

State of Illinois
Supreme Court

At a Term of the Supreme Court, begun and held in Springfield, on Monday, the 11th day of January, 2021.

Present: Anne M. Burke, Chief Justice

Justice Rita B. Garman

Justice P. Scott Neville, Jr.

Justice David K. Overstreet

Justice Mary Jane Theis

Justice Michael J. Burke

Justice Robert L. Carter

M.R. 30733

In re: Illinois Supreme Court Statutory Court Fees Task Force

Order

The Illinois Supreme Court Statutory Court Fees Task Force shall conduct a thorough review of the various statutory fees imposed or assessed on criminal defendants and civil litigants. The Task Force shall also review and study the implementation and impact of the Criminal and Traffic Assessment Act (705 ILCS 135/1-1 et seq.) and Section 27.1b of the Clerk of Courts Act (705 ILCS 105/27.1b), including the associated Supreme Court Rules and Administrative Orders on civil and criminal assessments.

The Task Force shall hold its first meeting within sixty (60) days of the filing of this order. The Task Force shall issue a report of its findings and recommendations to the Supreme Court and the General Assembly within one (1) year of the filing of this order.

Effective immediately and until further order of the Court, the following individuals are appointed members of the Illinois Supreme Court Statutory Court Fees Task Force:

Steven F. Pflaum
Neal, Gerber and Eisenberg LLP
2 North LaSalle Street, Suite 1700
Chicago, Illinois 60602-3801

Hon. Thomas M. Donnelly
Associate Judge
Circuit Court of Cook County
50 West Washington Street, Room 1409
Chicago, Illinois 60602

Hon. Leroy K. Martin, Jr.
Appellate Court Justice
First District Appellate Court
160 North LaSalle Street, N-1607
Chicago, Illinois 60601

Adam R. Vaught
Hinshaw and Culbertson LLP
151 North Franklin Street, Suite 2500
Chicago, Illinois 60606

Hon. Elizabeth A. Robb (Ret.)
Normal, Illinois 61761

Hon. Michael A. Fiello
Associate Judge
First Judicial Circuit
Jackson County Courthouse
P.O. Box 388
Murphysboro, Illinois 62966

Hon. Eugene G. Doherty
Chief Judge
Seventeenth Judicial Circuit
Winnebago County Courthouse
400 West State Street, Room 215
Rockford, Illinois 61101

Four members of the Illinois General Assembly, appointed as follows:

- One member appointed by the Speaker of the House of Representatives;
- One member appointed by the Minority Leader of the House of Representatives;
- One member appointed by the Senate President;
- One member appointed by the Senate Minority Leader.

Two members appointed by the Governor;

Two members appointed by the President of the Illinois Association of Circuit Court Clerks;

Effective immediately and until further order of the Court, Steven F. Pflaum is appointed chairperson of the Task Force.

The Administrative Office of the Illinois Courts shall provide administrative support to the Task Force.

Each department, agency, board, or authority of the State or any unit of local government shall provide records and other information to the Task Force as requested by the Task Force to carry out its duties, provided that the Task Force and the provider of such information shall make appropriate arrangements to ensure that the provision of information to the Task Force does not violate any applicable laws.

Not later than April 30, 2021, the clerk of each circuit court shall submit to the Administrative Office of the Illinois Courts a report for the period January 1, 2020 through December 31, 2020, and, not later than August 31, 2021, a report for the period of January 1, 2021 through June 30, 2021. The reports shall contain, with respect to each of the four (4) categories of civil cases established by Section 27.1b of the Clerk of Courts Act:

1. the total number of civil cases that were filed;
2. the total amount of filing fees that were collected pursuant to subsection (a) of Section 27.1b of the Clerk of Courts Act;
3. the total amount of appearance fees that were collected pursuant to subsection (b) of Section 27.1b of the Clerk of Courts Act;
4. the amount of fees collected pursuant to subsection (b-5) of Section 27.1b of the Clerk of Courts Act;
5. the amount of filing fees collected for counterclaims or third-party complaints pursuant to subsection (c) of Section 27.1b of the Clerk of Courts Act;
6. the nature and amount of any fees collected pursuant to subsection (y) of Section 27.1b of the Clerk of Courts Act; and
7. the number of cases for which, pursuant to Section 5-105 of the Code of Civil Procedure, there were waivers of fees, costs, and charges of 25%, 50%, 75%, or

100%, respectively, and the associated amount of fees, costs, and charges that were waived.

The reports shall also contain, with respect to the Criminal and Traffic Assessment Act:

1. the total number of cases filed in the following categories: total felony cases; felony driving under the influence of alcohol, drugs, or a combination thereof; cases that contain at least one count of driving under the influence of alcohol, drugs, or a combination thereof; felony cases that contain at least one count of a drug offense; felony cases that contain at least one count of a sex offense; total misdemeanor cases; misdemeanor driving under the influence of alcohol, drugs, or a combination thereof cases; misdemeanor cases that contain at least one count of a drug offense; misdemeanor cases that contain at least one count of a sex offense; total traffic offense counts; traffic offense counts of a misdemeanor offense under the Illinois Vehicle Code; traffic offense counts of an overweight offense under the Illinois Vehicle Code; traffic offense counts that are satisfied under Supreme Court Rule 529; conservation cases; and ordinance cases that do not contain an offense under the Illinois Vehicle Code;

2. the following for each schedule referenced in Sections 15-5 through 15-70 of the Criminal and Traffic Assessment Act: the number of offenses for which assessments were imposed; the amount of any fines imposed in addition to assessments; the number and amount of conditional assessments ordered pursuant to Section 15-70; and for 25%, 50%, 75%, and 100% waivers, respectively, the number of offenses for which waivers were granted and the associated amount of assessments that were waived; and

3. the following for each schedule referenced in Sections 15-5 through 15-70 of the Criminal and Traffic Assessment Act: the number of offenses for which assessments were collected; the number of offenses for which fines were collected and the amount collected; and how much was disbursed to each fund under the disbursement requirements for each schedule defined in Section 15-5.

Order entered by the Court.



IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of said Supreme Court, in Springfield, in said State, this 5th day of March, 2021.

Carolyn Taft Gusboell Clerk,
Supreme Court of the State of Illinois

FILED
March 5, 2021
SUPREME COURT
CLERK