



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB5069

Introduced 2/18/2020, by Rep. Emanuel Chris Welch

#### SYNOPSIS AS INTRODUCED:

710 ILCS 20/3  
710 ILCS 20/4

from Ch. 37, par. 853  
from Ch. 37, par. 854

Amends the Illinois Not-For-Profit Dispute Resolution Center Act. Changes the dispute resolution fund fee charged and collected by the clerks of the circuit court to \$2 (rather than \$1). Provides that in no event shall the disbursement to a dispute resolution center in one year exceed \$300,000 (rather than \$200,000).

LRB101 17879 LNS 67315 b

1 AN ACT concerning civil law.

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

4 Section 5. The Illinois Not-For-Profit Dispute Resolution  
5 Center Act is amended by changing Sections 3 and 4 as follows:

6 (710 ILCS 20/3) (from Ch. 37, par. 853)

7 Sec. 3. (a) In judicial circuits which include a county  
8 with a population of over 2,000,000 inhabitants, a dispute  
9 resolution fund shall be established.

10 (b) In any other judicial circuit a dispute resolution fund  
11 shall be established upon a finding by the Chief Judge of the  
12 circuit that:

13 (1) A dispute resolution center would significantly  
14 enhance the administration of justice in that circuit; and

15 (2) A dispute resolution center exists or should be created  
16 in the judicial circuit.

17 (c) In each judicial circuit in which a dispute resolution  
18 fund is established, the clerks of the circuit court shall  
19 charge and collect a dispute resolution fund fee of \$2 ~~\$1~~, such  
20 fee to be paid by the party initiating the action at the time  
21 of filing the first pleading in all civil cases. Such fees  
22 shall not be charged in any proceeding commenced by or on  
23 behalf of a unit of local government.

1           Such fees shall be in addition to all other fees and  
2 charges of such clerks, shall be assessable as costs, and shall  
3 be remitted by such clerks monthly to the county treasurers,  
4 and shall be disbursed monthly by the county treasurer to the  
5 dispute resolution fund established under this Section. Each  
6 such clerk shall commence such charges and collections upon  
7 receipt of written notice from the Chief Judge of the judicial  
8 circuit that a dispute resolution fund has been established.

9           (d) Each dispute resolution fund established under this  
10 Section shall be administered by the Chief Judge of the  
11 judicial circuit in which the fund is established.

12         (Source: P.A. 85-756.)

13           (710 ILCS 20/4) (from Ch. 37, par. 854)

14           Sec. 4. (a) Subject to the supervisory authority of the  
15 Supreme Court, the Chief Judge of each judicial circuit in  
16 which a dispute resolution fund has been established shall  
17 annually make grant disbursements from the fund to dispute  
18 resolution centers within the judicial circuit which meet the  
19 criteria in Section 4 of this Act.

20           (b) Disbursements by the Chief Judge shall be made to  
21 qualified dispute resolution centers within a judicial circuit  
22 based on each center's proportionate share of the total number  
23 of cases resolved by all qualified centers in that circuit  
24 during the year prior to application.

25           (c) In no event shall the disbursement to any dispute

1 resolution center in one year exceed \$300,000 ~~\$200,000~~. Any  
2 amounts collected under Section 3 but not disbursed in a  
3 particular year shall:

4 (1) in single-county judicial circuits, be paid to the  
5 county treasurer for the administration of justice in the  
6 judicial circuit; and

7 (2) in judicial circuits of more than one county, be paid  
8 to the county treasurers of each county of the judicial circuit  
9 for the administration of justice in the judicial circuit, in  
10 amounts in proportion to the amounts of the disbursements made  
11 by each of the county treasurers to the fund during the year.

12 (d) A dispute resolution center may accept funds from other  
13 public entities or private sources.

14 (Source: P.A. 85-756.)