



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2505

by Rep. Cynthia Soto

SYNOPSIS AS INTRODUCED:

705 ILCS 105/27.3d

Amends the Clerks of Courts Act. Provides that unless an amount or percentage is otherwise provided by statute, for fines, fees, and costs collected and disbursed by the Circuit Court Clerk pursuant to statute, the county board may require the Circuit Court Clerk in its county to retain not less than 1% nor more than 5% for deposit in the Circuit Court Clerk Operation and Administrative Fund. Provides that for funds held in trust by the Circuit Court Clerk pursuant to statute or court order, except for bail bond or child support payment amounts, the county board may require the Circuit Court Clerk in its county to retain not less than 1% nor more than 5% for deposit in the Circuit Court Clerk Operation and Administrative Fund.

LRB098 07875 HEP 37959 b

FISCAL NOTE ACT
MAY APPLY

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 27.3d as follows:

6 (705 ILCS 105/27.3d)

7 Sec. 27.3d. Circuit Court Clerk Operation and
8 Administrative Fund.

9 (a) Each Circuit Court Clerk shall create a Circuit Court
10 Clerk Operation and Administrative Fund, to be used to offset
11 the costs incurred by the Circuit Court Clerk in performing the
12 additional duties required to collect and disburse funds to
13 entities of State and local government as provided by law. The
14 Circuit Court Clerk shall be the custodian, ex officio, of this
15 Fund and shall use the Fund to perform the duties required by
16 the office. The Fund shall be audited by the auditor retained
17 by the Clerk for the purpose of conducting the Annual Circuit
18 Court Clerk Audit. Expenditures shall be made from the Fund by
19 the Circuit Court Clerk for expenses related to the cost of
20 collection for and disbursement to entities of State and local
21 government.

22 (b) Unless an amount or percentage is otherwise provided by
23 statute, for fines, fees, and costs collected and disbursed by

1 the Circuit Court Clerk pursuant to statute, the county board
2 may require the Circuit Court Clerk in its county to retain not
3 less than 1% nor more than 5% for deposit in the Circuit Court
4 Clerk Operation and Administrative Fund.

5 (c) For funds held in trust by the Circuit Court Clerk
6 pursuant to statute or court order, the county board may
7 require the Circuit Court Clerk in its county to retain not
8 less than 1% nor more than 5% for deposit in the Circuit Court
9 Clerk Operation and Administrative Fund. This subsection does
10 not include bail bond or child support payment amounts.

11 (Source: P.A. 94-980, eff. 6-30-06; 94-1009, eff. 1-1-07;
12 95-331, eff. 8-21-07.)