

1 AN ACT in relation to incarceration.

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  
11 provided in subsection (b), all costs of maintaining persons  
12 committed under any ordinance or resolution of a unit of  
13 local government, including medical costs, is the  
14 responsibility of the unit of local government enacting the  
15 ordinance or resolution, and arresting the person.

16 (b) If a person who has been convicted of a felony and  
17 has 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 Illinois Bureau of the Budget and the  
23 county's chief financial officer, for each day that the  
24 person remains in the county jail. Calculation of the per  
25 diem cost shall be agreed upon prior to the passage of the  
26 annual State budget.

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