R-2010-0805

OGLE COUNTY BOARD
RESOLUTION
Re: Enacting Fee to Support Ogle County Drug Court

WHEREAS, 55 ILCS 5/5-1101(f) provides, in pertinent part, that in each County in which a Drug Court program has been created, a County may adopt a mandatory fee of up to $5.00 to be assessed pursuant to statute; and

WHEREAS, 55 ILCS 5/5-1101(f) further provides that assessments collected by the Clerk of the Circuit Court pursuant to statute and ordinance or resolution must be deposited into an account specifically for the operation and administration of a Drug Court program; and

WHEREAS, 55 ILCS 5/5-1101(f) further provides that the Clerk of the Circuit Court shall collect the fees to the Drug Court program monthly, less 5%, which is to be retained as fee income to the Office of the Clerk of the Circuit Court; and

WHEREAS, 55 ILCS 5/5-1101(f) further provides that the fees collected are to be paid as follows:

1. A fee of up to $5.00 paid by the defendant on a judgment of guilty or grant of supervision for violation of the Illinois Vehicle Code or violations of similar provisions contained in County or municipal ordinances committed in the County;

2. A fee of up to $5.00 paid by the defendant on a judgment of guilty or grant of supervision under Section 5-9-1 of the Unified Code of Corrections for a felony; for a Class A, Class B, or Class C misdemeanor; for a petty offense and for a business offense; and

WHEREAS, there presently exists in Ogle County a program, known as the Ogle County Drug Court, whose program and goals the Ogle County Board Supports.

NOW, THEREFORE, BE IT *RESOLVED,* by the County of Ogle, that a mandatory fee of $5.00 is hereby established and assessed pursuant to 55 ILCS 5/5-1101(f); and

BE IT FURTHER *RESOLVED*, by the County of Ogle, that the assessments collected by the Clerk of the Circuit Court pursuant to statute and this resolution shall be deposited into an account maintained by the Ogle County Treasurer specifically for the operation and administration of the Drug Court; and

BE IT FURTHER *RESOLVED*, by the County of Ogle, that the Clerk of the Circuit Court shall collect the fees to the Drug Court program monthly, less 5%, which is to be retained into the Circuit Court Clerk Operation and Administrative Fund; and

BE IT FURTHER *RESOLVED,* by the County of Ogle, that the fees collected are to be paid as follows:

1. A fee of up to $5.00 paid by the defendant on a judgment of guilty or grant of supervision for violation of the Illinois Vehicle Code or violations of similar provisions contained in County or municipal ordinances committed in the County;

2. A fee of up to $5.00 paid by the defendant on a judgment of guilty or grant of supervision under Section 5-9-1 of the Unified Code of Corrections for a felony; for a Class A, Class B, or Class C misdemeanor; for a petty offense and for a business offense; and

BE IT FURTHER *RESOLVED*, by the County of Ogle, that the effective date of the provisions of this *Resolution* shall be September 1, 2010.

Done in open meeting this 17th day of August, 2010.

W. Ed Rice

Ed Rice
County Board Chairman

OGLE COUNTY CLERK * OGLE COUNTY, ILLINOIS *

ATTEST:

Rebecca Huntley

Rebecca Huntley
County Clerk