

Illinois Statutes Related to Criminal Justice Financial Obligations for Criminal and Traffic Court

Illinois Statute	Statute Description	Amount (\$)	Type of CJFO	Mandatory or Discretionary	Level of Offense (Felony, Misdemeanor, or Traffic)
705 ILCS 105/27.1a(w)	Base filing fees	Felony = \$40 - \$100 Misdemeanor = \$25 - \$75 Petty offense = \$25 - \$75 Minor traffic= \$10	Fee	Mandatory	Felony, Misdemeanor, Petty, Traffic
720 ILCS 570/411.2(a)(1)	Assessment for Class X felony	\$3,000	Fine	Mandatory	Felony
720 ILCS 570/411.2(a)(2)	Assessment for Class 1 felony	\$2,000	Fine	Mandatory	Felony
720 ILCS 570/411.2(a)(3)	Assessment for Class 2 felony	\$1,000	Fine	Mandatory	Felony
720 ILCS 570/411.2(a)(4)	Assessment for Class 3 or 4 felony	\$500	Fine	Mandatory	Felony
725 ILCS 175/5(a)	Fine for narcotics racketeering	\$0-\$250,000	Fine	Mandatory	Felony
730 ILCS 5/5-4.5-50	Fine for all felonies	\$0-\$25,000 or up to \$50,000 if offender is a corporation	Fine	Discretionary	Felony
730 ILCS 5/5-9-1.3(a)	Fine for felony theft, deceptive practices	\$25,000 or twice the value of property stolen, whichever is greater	Fine	Discretionary	Felony
730 ILCS 5/5-9-1.3(b)	Fine for felony theft against any unit of local government or school district	\$25,000 or treble the value of property stolen, whichever is greater	Fine	Discretionary	Felony
55 ILCS 5/4-2002.1(a)	State's Attorney fees in counties with 3 million or more inhabitants	\$60 convictions that result in imprisonment \$20 for preliminary exams \$100 change of venue for appeals \$50 per day employed in the trial of a case	Fee	Discretionary	All

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		<p>\$20 for circuit court to inquire into alleged mental illness of each defendant</p> <p>\$50 for each day employed in hearing of case of habeas corpus</p>			
55 ILCS 5/4-2002(a)	State's Attorney fees in counties with 3 million or more inhabitants	<p>\$30 convictions that result in imprisonment</p> <p>\$15 for conviction in other cases tried before circuit court judge, unless it is assigned to an associate judge (\$10)</p> <p>\$10 for preliminary exams</p> <p>\$50 change of venue for appeals</p> <p>\$25 per day employed in the trial of a case</p> <p>\$10 for circuit court to inquire into alleged mental illness of each defendant</p> <p>\$25 for each day employed in hearing case of habeas corpus</p> <p>\$10 for each violation of Criminal Code of 1961 or 2012 and the Illinois Vehicle Code in which defendant pleads guilty, defendant has stipulated to the facts supporting the charge, or there's a finding of guilt</p> <p>\$2 for the State's Attorney's office for establishing and maintaining automated record keeping systems</p>	Fee	Discretionary	All

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		designated for the State's Attorney Records Automation Fund			
720 ILCS 570/411.2(a)(5)	Assessment for Class A misdemeanor	\$300	Fine	Mandatory	Misdemeanor
720 ILCS 570/411.2(a)(6)	Assessment for Class B or C misdemeanor	\$200	Fine	Mandatory	Misdemeanor
730 ILCS 5/5-4.5-55(e)	Fine for Class A misdemeanor	\$0-\$2,500	Fine	Discretionary	Misdemeanor
730 ILCS 5/5-4.5-60	Fine for Class B misdemeanor	\$0-\$1,500	Fine	Discretionary	Misdemeanor
730 ILCS 5/5-4.5-65	Fine for Class C misdemeanor	\$0-\$1,500	Fine	Discretionary	Misdemeanor
730 ILCS 5/5-4.5-75	Fine for petty offense	\$0-\$1,000	Fine	Discretionary	Misdemeanor
730 ILCS 5/5-6-1(l)	Fee for violating Illinois Vehicle Code or local ordinance when disposition is probation	\$29+\$6 Clerk fee Collected as part of the Clerks of Courts Act: \$5.50 of the \$6 is deposited into the Circuit Court Clerk Operation and Administrative Fund; \$0.50 is deposited into the Prisoner Review Board Vehicle and Equipment Fund in the State treasury.	Fee	Mandatory	Traffic
730 ILCS 6/6-6-1(m) See also 625 ILCS 5/16-104d in the Illinois Vehicle Code	Additional fee for a serious traffic violation (defined in Section 1-187.001 of the Illinois Vehicle Code), a violation of Section 11-501 of the Illinois Vehicle Code, or a violation of a similar provision of local ordinance	\$35 \$15 deposited into the Fire Prevention Fund in the State treasury \$15 into the Fire Truck Revolving Loan Fund in the State treasury \$5 deposited into the circuit Court Clerk Operation and Administrative Fund	Fee	Mandatory	Traffic
730 ILCS 5/5-9-1.9(b)	DUI analysis fee	\$150	Fee	Mandatory (waived for inability to pay)	Traffic

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730 ILCS 5/5-9-1.9(c)	DUI analysis fee for minors	\$150	Fee	Mandatory (waived for inability to pay)	Traffic
730 ILCS 5/5-9-1.18	Roadside Memorial Fund	\$50	Fee	Discretionary	Traffic
625 ILCS 5/6-206.1(a)	Monitoring device driving permit	\$30 per month	Fee	Mandatory	Traffic
730 ILCS 5/5-9.17	Additional fine to fund expungement of juvenile records	\$30	Fine	Mandatory	All
730 ILCS 5/5-9-1.19 ^W	For those convicted of a crime who was, at the time of the commission of the crime, a streetgang member, as defined, in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act	\$100 Disbursed to the State Police Streetgang-Related Crime Fund disbursed by the State treasury \$5 to Circuit Court Clerk Operation and Administrative Fund	Fine	Discretionary	All
730 ILCS 5/5-9-1(c)	Additional fine imposed during sentencing—fines go towards: LEADS Maintenance Fund (\$1), Law Enforcement Camera Grant Fund (\$3), Traffic and Criminal Conviction Surcharge Fund (remaining)	\$15 for every \$40, or fraction thereof, of fine imposed	Fine	Mandatory	All (except related to parking or registration or pedestrian offense)
730 ILCS 5/5-9-1(c-5) ^W	Additional fee imposed for any person convicted or receiving an order of supervision for DUI, in addition to fines imposed in subsection (c)	\$100	Fee	Mandatory	Misdemeanor and Felony
730 ILCS 5/5-9-1(c-7) ^W	Additional fee imposed for any person convicted or receiving an order of supervision for DUI, in addition to fines imposed in subsection (c)	\$5 Partially funds Spinal Cord Injury Paralysis Cure Research Trust Fund	Fee	Mandatory	All
730 ILCS 5/5-9-1.1(a)	Fine for drug related offense involving possession or delivery of cannabis or controlled substance (except methamphetamine)	No less than the full street value of the cannabis or controlled substance(s) seized	Fine	Mandatory	All

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730 ILCS 5/5-9-1.1(b)	Fine imposed for drug-related offenses in addition to other penalties under subsection (a)	\$100 Funds for Trauma Center Fund	Fine	Mandatory	All
730 ILCS 5/5-9-1.1(c)	Fee imposed for drug-related offenses, in addition to other penalties imposed under subsection (a)	\$5 Funds for Spinal Cord Injury Paralysis Cure Research Trust Fund	Fee	Mandatory	All
730 ILCS 5/5-9-1.1(d)	Fee imposed for drug-related offense involving possession or delivery of cannabis (Cannabis Control Act), or controlled substances (Illinois Controlled Substances Act), or methamphetamine (Methamphetamine Control and community Protection Act), in addition to other penalties imposed under subsection (a)	\$50 Funds for Performance-enhancing Substance Testing Fund	Fee	Mandatory **inoperative after June 30, 2011	All
730 ILCS 5/5-9-1.1(e)	Assessment imposed for drug-related offenses, in addition to other penalties imposed under subsection (a)	\$25 Assessed and deposited into the Criminal Justice Information Projects Fund, which is then administered to, and appropriated by the Illinois Criminal Justice Information Authority for funding of drug task forces and Metropolitan Enforcement Groups	Assessment	Mandatory	All
730 ILCS 5/5-9-1.1(f)	Assessment imposed for drug-related offenses, in addition to other penalties imposed under subsection (a)	\$40 90% of the \$40 goes to the Prescription Pill and Drug Disposal Fund (PPDDF); 5% for use by the Illinois Criminal Justice Information Authority for costs associated with grant-making for the PPDDF; 5% to Circuit Court Clerk Operation and Administrative Fund for costs	Assessment	Mandatory	All

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		associated with administering this subsection.			
730 ILCS 5/5-9-1.1-5(a)	Fine for methamphetamine-related offenses involving possession or delivery of methamphetamine or any salt of an optical isomer of methamphetamine, or possession of methamphetamine manufacturing materials	No less than full “street value” of methamphetamine, salt of an optical isomer of methamphetamine, or methamphetamine manufacturing materials seized	Fine	Mandatory	All
730 ILCS 5/5-9-1.1-5(b)	Fine imposed for methamphetamine-related offense, in addition to other penalties imposed under subsection (a)	\$100 Funds the Methamphetamine Law Enforcement Fund	Fine	Mandatory	All
730 ILCS 5/5-9-1.4(b)	Fee for crime laboratory analysis (violation of the Cannabis Control Act, Illinois Controlled Substances Act, Methamphetamine Control and Community Act, or Steroid Control Act)	\$100 for each offense	Fee	Mandatory	All
730 ILCS 5/5-9-1.4(c)	Fee for crime laboratory analysis for juveniles (if offense committed by an adult would constitute a violation of the Cannabis Control Act, Illinois Controlled Substances Act, Methamphetamine Control and Community Act, or Steroid Control Act)	\$100 for each adjudication	Fee	Mandatory	All
730 ILCS 5/5-9-1.5	Fine for domestic violence offenses	\$200	Fine	Mandatory	All
730 ILCS 5/5-9-1.6 [¥]	Fine for domestic battery offense—added penalty imposed	\$10 90% funds the Domestic Violence Shelter and Service Fund	Fine	Mandatory	All
730 ILCS 5/5-9-1.7(b) [¥]	Fine for sexual assault	\$200	Fine	Mandatory	All

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720 ILCS 5/11-20.1(7)(c)	Various violations under this statute and subsection relate to the type of felony class and mandatory minimum and maximum fines. This is also dependent upon whether there is film, videotape, or other moving depiction that violates subsection (a)	<p>Class 1 felony--\$2,000 to \$100,000 (violation of ¶ 1, 4, 5, or 7)—no film/video/moving depiction Class X felony----\$2,000 to \$100,000 (violation of ¶ 1, 4, 5, or 7) involves film/video/moving depiction</p> <p>Class 1 felony--\$1,500 to \$100,000 for violation of ¶ 3, no film/video/moving depiction Class X felony--\$1,500 to \$100,000 for violation of ¶ 3, involves film/video/moving depiction</p> <p>Class 1 felony--\$1,000 to \$100,000 for violation of ¶ 2, no film/video/moving depiction Class X felony--\$1,000 to \$100,000 for violation of ¶ 2, involves film/video/moving depiction</p> <p>Class 3 felony--\$1,000 to \$100,000 for violation of ¶ 6, no film/video/moving depiction Class 2 felony--\$1,000 to \$100,000 for violation of ¶ 6, involves film/video/moving depiction</p>	Fine	Mandatory	Felony
720 ILCS 5/11-20.1(7)(c-5)	Fine where the child depicted is under the age of 13 and in violation of paragraphs 1, 2, 3, 4, 5, or 7 of subsection (a)	<p>Class X felony--\$2,000 to \$100,000</p> <p>Class 2 felony--\$1,000 to \$100,000 for violation of ¶ 6</p> <p>Class X felony—with previous conviction (9 years imprisonment), \$2,000 to \$100,000</p>	Fine	Mandatory	All
730 ILCS 5/5-9-1.11(a)	Fine for violating an order of protection	\$20	Fine	Mandatory	All

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730 ILCS 5/509-1.10 ^{WY}	Additional fines—added penalty imposed in sentencing for a violation of Sections 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or the Criminal Code of 2012	\$100 Funds for Trauma Center Fund	Fine	Mandatory	All
730 ILCS 5/5-9-1.12 ^Y	Fine imposed for person convicted of the offense of arson, residential arson, or aggravated arson, in addition to any other penalty imposed	\$500 90% provides funds to the Fire Prevention Fund	Fine	Mandatory	All
730 ILCS 5/5-9-1.15 ^Y	Additional fine imposed for a sex offense defined in Section 2 of the Sex Offender Registration Act	\$500 90% to the Sex Offender Investigation Fund	Fine	Mandatory	All
730 ILCS 5/5-9-1.16	Added penalty imposed in sentencing for a violation of an order of protection under Section 12-3.4 or 12-30 of the Criminal Code of 1961 or the criminal Code of 2012	Not less than \$200	Fine	Mandatory	All
730 ILCS 5/5-9-1.13	Fee for transfer to other states for persons subject to conditions of probation, parole, or mandatory supervised release subject to the Interstate Compact for Adult Offender Supervision	\$125 + payment of any awarded restitution	Fee	Mandatory	All
725 ILCS 5/113-3.1; Ill. Sup. Ct. Rule 299	Fee for court-appointed counsel	Defendant shall pay no more than \$500 for a misdemeanor, (Supreme Court rule 299 sets a maximum of \$750), \$5,000 for a felony, or \$2,500 for appealing conviction of any class offense	Fee	Discretionary	All
730 ILCS 5/5-6-3(i-5)	Additional supervision fee for felony sex offenses	General additional fees for treatment, assessment, evaluation for risk, monitoring Fees assessed by court or probation	Fee	Mandatory	Felony

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730 ILCS 5/5-6-3(i-5)	Additional fees for other “sexually motivated” offenses	Additional fees for costs of treatment, assessment, evaluation for risk and treatment, and monitoring Fees assessed by court or probation	Fee	Mandatory	Misdemeanor
730 ILCS 5/5-6-3(b)(10)(iv)	Fee for defendants under home confinement for alcohol, cannabis, or controlled substance violations	“Reasonable fee” for each day of device use “Reasonable fee” determined by county board with concurrence of Chief Judge of judicial circuit	Fee	Mandatory	All
730 ILCS 5/5-6-3(g)	Fee for defendants on probation under mandatory drug/alcohol testing or monitoring device	“Reasonable fee” for each day of device use, as determined by county board with concurrence of Chief Judge of judicial circuit	Fee	Mandatory	All
730 ILCS 5/5-6-3(i)	Condition of probation--Fee for probation supervision	\$50 per month of probation or conditional discharge supervision or supervised community service	Fee	Mandatory	All
730 ILCS 5/5-7-1(g)	Costs incidental to offender sentenced to periodic imprisonment for offender undergoing mandatory drug/alcohol testing or on electronic monitoring device	“Reasonable fees” incidental to mandatory drug/alcohol testing and to electronic monitoring device—in accordance with the defendant’s ability to pay, as determined by county board with concurrence of Chief Judge of judicial circuit	Fee	Mandatory	All
730 ILCS 5/5-6-3(v)	Fee for individuals convicted of offenses other than drug/alcohol who are placed on approved monitoring device as condition of probation or conditional discharge	“Reasonable fee” for each day of device use, as determined by county board with concurrence of Chief Judge of judicial circuit	Fee	Mandatory	All
730 ILCS 5/5-6-3(a)(7)*	Conditions of probation for over 17 year old in a county of 3,000,000+—educational courses toward high school diploma, high school diploma equivalency and vocational training	Cost of courses**	Fee	Mandatory	Felony and Misdemeanor
725 ILCS 5/110-7(f)	Once the conditions of the bail bond have been performed and	Court retains 10% of bond as “bail” bond costs, but not less than \$25.	Fee	\$5 minimum is mandatory;	Any offense where bond is assessed.

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	accused discharged, clerk of the court gives back 90% of the bail unless court orders otherwise.	5% minimum; otherwise 10% of bond; limited to \$100 maximum in counties with populations under 3,000,000		10%, when in excess of \$5, discretionary, but will be taken unless the court orders the clerk NOT to.	
725 ILCS 5/124A- 10	Creates a lien on the property, both real and personal, of every offender, at least so far as to pay the fine and costs of prosecution.	The clerk of the court can charge a late payment of 5% after 30 days, 10% after 60 days and 15% after 90 days. After 90 days, this may be released to credit reporting agencies.	Lien	Discretionary	All
730 ILCS 5/5-9-3	An additional cost to an individual if s/he has defaulted in paying a court cost, fine, or fee.	State's Attorney may request 30% of delinquent amount, plus interest	Fee	Discretionary	All

*These State's attorney fees only apply to counties with under 3,000,000 population

**May be required by the sentencing court to attend educational courses for high school diploma or equivalency or to work toward vocational training approved by the court if individual has not been previously convicted of a felony or misdemeanor. Does not apply to those who have attained a high school diploma or equivalency. Does not apply to a person with a developmental disability or mentally incapable of completing educational courses.

¥ 10% of the fine or fee is retained for the circuit clerk for costs related to administering and enforcing that subsection

¥¥ 2.5% of the fine or fee is retained to defray administrative costs incurred by the clerk