

**SB0991**



**96TH GENERAL ASSEMBLY**

**State of Illinois**

**2009 and 2010**

**SB0991**

Introduced 2/6/2009, by Sen. John J. Cullerton

**SYNOPSIS AS INTRODUCED:**

705 ILCS 105/27.3b

from Ch. 25, par. 27.3b

Amends the Clerks of Courts Act. Makes a technical change in a Section concerning fees paid by credit card.

LRB096 07060 AJO 17146 b

**A BILL FOR**

1 AN ACT concerning courts.

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

4 Section 5. The Clerks of Courts Act is amended by changing  
5 Section 27.3b as follows:

6 (705 ILCS 105/27.3b) (from Ch. 25, par. 27.3b)

7 Sec. 27.3b. The ~~The~~ clerk of court may accept payment of  
8 fines, penalties, or costs by credit card or debit card  
9 approved by the clerk from an offender who has been convicted  
10 of or placed on court supervision for a traffic offense, petty  
11 offense, ordinance offense, or misdemeanor or who has been  
12 convicted of a felony offense. The clerk of the circuit court  
13 may accept credit card payments over the Internet for fines,  
14 penalties, or costs from offenders on voluntary electronic  
15 pleas of guilty in minor traffic and conservation offenses to  
16 satisfy the requirement of written pleas of guilty as provided  
17 in Illinois Supreme Court Rule 529. The clerk of the court may  
18 also accept payment of statutory fees by a credit card or debit  
19 card. The clerk of the court may also accept the credit card or  
20 debit card for the cash deposit of bail bond fees.

21 The Clerk of the circuit court is authorized to enter into  
22 contracts with credit card or debit card companies approved by  
23 the clerk and to negotiate the payment of convenience and

1 administrative fees normally charged by those companies for  
2 allowing the clerk of the circuit court to accept their credit  
3 cards or debit cards in payment as authorized herein. The clerk  
4 of the circuit court is authorized to enter into contracts with  
5 third party fund guarantors, facilitators, and service  
6 providers under which those entities may contract directly with  
7 customers of the clerk of the circuit court and guarantee and  
8 remit the payments to the clerk of the circuit court. Where the  
9 offender pays fines, penalties, or costs by credit card or  
10 debit card or through a third party fund guarantor,  
11 facilitator, or service provider, or anyone paying statutory  
12 fees of the circuit court clerk or the posting of cash bail,  
13 the clerk shall collect a service fee of up to \$5 or the amount  
14 charged to the clerk for use of its services by the credit card  
15 or debit card issuer, third party fund guarantor, facilitator,  
16 or service provider. This service fee shall be in addition to  
17 any other fines, penalties, or costs. The clerk of the circuit  
18 court is authorized to negotiate the assessment of convenience  
19 and administrative fees by the third party fund guarantors,  
20 facilitators, and service providers with the revenue earned by  
21 the clerk of the circuit court to be remitted to the county  
22 general revenue fund.

23 (Source: P.A. 95-331, eff. 8-21-07.)