

HB1579



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1579

Introduced 1/31/2023, by Rep. Jackie Haas

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1101.3

Amends the Counties Code. Provides that the county boards of Kankakee County and Tazewell County (currently, Kane County, Kendall County, and Will County) may also, by ordinance, impose a judicial facilities fee to be used for the building of new judicial facilities. Effective immediately.

LRB103 05116 AWJ 50130 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by changing
5 Section 5-1101.3 as follows:

6 (55 ILCS 5/5-1101.3)

7 Sec. 5-1101.3. Additional fees to finance new judicial
8 facilities. The county boards of Kane County, Kankakee County,
9 Kendall County, Tazewell County, and Will County may, by
10 ordinance, impose a judicial facilities fee to be used for the
11 building of new judicial facilities.

12 (a) In setting such fee, the county board, with the
13 concurrence of the Chief Judge of the applicable judicial
14 circuit or the presiding judge of the county in a multi-county
15 judicial circuit, may impose different rates for the various
16 types or categories of civil and criminal cases, not to exceed
17 \$30. The fees are to be paid as follows:

18 (1) In civil cases, the fee shall be paid by each party
19 at the time of filing the first pleading, paper, or other
20 appearance; provided that no additional fee shall be
21 required if more than one party is represented in a single
22 pleading, paper, or other appearance.

23 (2) In felony, misdemeanor, local or county ordinance,

1 traffic, and conservation cases, the fee shall be assessed
2 against the defendant upon the entry of a judgment of
3 conviction, an order of supervision, or a sentence of
4 probation without entry of judgment pursuant to Section 10
5 of the Cannabis Control Act, Section 410 of the Illinois
6 Controlled Substances Act, Section 70 of the
7 Methamphetamine Control and Community Protection Act,
8 Section 12-4.3 or subdivision (b) (1) of Section 12-3.05 of
9 the Criminal Code of 1961 or the Criminal Code of 2012,
10 Section 10-102 of the Illinois Alcoholism and Other Drug
11 Dependency Act, or Section 10 of the Steroid Control Act.

12 (3) In local or county ordinance, traffic, and
13 conservation cases, if fines are paid in full without a
14 court appearance, then the fee shall not be imposed or
15 collected.

16 (b) The proceeds of all fees enacted under this Section
17 must be deposited into the county's Judicial Department
18 Facilities Construction Fund and used for the sole purpose of
19 funding in whole or in part the costs associated with building
20 new judicial facilities within the county, which shall be
21 designed and constructed by the county board with the
22 concurrence of the Chief Judge of the applicable judicial
23 circuit or the presiding judge of the county in a multi-county
24 judicial circuit.

25 (Source: P.A. 102-1021, eff. 7-1-22.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.