

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 County Jail Act is amended by changing
5 Section 5 as follows:

6 (730 ILCS 125/5) (from Ch. 75, par. 105)

7 Sec. 5. Costs of maintaining prisoners.

8 (a) Except as provided in subsection (b), all costs of
9 maintaining persons committed for violations of Illinois law,
10 shall be the responsibility of the county. Except as provided
11 in subsection (b), all costs of maintaining persons committed
12 under any ordinance or resolution of a unit of local
13 government, including medical costs, is the responsibility of
14 the unit of local government enacting the ordinance or
15 resolution, and arresting the person.

16 (b) If a person who has been convicted of a felony and has
17 violated mandatory supervised release for that felony is
18 incarcerated in a county jail pending the resolution of the
19 violation of mandatory supervised release, the Illinois
20 Department of Corrections shall pay the county in which that
21 jail is located one-half of the cost of incarceration, as
22 calculated by the Governor's Office of Management and Budget
23 and the county's chief financial officer, for each day that the
24 person remains in the county jail. Calculation of the per diem
25 cost shall be agreed upon prior to the passage of the annual
26 State budget.

27 (Source: P.A. 83-1073.)