

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 Illinois Vehicle Code is amended by changing  
5 Section 16-104c as follows:

6 (625 ILCS 5/16-104c)

7 Sec. 16-104c. Court supervision fees.

8 (a) Any person who, after a court appearance in the same  
9 matter, receives a disposition of court supervision for a  
10 violation of any provision of this Code or a similar provision  
11 of a local ordinance shall pay an additional fee of \$20, which  
12 shall be disbursed as follows:

13 (1) if an officer of the Department of State Police  
14 arrested the person for the violation, the \$20 fee shall be  
15 deposited into the State Police Vehicle Fund in the State  
16 treasury; or

17 (2) if an officer of any law enforcement agency in the  
18 State other than the Department of State Police arrested  
19 the person for the violation, the \$20 fee shall be paid to  
20 the law enforcement agency that employed the arresting  
21 officer and shall be used for the acquisition or  
22 maintenance of police vehicles.

23 (b) In addition to the fee provided for in subsection (a),

1 a person who, after a court appearance in the same matter,  
2 receives a disposition of court supervision for any violation  
3 of this Code or a similar provision of a local ordinance shall  
4 also pay an additional fee of \$5, if not waived by the court.  
5 Of this \$5 fee, \$4.50 shall be deposited into the Circuit Court  
6 Clerk Operation and Administrative Fund created by the Clerk of  
7 the Circuit Court and 50 cents shall be deposited into the  
8 Prisoner Review Board Vehicle and Equipment Fund in the State  
9 treasury.

10 (c) The Prisoner Review Board Vehicle and Equipment Fund is  
11 created as a special fund in the State treasury. The Prisoner  
12 Review Board shall, subject to appropriation by the General  
13 Assembly and approval by the Secretary, use all moneys in the  
14 Prisoner Review Board Vehicle and Equipment Fund for the  
15 purchase and operation of vehicles and equipment.

16 (Source: P.A. 94-1009, eff. 1-1-07.)

17 Section 10. The Clerks of Courts Act is amended by changing  
18 Sections 27.5 and 27.6 as follows:

19 (705 ILCS 105/27.5) (from Ch. 25, par. 27.5)

20 Sec. 27.5. (a) All fees, fines, costs, additional  
21 penalties, bail balances assessed or forfeited, and any other  
22 amount paid by a person to the circuit clerk that equals an  
23 amount less than \$55, except restitution under Section 5-5-6 of  
24 the Unified Code of Corrections, reimbursement for the costs of

1 an emergency response as provided under Section 11-501 of the  
2 Illinois Vehicle Code, any fees collected for attending a  
3 traffic safety program under paragraph (c) of Supreme Court  
4 Rule 529, any fee collected on behalf of a State's Attorney  
5 under Section 4-2002 of the Counties Code or a sheriff under  
6 Section 4-5001 of the Counties Code, or any cost imposed under  
7 Section 124A-5 of the Code of Criminal Procedure of 1963, for  
8 convictions, orders of supervision, or any other disposition  
9 for a violation of Chapters 3, 4, 6, 11, and 12 of the Illinois  
10 Vehicle Code, or a similar provision of a local ordinance, and  
11 any violation of the Child Passenger Protection Act, or a  
12 similar provision of a local ordinance, and except as provided  
13 in subsection (b) shall be disbursed within 60 days after  
14 receipt by the circuit clerk as follows: 47% shall be disbursed  
15 to the entity authorized by law to receive the fine imposed in  
16 the case; 12% shall be disbursed to the State Treasurer; and  
17 41% shall be disbursed to the county's general corporate fund.  
18 Of the 12% disbursed to the State Treasurer, 1/6 shall be  
19 deposited by the State Treasurer into the Violent Crime Victims  
20 Assistance Fund, 1/2 shall be deposited into the Traffic and  
21 Criminal Conviction Surcharge Fund, and 1/3 shall be deposited  
22 into the Drivers Education Fund. For fiscal years 1992 and  
23 1993, amounts deposited into the Violent Crime Victims  
24 Assistance Fund, the Traffic and Criminal Conviction Surcharge  
25 Fund, or the Drivers Education Fund shall not exceed 110% of  
26 the amounts deposited into those funds in fiscal year 1991. Any

1 amount that exceeds the 110% limit shall be distributed as  
2 follows: 50% shall be disbursed to the county's general  
3 corporate fund and 50% shall be disbursed to the entity  
4 authorized by law to receive the fine imposed in the case. Not  
5 later than March 1 of each year the circuit clerk shall submit  
6 a report of the amount of funds remitted to the State Treasurer  
7 under this Section during the preceding year based upon  
8 independent verification of fines and fees. All counties shall  
9 be subject to this Section, except that counties with a  
10 population under 2,000,000 may, by ordinance, elect not to be  
11 subject to this Section. For offenses subject to this Section,  
12 judges shall impose one total sum of money payable for  
13 violations. The circuit clerk may add on no additional amounts  
14 except for amounts that are required by Sections 27.3a and  
15 27.3c of this Act, unless those amounts are specifically waived  
16 by the judge. With respect to money collected by the circuit  
17 clerk as a result of forfeiture of bail, ex parte judgment or  
18 guilty plea pursuant to Supreme Court Rule 529, the circuit  
19 clerk shall first deduct and pay amounts required by Sections  
20 27.3a and 27.3c of this Act. This Section is a denial and  
21 limitation of home rule powers and functions under subsection  
22 (h) of Section 6 of Article VII of the Illinois Constitution.

23 (b) The following amounts must be remitted to the State  
24 Treasurer for deposit into the Illinois Animal Abuse Fund:

25 (1) 50% of the amounts collected for felony offenses  
26 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,

1 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
2 Animals Act and Section 26-5 of the Criminal Code of 1961;

3 (2) 20% of the amounts collected for Class A and Class  
4 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
5 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
6 for Animals Act and Section 26-5 of the Criminal Code of  
7 1961; and

8 (3) 50% of the amounts collected for Class C  
9 misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
10 for Animals Act and Section 26-5 of the Criminal Code of  
11 1961.

12 (c) Any person who receives a disposition of court  
13 supervision for a violation of the Illinois Vehicle Code or a  
14 similar provision of a local ordinance shall, in addition to  
15 any other fines, fees, and court costs, pay an additional fee  
16 of \$20, to be disbursed as provided in Section 16-104c of the  
17 Illinois Vehicle Code. In addition to the fee of \$20, the  
18 person shall also pay a fee of \$5, if not waived by the court.  
19 If this \$5 fee is collected, \$4.50 of the fee shall be  
20 deposited into the Circuit Court Clerk Operation and  
21 Administrative Fund created by the Clerk of the Circuit Court  
22 and 50 cents of the fee shall be deposited into the Prisoner  
23 Review Board Vehicle and Equipment Fund in the State treasury.  
24 (Source: P.A. 93-800, eff. 1-1-05; 94-1009, eff. 1-1-07.)

25 (705 ILCS 105/27.6)

1           Sec. 27.6. (a) All fees, fines, costs, additional  
2 penalties, bail balances assessed or forfeited, and any other  
3 amount paid by a person to the circuit clerk equalling an  
4 amount of \$55 or more, except the additional fee required by  
5 subsections (b) and (c), restitution under Section 5-5-6 of the  
6 Unified Code of Corrections, reimbursement for the costs of an  
7 emergency response as provided under Section 11-501 of the  
8 Illinois Vehicle Code, any fees collected for attending a  
9 traffic safety program under paragraph (c) of Supreme Court  
10 Rule 529, any fee collected on behalf of a State's Attorney  
11 under Section 4-2002 of the Counties Code or a sheriff under  
12 Section 4-5001 of the Counties Code, or any cost imposed under  
13 Section 124A-5 of the Code of Criminal Procedure of 1963, for  
14 convictions, orders of supervision, or any other disposition  
15 for a violation of Chapters 3, 4, 6, 11, and 12 of the Illinois  
16 Vehicle Code, or a similar provision of a local ordinance, and  
17 any violation of the Child Passenger Protection Act, or a  
18 similar provision of a local ordinance, and except as provided  
19 in subsection (d) shall be disbursed within 60 days after  
20 receipt by the circuit clerk as follows: 44.5% shall be  
21 disbursed to the entity authorized by law to receive the fine  
22 imposed in the case; 16.825% shall be disbursed to the State  
23 Treasurer; and 38.675% shall be disbursed to the county's  
24 general corporate fund. Of the 16.825% disbursed to the State  
25 Treasurer, 2/17 shall be deposited by the State Treasurer into  
26 the Violent Crime Victims Assistance Fund, 5.052/17 shall be

1 deposited into the Traffic and Criminal Conviction Surcharge  
2 Fund, 3/17 shall be deposited into the Drivers Education Fund,  
3 and 6.948/17 shall be deposited into the Trauma Center Fund. Of  
4 the 6.948/17 deposited into the Trauma Center Fund from the  
5 16.825% disbursed to the State Treasurer, 50% shall be  
6 disbursed to the Department of Public Health and 50% shall be  
7 disbursed to the Department of Healthcare and Family Services.  
8 For fiscal year 1993, amounts deposited into the Violent Crime  
9 Victims Assistance Fund, the Traffic and Criminal Conviction  
10 Surcharge Fund, or the Drivers Education Fund shall not exceed  
11 110% of the amounts deposited into those funds in fiscal year  
12 1991. Any amount that exceeds the 110% limit shall be  
13 distributed as follows: 50% shall be disbursed to the county's  
14 general corporate fund and 50% shall be disbursed to the entity  
15 authorized by law to receive the fine imposed in the case. Not  
16 later than March 1 of each year the circuit clerk shall submit  
17 a report of the amount of funds remitted to the State Treasurer  
18 under this Section during the preceding year based upon  
19 independent verification of fines and fees. All counties shall  
20 be subject to this Section, except that counties with a  
21 population under 2,000,000 may, by ordinance, elect not to be  
22 subject to this Section. For offenses subject to this Section,  
23 judges shall impose one total sum of money payable for  
24 violations. The circuit clerk may add on no additional amounts  
25 except for amounts that are required by Sections 27.3a and  
26 27.3c of this Act, unless those amounts are specifically waived

1 by the judge. With respect to money collected by the circuit  
2 clerk as a result of forfeiture of bail, ex parte judgment or  
3 guilty plea pursuant to Supreme Court Rule 529, the circuit  
4 clerk shall first deduct and pay amounts required by Sections  
5 27.3a and 27.3c of this Act. This Section is a denial and  
6 limitation of home rule powers and functions under subsection  
7 (h) of Section 6 of Article VII of the Illinois Constitution.

8 (b) In addition to any other fines and court costs assessed  
9 by the courts, any person convicted or receiving an order of  
10 supervision for driving under the influence of alcohol or drugs  
11 shall pay an additional fee of \$100 to the clerk of the circuit  
12 court. This amount, less 2 1/2% that shall be used to defray  
13 administrative costs incurred by the clerk, shall be remitted  
14 by the clerk to the Treasurer within 60 days after receipt for  
15 deposit into the Trauma Center Fund. This additional fee of  
16 \$100 shall not be considered a part of the fine for purposes of  
17 any reduction in the fine for time served either before or  
18 after sentencing. Not later than March 1 of each year the  
19 Circuit Clerk shall submit a report of the amount of funds  
20 remitted to the State Treasurer under this subsection during  
21 the preceding calendar year.

22 (b-1) In addition to any other fines and court costs  
23 assessed by the courts, any person convicted or receiving an  
24 order of supervision for driving under the influence of alcohol  
25 or drugs shall pay an additional fee of \$5 to the clerk of the  
26 circuit court. This amount, less 2 1/2% that shall be used to



1 defray administrative costs incurred by the clerk, shall be  
2 remitted by the clerk to the Treasurer within 60 days after  
3 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
4 Research Trust Fund. This additional fee of \$5 shall not be  
5 considered a part of the fine for purposes of any reduction in  
6 the fine for time served either before or after sentencing. Not  
7 later than March 1 of each year the Circuit Clerk shall submit  
8 a report of the amount of funds remitted to the State Treasurer  
9 under this subsection during the preceding calendar year.

10 (c) In addition to any other fines and court costs assessed  
11 by the courts, any person convicted for a violation of Sections  
12 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or a  
13 person sentenced for a violation of the Cannabis Control Act,  
14 the Illinois Controlled Substances Act, or the Methamphetamine  
15 Control and Community Protection Act shall pay an additional  
16 fee of \$100 to the clerk of the circuit court. This amount,  
17 less 2 1/2% that shall be used to defray administrative costs  
18 incurred by the clerk, shall be remitted by the clerk to the  
19 Treasurer within 60 days after receipt for deposit into the  
20 Trauma Center Fund. This additional fee of \$100 shall not be  
21 considered a part of the fine for purposes of any reduction in  
22 the fine for time served either before or after sentencing. Not  
23 later than March 1 of each year the Circuit Clerk shall submit  
24 a report of the amount of funds remitted to the State Treasurer  
25 under this subsection during the preceding calendar year.

26 (c-1) In addition to any other fines and court costs

1 assessed by the courts, any person sentenced for a violation of  
2 the Cannabis Control Act, the Illinois Controlled Substances  
3 Act, or the Methamphetamine Control and Community Protection  
4 Act shall pay an additional fee of \$5 to the clerk of the  
5 circuit court. This amount, less 2 1/2% that shall be used to  
6 defray administrative costs incurred by the clerk, shall be  
7 remitted by the clerk to the Treasurer within 60 days after  
8 receipt for deposit into the Spinal Cord Injury Paralysis Cure  
9 Research Trust Fund. This additional fee of \$5 shall not be  
10 considered a part of the fine for purposes of any reduction in  
11 the fine for time served either before or after sentencing. Not  
12 later than March 1 of each year the Circuit Clerk shall submit  
13 a report of the amount of funds remitted to the State Treasurer  
14 under this subsection during the preceding calendar year.

15 (d) The following amounts must be remitted to the State  
16 Treasurer for deposit into the Illinois Animal Abuse Fund:

17 (1) 50% of the amounts collected for felony offenses  
18 under Sections 3, 3.01, 3.02, 3.03, 4, 4.01, 4.03, 4.04, 5,  
19 5.01, 6, 7, 7.5, 7.15, and 16 of the Humane Care for  
20 Animals Act and Section 26-5 of the Criminal Code of 1961;

21 (2) 20% of the amounts collected for Class A and Class  
22 B misdemeanors under Sections 3, 3.01, 4, 4.01, 4.03, 4.04,  
23 5, 5.01, 6, 7, 7.1, 7.5, 7.15, and 16 of the Humane Care  
24 for Animals Act and Section 26-5 of the Criminal Code of  
25 1961; and

26 (3) 50% of the amounts collected for Class C

1           misdemeanors under Sections 4.01 and 7.1 of the Humane Care  
2           for Animals Act and Section 26-5 of the Criminal Code of  
3           1961.

4           (e) Any person who receives a disposition of court  
5           supervision for a violation of the Illinois Vehicle Code or a  
6           similar provision of a local ordinance shall, in addition to  
7           any other fines, fees, and court costs, pay an additional fee  
8           of \$20, to be disbursed as provided in Section 16-104c of the  
9           Illinois Vehicle Code. In addition to the fee of \$20, the  
10          person shall also pay a fee of \$5, if not waived by the court.  
11          If this \$5 fee is collected, \$4.50 of the fee shall be  
12          deposited into the Circuit Court Clerk Operation and  
13          Administrative Fund created by the Clerk of the Circuit Court  
14          and 50 cents of the fee shall be deposited into the Prisoner  
15          Review Board Vehicle and Equipment Fund in the State treasury.  
16          (Source: P.A. 93-800, eff. 1-1-05; 94-556, eff. 9-11-05;  
17          94-1009, eff. 1-1-07.)

18          Section 15. The Unified Code of Corrections is amended by  
19          changing Section 5-6-1 as follows:

20                 (730 ILCS 5/5-6-1) (from Ch. 38, par. 1005-6-1)

21                 Sec. 5-6-1. Sentences of Probation and of Conditional  
22                 Discharge and Disposition of Supervision. The General Assembly  
23                 finds that in order to protect the public, the criminal justice  
24                 system must compel compliance with the conditions of probation

1 by responding to violations with swift, certain and fair  
2 punishments and intermediate sanctions. The Chief Judge of each  
3 circuit shall adopt a system of structured, intermediate  
4 sanctions for violations of the terms and conditions of a  
5 sentence of probation, conditional discharge or disposition of  
6 supervision.

7 (a) Except where specifically prohibited by other  
8 provisions of this Code, the court shall impose a sentence of  
9 probation or conditional discharge upon an offender unless,  
10 having regard to the nature and circumstance of the offense,  
11 and to the history, character and condition of the offender,  
12 the court is of the opinion that:

13 (1) his imprisonment or periodic imprisonment is  
14 necessary for the protection of the public; or

15 (2) probation or conditional discharge would deprecate  
16 the seriousness of the offender's conduct and would be  
17 inconsistent with the ends of justice; or

18 (3) a combination of imprisonment with concurrent or  
19 consecutive probation when an offender has been admitted  
20 into a drug court program under Section 20 of the Drug  
21 Court Treatment Act is necessary for the protection of the  
22 public and for the rehabilitation of the offender.

23 The court shall impose as a condition of a sentence of  
24 probation, conditional discharge, or supervision, that the  
25 probation agency may invoke any sanction from the list of  
26 intermediate sanctions adopted by the chief judge of the

1 circuit court for violations of the terms and conditions of the  
2 sentence of probation, conditional discharge, or supervision,  
3 subject to the provisions of Section 5-6-4 of this Act.

4 (b) The court may impose a sentence of conditional  
5 discharge for an offense if the court is of the opinion that  
6 neither a sentence of imprisonment nor of periodic imprisonment  
7 nor of probation supervision is appropriate.

8 (b-1) Subsections (a) and (b) of this Section do not apply  
9 to a defendant charged with a misdemeanor or felony under the  
10 Illinois Vehicle Code or reckless homicide under Section 9-3 of  
11 the Criminal Code of 1961 if the defendant within the past 12  
12 months has been convicted of or pleaded guilty to a misdemeanor  
13 or felony under the Illinois Vehicle Code or reckless homicide  
14 under Section 9-3 of the Criminal Code of 1961.

15 (c) The court may, upon a plea of guilty or a stipulation  
16 by the defendant of the facts supporting the charge or a  
17 finding of guilt, defer further proceedings and the imposition  
18 of a sentence, and enter an order for supervision of the  
19 defendant, if the defendant is not charged with: (i) a Class A  
20 misdemeanor, as defined by the following provisions of the  
21 Criminal Code of 1961: Sections 11-9.1; 12-3.2; 12-15; 26-5;  
22 31-1; 31-6; 31-7; subsections (b) and (c) of Section 21-1;  
23 paragraph (1) through (5), (8), (10), and (11) of subsection  
24 (a) of Section 24-1; (ii) a Class A misdemeanor violation of  
25 Section 3.01, 3.03-1, or 4.01 of the Humane Care for Animals  
26 Act; or (iii) felony. If the defendant is not barred from

1 receiving an order for supervision as provided in this  
2 subsection, the court may enter an order for supervision after  
3 considering the circumstances of the offense, and the history,  
4 character and condition of the offender, if the court is of the  
5 opinion that:

6 (1) the offender is not likely to commit further  
7 crimes;

8 (2) the defendant and the public would be best served  
9 if the defendant were not to receive a criminal record; and

10 (3) in the best interests of justice an order of  
11 supervision is more appropriate than a sentence otherwise  
12 permitted under this Code.

13 (d) The provisions of paragraph (c) shall not apply to a  
14 defendant charged with violating Section 11-501 of the Illinois  
15 Vehicle Code or a similar provision of a local ordinance when  
16 the defendant has previously been:

17 (1) convicted for a violation of Section 11-501 of the  
18 Illinois Vehicle Code or a similar provision of a local  
19 ordinance or any similar law or ordinance of another state;  
20 or

21 (2) assigned supervision for a violation of Section  
22 11-501 of the Illinois Vehicle Code or a similar provision  
23 of a local ordinance or any similar law or ordinance of  
24 another state; or

25 (3) pleaded guilty to or stipulated to the facts  
26 supporting a charge or a finding of guilty to a violation

1 of Section 11-503 of the Illinois Vehicle Code or a similar  
2 provision of a local ordinance or any similar law or  
3 ordinance of another state, and the plea or stipulation was  
4 the result of a plea agreement.

5 The court shall consider the statement of the prosecuting  
6 authority with regard to the standards set forth in this  
7 Section.

8 (e) The provisions of paragraph (c) shall not apply to a  
9 defendant charged with violating Section 16A-3 of the Criminal  
10 Code of 1961 if said defendant has within the last 5 years  
11 been:

12 (1) convicted for a violation of Section 16A-3 of the  
13 Criminal Code of 1961; or

14 (2) assigned supervision for a violation of Section  
15 16A-3 of the Criminal Code of 1961.

16 The court shall consider the statement of the prosecuting  
17 authority with regard to the standards set forth in this  
18 Section.

19 (f) The provisions of paragraph (c) shall not apply to a  
20 defendant charged with violating Sections 15-111, 15-112,  
21 15-301, paragraph (b) of Section 6-104, Section 11-605, or  
22 Section 11-1414 of the Illinois Vehicle Code or a similar  
23 provision of a local ordinance.

24 (g) Except as otherwise provided in paragraph (i) of this  
25 Section, the provisions of paragraph (c) shall not apply to a  
26 defendant charged with violating Section 3-707, 3-708, 3-710,

1 or 5-401.3 of the Illinois Vehicle Code or a similar provision  
2 of a local ordinance if the defendant has within the last 5  
3 years been:

4 (1) convicted for a violation of Section 3-707, 3-708,  
5 3-710, or 5-401.3 of the Illinois Vehicle Code or a similar  
6 provision of a local ordinance; or

7 (2) assigned supervision for a violation of Section  
8 3-707, 3-708, 3-710, or 5-401.3 of the Illinois Vehicle  
9 Code or a similar provision of a local ordinance.

10 The court shall consider the statement of the prosecuting  
11 authority with regard to the standards set forth in this  
12 Section.

13 (h) The provisions of paragraph (c) shall not apply to a  
14 defendant under the age of 21 years charged with violating a  
15 serious traffic offense as defined in Section 1-187.001 of the  
16 Illinois Vehicle Code:

17 (1) unless the defendant, upon payment of the fines,  
18 penalties, and costs provided by law, agrees to attend and  
19 successfully complete a traffic safety program approved by  
20 the court under standards set by the Conference of Chief  
21 Circuit Judges. The accused shall be responsible for  
22 payment of any traffic safety program fees. If the accused  
23 fails to file a certificate of successful completion on or  
24 before the termination date of the supervision order, the  
25 supervision shall be summarily revoked and conviction  
26 entered. The provisions of Supreme Court Rule 402 relating



1 to pleas of guilty do not apply in cases when a defendant  
2 enters a guilty plea under this provision; or

3 (2) if the defendant has previously been sentenced  
4 under the provisions of paragraph (c) on or after January  
5 1, 1998 for any serious traffic offense as defined in  
6 Section 1-187.001 of the Illinois Vehicle Code.

7 (i) The provisions of paragraph (c) shall not apply to a  
8 defendant charged with violating Section 3-707 of the Illinois  
9 Vehicle Code or a similar provision of a local ordinance if the  
10 defendant has been assigned supervision for a violation of  
11 Section 3-707 of the Illinois Vehicle Code or a similar  
12 provision of a local ordinance.

13 (j) The provisions of paragraph (c) shall not apply to a  
14 defendant charged with violating Section 6-303 of the Illinois  
15 Vehicle Code or a similar provision of a local ordinance when  
16 the revocation or suspension was for a violation of Section  
17 11-501 or a similar provision of a local ordinance, a violation  
18 of Section 11-501.1 or paragraph (b) of Section 11-401 of the  
19 Illinois Vehicle Code, or a violation of Section 9-3 of the  
20 Criminal Code of 1961 if the defendant has within the last 10  
21 years been:

22 (1) convicted for a violation of Section 6-303 of the  
23 Illinois Vehicle Code or a similar provision of a local  
24 ordinance; or

25 (2) assigned supervision for a violation of Section  
26 6-303 of the Illinois Vehicle Code or a similar provision

1 of a local ordinance.

2 (k) The provisions of paragraph (c) shall not apply to a  
3 defendant charged with violating any provision of the Illinois  
4 Vehicle Code or a similar provision of a local ordinance that  
5 governs the movement of vehicles if, within the 12 months  
6 preceding the date of the defendant's arrest, the defendant has  
7 been assigned court supervision on 2 occasions for a violation  
8 that governs the movement of vehicles under the Illinois  
9 Vehicle Code or a similar provision of a local ordinance.

10 (l) A defendant charged with violating any provision of the  
11 Illinois Vehicle Code or a similar provision of a local  
12 ordinance who, after a court appearance in the same matter,  
13 receives a disposition of supervision under subsection (c)  
14 shall pay an additional fee of \$20, to be collected as provided  
15 in Sections 27.5 and 27.6 of the Clerks of Courts Act. In  
16 addition to the \$20 fee, the person shall also pay a fee of \$5,  
17 which, if not waived by the court, shall be collected as  
18 provided in Sections 27.5 and 27.6 of the Clerks of Courts Act.  
19 The \$20 fee shall be disbursed as provided in Section 16-104c  
20 of the Illinois Vehicle Code. If the \$5 fee is collected, \$4.50  
21 of the fee shall be deposited into the Circuit Court Clerk  
22 Operation and Administrative Fund created by the Clerk of the  
23 Circuit Court and 50 cents of the fee shall be deposited into  
24 the Prisoner Review Board Vehicle and Equipment Fund in the  
25 State treasury.

26 (Source: P.A. 93-388, eff. 7-25-03; 93-1014, eff. 1-1-05;

1 94-169, eff. 1-1-06; 94-330, eff. 1-1-06; 94-375, eff. 1-1-06;  
2 94-1009, eff. 1-1-07.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.