

1 AN ACT concerning clerks of 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  
5 changing Section 27.3b and adding Section 27.2b as follows:

6 (705 ILCS 105/27.2b new)

7 Sec. 27.2b. State income tax refund or other payment  
8 intercept. The Illinois Department of Revenue may provide by  
9 rule for certification to the Comptroller of unpaid court  
10 fees and costs owed under an order entered by a court. The  
11 purpose of the certification shall be to intercept State  
12 income tax refunds and other payments due the persons who owe  
13 fees or costs in order to satisfy unpaid fees and costs  
14 pursuant to the fee requirements of Sections 27.1, 27.1a,  
15 27.2, and 27.2a of this Act. The rules shall provide for  
16 notice to and an opportunity to be heard by a person who owes  
17 fees or costs.

18 (705 ILCS 105/27.3b) (from Ch. 25, par. 27.3b)

19 Sec. 27.3b. The clerk of court may accept payment of  
20 fines, penalties, or costs by credit card or debit card  
21 approved by the clerk from an offender who has been convicted  
22 of or placed on court supervision for a traffic offense,  
23 petty offense, ordinance offense, or misdemeanor or who has  
24 been convicted of a felony offense. The clerk of the court  
25 may also accept payment of statutory fees by a credit card or  
26 debit card. The clerk of the court may also accept the  
27 credit card or debit card for the cash deposit of bail bond  
28 fees up to \$300.

29 The clerk of the circuit court is authorized to enter  
30 into contracts with credit card or debit card companies

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

25 (Source: P.A. 91-733, eff. 1-1-01.)