

# FINANCE COMMITTEE

## AGENDA

**Called by:** Chairman, Jaime Salgado  
**Members:** Joe Hoffman, Burt Gerl,  
Dave Boomer, Dave Fiduccia,  
Steve Schultz, Keith McDonald

**DATE:** THURSDAY, JUNE 27, 2019  
**TIME:** 5:30 PM  
**LOCATION:** CONFERENCE ROOM 815  
BEHIND COUNTY BOARD ROOM  
COUNTY COURTHOUSE  
400 WEST STATE STREET  
ROCKFORD, IL 61101

### AGENDA:

- A. Call to Order
- B. Roll Call
- C. Public Comment – This is the time we invite the public to address the Finance Committee with issues and concerns. We ask you to limit your comments to three minutes. Personal attacks or inappropriate language of any sort will not be tolerated. We will allow a maximum of five speakers on a first come basis with sign up at the meeting. Speakers may not address zoning matters which are pending before the ZBA, the Zoning Committee or the County Board. Personnel matters or pending or threatened litigation may not be addressed in open session. An individual may speak a maximum of three times per calendar year on the same topic. This prohibition shall include the repetition of the same topic in a statement on what is purported to be a different topic. After acknowledgement by the chair, please stand and state your name. Thank you.
- D. An Ordinance Establishing Civil Fees and Criminal and Traffic Assessments to be Charged by the Clerk of the Circuit Court
- E. Other Matters
- F. Adjournment

**ORDINANCE  
of the  
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS**

Submitted by: Finance Committee

2019 CO \_\_\_\_\_

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**AN ORDINANCE ESTABLISHING CIVIL FEES AND  
CRIMINAL AND TRAFFIC ASSESSMENTS  
TO BE CHARGED BY THE CLERK OF THE CIRCUIT COURT**

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**WHEREAS**, Chapter 34, Article I, of the Winnebago County Code of Ordinances and Ordinance No. 2014 CO 033, approved by the County Board on May 22, 2014, currently set forth the fees authorized by the County Board to be charged in both civil and criminal cases in Winnebago County; and

**WHEREAS**, the Illinois General Assembly passed comprehensive legislation in 2018, which completely overhauls the criminal, traffic and civil fee structures in the circuit courts throughout the State of Illinois; and

**WHEREAS**, the purpose of the legislation was to consolidate fees into unified schedules for all counties, to realign fees to be constitutional, and to provide for fee waivers for low income individuals; and

**WHEREAS**, effective July 1, 2019, Section 27.1b of the Clerks of Courts Act, 705 ILCS 105/27.1b, sets out the fees to be charged in all counties in the State of Illinois by the Clerks of the Circuit Court for the filing of pleadings and for other services provided by the Clerks in civil cases; and

**WHEREAS**, Section 27.1b of the Clerks of Courts Act creates four schedules for civil filing fees, three schedules for civil appearance fees, and establishes various other fees that Clerks of the Circuit Court are authorized to assess in civil cases, all of which are generally classified as “not to exceed” amounts; and

**WHEREAS**, Section 27.1b provides that, unless otherwise specified, the amount of the fees shall be determined by ordinance or resolution of the county board and remitted to the county treasurer to be used for purposes related to the operation of the court system in the county; and

**WHEREAS**, effective July 1, 2019, the newly-adopted Criminal and Traffic Assessment Act, 705 ILCS 105/135 *et seq.*, sets out minimum fines to be levied and assessments to be charged in criminal and traffic cases by the Clerks of the Circuit Court in all counties in the State of Illinois; and

**WHEREAS**, Sections 15-5 through 15-65 of the Criminal and Traffic Assessment Act establish thirteen (13) assessment schedules for various criminal, traffic, conservation and non-traffic offenses, and for each schedule the County's portion of the assessment is specifically listed; and

**WHEREAS**, Sections 15-5 through 15-65 break down how the assessment amounts are to be distributed to various County funds, if those funds are in existence; otherwise, the amounts designated for funds that are not in existence are to be placed in the County's general fund for purposes related to operation of the court system in the County.

**NOW THEREFORE, BE IT ORDAINED** by the County Board for the County of Winnebago, Illinois, that Sections 34-1, 34-2, 34-3, 34-4, 34-7, 34-10, 34-11, 34-12, and 34-34 as contained in Chapter 34, Article I, of the Winnebago County Code of Ordinances, and Ordinance No. 2014 CO 033 are hereby repealed in their entireties and replaced with the following:

Sec. 34 – 1. Civil Fees and Criminal Assessments.

Civil fees shall meet the requirements of Section 27.1b of the Clerks of Courts Act, 705 ILCS 105/27.1b, Section 15-1504.1 of the Code of Civil Procedure, 735 ILCS 5/15-1504.1, Supreme Court Rule 99.1, and 17<sup>th</sup> Judicial Circuit Court Local Rule 2.14. Criminal assessments shall meet the requirements of the Criminal and Traffic Assessment Act, 705 ILCS 105/135 *et seq.*

Sec. 34 – 2. Civil Fees.

- A. Fees in civil matters shall be assessed and distributed as set forth herein, in compliance with Section 27.1b of the Clerks of Courts Act, 705 ILCS 105/27.1b, Section 15-1504.1 of the Code of Civil Procedure, 735 ILCS 5/15-1504.1, Illinois Supreme Court Rule 99.1, and 17<sup>th</sup> Judicial Circuit Local Rule 2.14.
- B. The fees for filing a complaint, petition or other pleading initiating a civil action shall be as set forth in the schedules below in accordance with case categories established by the Illinois Supreme Court:
  1. SCHEDULE 1: \$343.00 (plus additional filing fees for foreclosure cases, as set forth in subsection (e) below) to be divided as follows:
    - a. \$45.00 to be retained by the Clerk of the Circuit Court and deposited as follows:
      - (1) Court Automation Fund - \$20.00
      - (2) Court Document Storage Fund - \$20.00
      - (3) Circuit Court Clerk Operation and Administrative Fund - \$5.00

- b. \$19.00 to be remitted to the State Treasurer and deposited as follows:
  - (1) Mandatory Arbitration Fund - \$8.00
  - (2) Access to Justice Fund - \$2.00
  - (3) Supreme Court Special Purposes Fund - \$9.00
  
- c. \$250.00 to be remitted to the County Treasurer and deposited as follows:
  - (1) General Fund (Circuit Clerk) - \$180.00
  - (2) C.A.S.A. - \$3.00
  - (3) Court Security Fund - \$40.00
  - (4) Neutral Site Exchange - \$14.00
  - (5) Children's Waiting Room Fund - \$13.00
  
- d. \$29.00 to be remitted to the County Treasurer and deposited as follows:
  - (1) Neutral Site Exchange - \$8.00
  - (2) Law Library Fund - \$21.00
  
- e. The following additional filing fees shall be assessed on foreclosure cases only, according the tiers established pursuant to 735 ILCS 5/15-1504.1:
  - (1) First Tier Foreclosure Cases - \$615.00 to be divided as follows:
    - (a) \$540.00 to be remitted to the State Treasurer and distributed as follows:
      - i. Abandoned Residential Property Municipality Relief Fund - \$350.00
      - ii. Foreclosure Prevention Program Graduated Fund - \$140.00
      - iii. Foreclosure Prevention Program Fund - \$50.00
    - (b) \$10.00 to be retained by the Clerk of the Circuit Court and deposited as follows:
      - i. Circuit Court Clerk Operation and Administrative Fund - \$10.00
    - (c) \$65.00 to be remitted to the County Treasurer and distributed as follows:
      - i. Foreclosure Mediation Fee Fund - \$65.00
  
  - (2) Second Tier Foreclosure Cases - \$365.00 to be divided as follows:
    - (a) \$295.00 to be remitted to the State Treasurer and distributed as follows:
      - i. Abandoned Residential Property Municipality Relief Fund - \$175.00
      - ii. Foreclosure Prevention Program Graduated Fund - \$70.00
      - iii. Foreclosure Prevention Program Fund - \$50.00
    - (b) \$5.00 to be retained by the Clerk of the Circuit Court and deposited as follows:
      - i. Circuit Court Clerk Operation and Administrative Fund - \$5.00

- (c) \$65.00 to be remitted to the County Treasurer and distributed as follows:
  - i. Foreclosure Mediation Fee Fund - \$65.00
- (3) Third Tier Foreclosure Cases - \$165.00 to be divided as follows:
  - (a) \$99.00 to be remitted to the State Treasurer and distributed as follows:
    - i. Abandoned Residential Property Municipality Relief Fund - \$35.00
    - ii. Foreclosure Prevention Program Graduated Fund - \$14.00
    - iii. Foreclosure Prevention Program Fund - \$50.00
  - (b) \$1.00 to be retained by the Clerk of the Circuit Court and deposited as follows:
    - i. Circuit Court Clerk Operation and Administrative Fund - \$1.00
  - (c) \$65.00 to be remitted to the County Treasurer and distributed as follows:
    - i. Foreclosure Mediation Fee Fund - \$65.00

2. SCHEDULE 2: \$293.00 to be divided as follows:

- a. \$45.00 to be retained by the Clerk of the Circuit Court and deposited as follows:
  - (1) Court Automation Fund - \$20.00
  - (2) Court Document Storage Fund - \$20.00
  - (3) Circuit Court Clerk Operation and Administrative Fund - \$5.00
- b. \$19.00 to be remitted to the State Treasurer and distributed as follows:
  - (1) Mandatory Arbitration Fund - \$8.00
  - (2) Access to Justice Fund - \$2.00
  - (3) Supreme Court Special Purposes Fund - \$9.00
- c. \$200.00 to be remitted to the County Treasurer and distributed as follows:
  - (1) General Fund (Circuit Clerk) - \$130.00
  - (2) C.A.S.A. - \$3.00
  - (3) Court Security Fund - \$40.00
  - (4) Neutral Site Exchange - \$14.00
  - (5) Children's Waiting Room Fund - \$13.00
- d. \$29.00 to be remitted to the County Treasurer and deposited as follows:
  - (1) Neutral Site Exchange - \$8.00
  - (2) Law Library Fund - \$21.00

3. SCHEDULE 3: \$118.00 to be divided as follows:

- a. \$22.00 to be retained by the Clerk of the Circuit Court and deposited as follows:
  - (1) Court Automation Fund - \$10.00

- (2) Court Document Storage Fund - \$10.00
- (3) Circuit Court Clerk Operation and Administrative Fund - \$2.00

b. \$11.00 to be remitted to the State Treasurer and distributed as follows:

- (1) Access to Justice Fund - \$2.00
- (2) Supreme Court Special Purposes Fund - \$9.00

c. \$56.00 to be remitted to the County Treasurer and distributed as follows:

- (1) General Fund (Circuit Clerk) - \$28.00
- (2) C.A.S.A. - \$0.00
- (3) Court Security Fund - \$10.00
- (4) Neutral Site Exchange - \$8.00
- (5) Children's Waiting Room Fund - \$10.00

d. \$29.00 to be remitted to the County Treasurer and deposited as follows:

- (1) Neutral Site Exchange - \$8.00
- (2) Law Library Fund - \$21.00

4. SCHEDULE 4: \$0.00

C. The fees for filing an appearance in a civil action shall be as set forth in the schedules below in accordance with case categories established by the Illinois Supreme Court:

1. SCHEDULE 1: \$218.00 to be divided as follows:

a. \$45.00 to be retained by the Clerk of the Circuit Court and distributed as follows:

- (1) Court Automation Fund - \$20.00
- (2) Court Document Storage Fund - \$20.00
- (3) Circuit Court Clerk Operation and Administrative Fund - \$5.00

b. \$19.00 to be remitted to the State Treasurer and distributed as follows:

- (1) Mandatory Arbitration Fund - \$8.00
- (2) Access to Justice Fund - \$2.00
- (3) Supreme Court Special Purposes Fund - \$9.00

c. \$125.00 to be remitted to the County Treasurer and distributed as follows:

- (1) General Fund (Circuit Clerk) - \$61.00
- (2) C.A.S.A. - \$3.00
- (3) Court Security Fund - \$36.00
- (4) Neutral Site Exchange - \$12.00
- (5) Children's Waiting Room Fund - \$13.00

d. \$29.00 to be remitted to the County Treasurer and deposited as follows:

- (1) Neutral Site Exchange - \$8.00
- (2) Law Library Fund - \$21.00

3. SCHEDULE 2: \$138.00 to be divided as follows:

- a. \$10.00 to be retained by the Clerk of the Circuit Court and distributed as follows:
  - (1) Court Automation Fund - \$5.00
  - (2) Court Document Storage Fund - \$5.00
  - (3) Circuit Court Clerk Operation and Administrative Fund - \$0.00
- b. \$9.00 to be remitted to the State Treasurer and distributed as follows:
  - (1) Supreme Court Special Purposes Fund - \$9.00
- c. \$90.00 to be remitted to the County Treasurer and distributed as follows:
  - (1) General Fund (Circuit Clerk) - \$40.00
  - (2) C.A.S.A. - \$3.00
  - (3) Court Security Fund - \$25.00
  - (4) Neutral Site Exchange - \$12.00
  - (5) Children's Waiting Room Fund - \$10.00
- d. \$29.00 to be remitted to the County Treasurer and deposited as follows:
  - (1) Neutral Site Exchange - \$8.00
  - (2) Law Library Fund - \$21.00

D. The fees for filing a counterclaim or third party complaint in a civil action shall be as set forth in the schedules below in accordance with case categories established by the Illinois Supreme Court:

1. SCHEDULE 1: \$125.00 to be divided as follows:

- a. \$125.00 to be remitted to the County Treasurer and deposited as follows:
  - (1) General Fund (Circuit Clerk) - \$121.00
  - (2) Court Security Fund - \$4.00

2. SCHEDULE 2: \$75.00 to be divided as follows:

- a. \$75.00 to be remitted to the County Treasurer and distributed as follows:
  - (1) General Fund (Circuit Clerk) - \$69.00
  - (2) Court Security Fund - \$4.00
  - (3) Neutral Site Exchange - \$2.00

E. Except as otherwise specifically provided, the following miscellaneous fees are to be deposited in the County General Fund to be used for purposes related to the operation of the court system in the County:

- 1. Alias summons or citation: \$5.00

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|--|------------------------------|
| 2. Jury services:  | \$212.50                     |
| 3. Change of venue:  | \$40.00                      |
| 4. Petition to vacate or modify:   |                              |
| a. If filed within 30 days:  | \$50.00                      |
| b. If filed after 30 days:   | \$75.00                      |
| c. Notice sent to Secretary of State:  | \$40.00                      |
| 5. Appeals preparation:  |                              |
| a. If record is 100 pages or less:   | \$50.00                      |
| b. If record is between 100 and 200 pages:   | \$100.00                     |
| c. If record is 200 pages or more:   | Add'l fee of \$0.25 per page |
| 6. Garnishment, wage deduction, and citation proceedings:  |                              |
| a. Amount in controversy \$1,000 or less:  | \$15.00                      |
| b. Amount in controversy greater than \$1,000<br>and not more than \$5,000:  | \$30.00                      |
| c. Amount in controversy greater than \$5,000:   | \$50.00                      |
| 7. Collections:  |                              |
| a. All collections (except State and County and maintenance and child support cases): 2.5% of the amount collected and turned over   |                              |
| b. In child support and maintenance cases: \$36 annually to be deposited in the Child Support Maintenance Fund   |                              |
| c. Certifications to Secretary of State pursuant to Section 7-703 of the Family Financial Responsibility Law: \$5.00   |                              |
| d. In proceedings to foreclose a delinquent real estate tax lien the State's Attorney shall receive a fee of 10% of the total amount realized from the sale of real estate sold in the proceedings |                              |
| 8. Mailing: \$10.00 plus the cost of postage   |                              |
| 9. For each certified copy of a judgment, following the first copy: \$10.00  |                              |
| 10. Certification, authentication, and reproduction:   |                              |
| a. Each certification or authentication for taking acknowledgement of a deed or other instrument in writing with the seal of office: \$6.00  |                              |
| b. Reproduction of any document contained in the Clerk's files:  |                              |
| (1) \$2.00 for the first page  |                              |
| (2) \$0.50 per page for the next 19 pages  |                              |
| (3) \$0.25 per page for all additional pages   |                              |
| 11. For each record search, within a division or municipal district: \$6.00 for each year searched   |                              |



12. For each page of hard copy print output, when case records are maintained on an automated medium: \$6.00
13. Performing a marriage in court: \$10.00
14. For filing each deed of voluntary assignment: \$20.00; for recording a deed of voluntary assignment: \$0.50 for each 100 words
15. Expungement petition: \$60.00 and an additional fee of \$4.00 for each certified copy of an order to expunge arrest records
16. Probate filings:
  - a. For each account (other than one final account) filed in the estate of a decedent or ward: \$25.00
  - b. Filing a claim:
    - (1) Amount claimed greater than \$150 and not more than \$500: \$25.00
    - (2) Amount claimed greater than \$500 and not more than \$10,000: \$40.00
    - (3) Amount claimed greater than \$10,000: \$60.00
  - c. For filing a claim, petition, or supplemental proceeding based upon an action seeking equitable relief: \$60.00
  - d. For a jury demand: \$137.50
  - e. For each certified copy of letters of office, of court orders or other certifications: \$2.00 per page
  - f. For each exemplification: \$2.00 plus the fee for certification
17. For correction of the case number, case title, or attorney computer identification number, if required by rule of court, on any document filed in the Clerk's Office: \$25.00

F. Unpaid Fees.

1. Unless a court ordered payment schedule is implemented or the fee requirements of this Section are waived by court order, the Clerk is authorized to add to any unpaid fees and costs a delinquency amount equal to 15% of the unpaid fees that remain unpaid after 90 days.
2. Delinquency amounts collected pursuant to this provision shall be deposited into the Circuit Court Clerk Operation and Administrative Fund to defray additional administrative costs incurred by the Clerk in collecting unpaid fees and costs.

Sec. 34 – 3. Criminal Assessments.

A. Assessments shall be imposed in criminal, traffic, conservation and non-traffic matters in accordance with the schedules set forth in the Criminal and Traffic Assessment Act, 705 ILCS 135/1-5 *et seq.*, and shall be distributed as set forth herein.

B. Schedules:

1. SCHEDULE 1: Generic Felony Offenses

a. The Clerk shall collect \$549.00 and remit as follows:

- (1) \$354.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$255.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$185.00
    - ii. Court Security Fund: \$50.00
    - iii. Children's Waiting Room Fund: \$5.00
    - iv. Specialty Courts: \$15.00
  - (e) \$10.00 to the Child Advocacy Center Fund
  - (f) \$2.00 to the State's Attorney Records Automation Fund
  - (g) \$2.00 to the Public Defender Records Automation Fund
  - (h) \$20.00 to the County Jail Medical Costs Fund
  - (i) \$20.00 to the Probation and Court Services Fund
- (2) \$195.00 to the State Treasurer

2. SCHEDULE 2: Felony DUI Offenses

a. The Clerk shall collect \$1,709.00 and remit as follows:

- (1) \$399.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$300.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$230.00
    - ii. Court Security Fund: \$50.00
    - iii. Children's Waiting Room Fund: \$5.00
    - iv. Specialty Courts: \$15.00
  - (e) \$10.00 to the Child Advocacy Center Fund
  - (f) \$2.00 to the State's Attorney Records Automation Fund
  - (g) \$2.00 to the Public Defender Records Automation Fund
  - (h) \$20.00 to the County Jail Medical Costs Fund
  - (i) \$20.00 to the Probation and Court Services Fund

- (2) \$1,110.00 to the State Treasurer
- (3) \$200.00 to the treasurer of the unit of local government of the arresting agency

3. SCHEDULE 3: Felony Drug Offenses

a. The Clerk shall collect \$2,215.00 and remit as follows:

- (1) \$354.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$255.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$185.00
    - ii. Court Security Fund: \$50.00
    - iii. Children's Waiting Room Fund: \$5.00
    - iv. Specialty Courts: \$15.00
  - (e) \$10.00 to the Child Advocacy Center Fund
  - (f) \$2.00 to the State's Attorney Records Automation Fund
  - (g) \$2.00 to the Public Defender Records Automation Fund
  - (h) \$20.00 to the County Jail Medical Costs Fund
  - (i) \$20.00 to the Probation and Court Services Fund

(2) \$1,861.00 to the State Treasurer

4. SCHEDULE 4: Felony Sex Offenses

a. The Clerk shall collect \$1,314.00 and remit as follows:

- (1) \$354.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$255.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$185.00
    - ii. Court Security Fund: \$50.00
    - iii. Children's Waiting Room Fund: \$5.00
    - iv. Specialty Courts: \$15.00
  - (e) \$10.00 to the Child Advocacy Center Fund

- (f) \$2.00 to the State's Attorney Records Automation Fund
- (g) \$2.00 to the Public Defender Records Automation Fund
- (h) \$20.00 to the County Jail Medical Costs Fund
- (i) \$20.00 to the Probation and Court Services Fund

(2) \$960.00 to the State Treasurer

5. SCHEDULE 5: Generic Misdemeanor Offenses

a. The Clerk shall collect \$439.00 and remit as follows:

(1) \$282.00 to the County Treasurer who shall deposit the money as follows:

- (a) \$20.00 to the Court Automation Fund
- (b) \$20.00 to the Court Document Storage Fund
- (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
- (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
- (e) \$185.00 to the County General Fund to be distributed as follows:
  - i. General Fund (Circuit Clerk): \$115.00
  - ii. Court Security Fund: \$50.00
  - iii. Children's Waiting Room Fund: \$5.00
  - iv. Specialty Courts: \$15.00
- (f) \$10.00 to the Child Advocacy Center Fund
- (g) \$2.00 to the State's Attorney Records Automation Fund
- (h) \$2.00 to the Public Defender Records Automation Fund
- (i) \$10.00 to the County Jail Medical Costs Fund
- (j) \$20.00 to the Probation and Court Services Fund

(2) \$155.00 to the State Treasurer

(3) \$2.00 to the treasurer of the unit of local government of the arresting agency

6. SCHEDULE 6: Misdemeanor DUI Offenses

a. The Clerk shall collect \$1,381.00 and remit as follows:

(1) \$322.00 to the County Treasurer who shall deposit the money as follows:

- (a) \$20.00 to the Court Automation Fund
- (b) \$20.00 to the Court Document Storage Fund
- (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund

- (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
- (e) \$225.00 to the County General Fund to be distributed as follows:
  - i. General Fund (Circuit Clerk): \$155.00
  - ii. Court Security Fund: \$50.00
  - iii. Children's Waiting Room Fund: \$5.00
  - iv. Specialty Courts: \$15.00
- (f) \$10.00 to the Child Advocacy Center Fund
- (g) \$2.00 to the State's Attorney Records Automation Fund
- (h) \$2.00 to the Public Defender Records Automation Fund
- (i) \$10.00 to the County Jail Medical Costs Fund
- (j) \$20.00 to the Probation and Court Services Fund

(2) \$707.00 to the State Treasurer

(3) \$352.00 to the treasurer of the unit of local government of the arresting agency

#### 7. SCHEDULE 7: Misdemeanor Drug Offenses

a. The Clerk shall collect \$905.00 and remit as follows:

(1) \$282.00 to the County Treasurer who shall deposit the money as follows:

- (a) \$20.00 to the Court Automation Fund
- (b) \$20.00 to the Court Document Storage Fund
- (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
- (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
- (e) \$185.00 to the County General Fund to be distributed as follows:
  - i. General Fund (Circuit Clerk): \$115.00
  - ii. Court Security Fund: \$50.00
  - iii. Children's Waiting Room Fund: \$5.00
  - iv. Specialty Courts: \$15.00
- (f) \$10.00 to the Child Advocacy Center Fund
- (g) \$2.00 to the State's Attorney Records Automation Fund
- (h) \$2.00 to the Public Defender Records Automation Fund
- (i) \$10.00 to the County Jail Medical Costs Fund
- (j) \$20.00 to the Probation and Court Services Fund

(2) \$621.00 to the State Treasurer

(3) \$2.00 to the treasurer of the unit of local government of the arresting agency

#### 8. SCHEDULE 8: Misdemeanor Sex Offenses

a. The Clerk shall collect \$1,184.00 and remit as follows:

- (1) \$282.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
  - (e) \$185.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$115.00
    - ii. Court Security Fund: \$50.00
    - iii. Children's Waiting Room Fund: \$5.00
    - iv. Specialty Courts: \$15.00
  - (f) \$10.00 to the Child Advocacy Center Fund
  - (g) \$2.00 to the State's Attorney Records Automation Fund
  - (h) \$2.00 to the Public Defender Records Automation Fund
  - (i) \$10.00 to the County Jail Medical Costs Fund
  - (j) \$20.00 to the Probation and Court Services Fund
- (2) \$900.00 to the State Treasurer
- (3) \$2.00 to the treasurer of the unit of local government of the arresting agency

9. SCHEDULE 9: Major Traffic Offenses

a. The Clerk shall collect \$325.00 and remit as follows:

- (1) \$203.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
  - (e) \$150.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$80.00
    - ii. Court Security Fund: \$50.00
    - iii. Children's Waiting Room Fund: \$5.00
    - iv. Specialty Courts: \$15.00
- (2) \$97.00 to the State Treasurer

- (3) \$25.00 to the treasurer of the unit of local government of the arresting agency

10. SCHEDULE 10: Minor Traffic Offenses

a. The Clerk shall collect \$226.00 and remit as follows:

- (1) \$168.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
  - (e) \$115.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$60.00
    - ii. Court Security Fund: \$50.00
    - iii. Children's Waiting Room Fund: \$2.00
    - iv. Specialty Courts: \$3.00
- (2) \$46.00 to the State Treasurer
- (3) \$12.00 to the treasurer of the unit of local government of the arresting agency

11. SCHEDULE 10.5: Truck Weight and Load Offenses

a. The Clerk shall collect \$260.00 and remit as follows:

- (1) \$168.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
  - (e) \$115.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$105.00
    - ii. Court Security Fund: \$10.00
- (2) \$92.00 to the State Treasurer

12. SCHEDULE 11: Conservation Offenses

a. The Clerk shall collect \$195.00 and remit as follows:

- (1) \$168.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
  - (e) \$115.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$105.00
    - ii. Court Security Fund: \$10.00
- (2) \$25.00 to the State Treasurer
- (3) \$2.00 to the treasurer of the unit of local government of the arresting agency

13. SCHEDULE 12: Dispositions under Supreme Court Rule 529 (No Court Appearance Required Traffic Offenses)

a. The Clerk shall collect \$164.00 and remit as follows:

- (1) \$100.00 to the County Treasurer who shall deposit the money as follows:
  - (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
  - (e) \$47.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$37.00
    - ii. Court Security Fund: \$10.00
- (2) \$14.00 to the State Treasurer
- (3) \$50.00 to the treasurer of the unit of local government of the arresting agency

14. SCHEDULE 13: Petty Offense, Business Offense, or Non-Traffic Ordinance Violation

a. The Clerk shall collect \$100.00 and remit as follows:

- (1) \$75.00 to the County Treasurer who shall deposit the money as follows:



- (a) \$20.00 to the Court Automation Fund
  - (b) \$20.00 to the Court Document Storage Fund
  - (c) \$5.00 to the Circuit Court Clerk Operation and Administrative Fund
  - (d) \$8.00 to the Circuit Court Clerk Electronic Citation Fund
  - (e) \$22.00 to the County General Fund to be distributed as follows:
    - i. General Fund (Circuit Clerk): \$12.00
    - ii. Court Security Fund: \$10.00
- (2) \$25.00 to the treasurer of the unit of local government of the arresting agency

C. Unpaid Assessments.

1. Unless a court ordered payment schedule is implemented or the assessment requirements of this Section are waived by court order, the Clerk is authorized to add to any unpaid assessments a delinquency amount equal to 15% of the unpaid assessments that remain unpaid after 90 days.
2. Delinquency amounts collected pursuant to this provision shall be deposited into the Circuit Court Clerk Operation and Administrative Fund to defray additional administrative costs incurred by the Clerk in collecting unpaid assessments.

**BE IT FURTHER ORDAINED**, that this Ordinance shall be effective on July 1, 2019.

**BE IT FURTHER ORDAINED**, that the Clerk of the County Board is hereby authorized and directed to prepare and deliver certified copies of this Ordinance to the Clerk of the Circuit Court, the Chief Judge of the Seventeenth Judicial Circuit, and the Winnebago County Bar Association.

Respectfully submitted,  
**FINANCE COMMITTEE**

**AGREE**

**DISAGREE**

\_\_\_\_\_  
Jaime Salgado, Chairman

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Jaime Salgado, Chairman

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Burt Gerl

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Burt Gerl

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Joe Hoffman

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Joe Hoffman

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Steve Schultz

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Steve Schultz

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Dave Boomer

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Dave Boomer

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Dave Fiduccia

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Dave Fiduccia

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Keith McDonald

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Keith McDonald

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2019 by the County Board of the County of Winnebago, Illinois.

\_\_\_\_\_  
Frank Haney  
Chairman of the County Board  
of the County of Winnebago, Illinois

Attested by:

\_\_\_\_\_  
Lori Gummow  
Clerk of the County Board  
of the County of Winnebago, Illinois

Ayes: \_\_\_\_\_ Nays: \_\_\_\_\_ Absent: \_\_\_\_\_