Section is a denial and limitation of home rule powers and  
35 functions under subsection (h) of Section 6 of Article VII of  
36 the Illinois Constitution.

1 (b) In addition to any other fines and court costs assessed  
2 by the courts, any person convicted or receiving an order of  
3 supervision for driving under the influence of alcohol or drugs  
4 shall pay an additional fee of \$100 to the clerk of the circuit  
5 court. This amount, less 2 1/2% that shall be used to defray  
6 administrative costs incurred by the clerk, shall be remitted  
7 by the clerk to the Treasurer within 60 days after receipt for  
8 deposit into the Trauma Center Fund. This additional fee of  
9 \$100 shall not be considered a part of the fine for purposes of  
10 any reduction in the fine for time served either before or  
11 after sentencing. Not later than March 1 of each year the  
12 Circuit Clerk shall submit a report of the amount of funds  
13 remitted to the State Treasurer under this subsection during  
14 the preceding calendar year.

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

29 (c) In addition to any other fines and court costs assessed  
30 by the courts, any person convicted for a violation of Sections  
31 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or a  
32 person sentenced for a violation of the Cannabis Control Act,  
33 the Illinois Controlled Substances Act, or the Methamphetamine  
34 Control and Community Protection Act shall pay an additional  
35 fee of \$100 to the clerk of the circuit court. This amount,  
36 less 2 1/2% that shall be used to defray administrative costs

1 incurred by the clerk, shall be remitted by the clerk to the  
2 Treasurer within 60 days after receipt for deposit into the  
3 Trauma Center Fund. This additional fee of \$100 shall not be  
4 considered a part of the fine for purposes of any reduction in  
5 the fine for time served either before or after sentencing. Not  
6 later than March 1 of each year the Circuit Clerk shall submit  
7 a report of the amount of funds remitted to the State Treasurer  
8 under this subsection during the preceding calendar year.

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

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

26 (1) 50% of the amounts collected for felony offenses  
27 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
28 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
29 Animals Act and Section 26-5 of the Criminal Code of 1961;

30 (2) 20% of the amounts collected for Class A and Class  
31 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
32 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
33 for Animals Act and Section 26-5 of the Criminal Code of  
34 1961; and

35 (3) 50% of the amounts collected for Class C  
36 misdemeanors under Sections 4.01 and 7.1 of the Humane Care

1           for Animals Act and Section 26-5 of the Criminal Code of  
2           1961.

3           (Source: P.A. 93-800, eff. 1-1-05; 94-556, eff. 9-11-05.)