

HB3118



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3118

by Rep. Keith Wheeler

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1101.3

Amends the Counties Code. Provides that the county board of any county with a population between 500,000 and 700,000 inhabitants (instead of just the Will County Board) may by ordinance impose a judicial facilities fee. Makes conforming changes. Effective immediately.

LRB099 09478 AWJ 29686 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 Section
5 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 board of any county with a population
9 between 500,000 and 700,000 inhabitants, based on the most
10 recent decennial census, ~~Will County Board~~ may by ordinance
11 impose a judicial facilities fee to be used for the building of
12 new judicial facilities.

13 (a) In setting such fee, the county board ~~Will County~~
14 ~~Board~~, with the concurrence of the Chief Judge of the
15 applicable judicial circuit, may impose different rates for the
16 various types or categories of civil and criminal cases, not to
17 exceed \$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 ~~Will County Board~~
22 with the concurrence of the Chief Judge of the applicable
23 judicial circuit.

24 (Source: P.A. 98-1085, eff. 1-1-15.)

25 Section 99. Effective date. This Act takes effect upon
26 becoming law.