

11/11/11

GENERAL ORDER 11-13
This Order supersedes General Order 11-02.

In Re: Failure to Appear Warrants, Additional Fee

IT IS HEREBY ORDERED THAT:

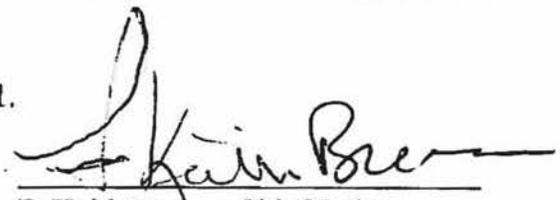
Clerk	Shirley S. ... Kane County, IL	Court	13
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Pursuant to 725 ILCS 5/110-7 (i) amended effective January 1, 2011, any person who fails to appear in court on a required date for a violation of the Criminal Code of 1961 (725 ILCS 5/1-1. et seq.), the Illinois Vehicle Code (625 ILCS 5/1-100), the Wildlife Code (520 ILCS 5/1.1 et seq.), the Fish and Aquatic Life Code (515 ILCS 5/1-1. et seq.), the Child Passenger Protection Act (625 ILCS 25/1. et seq.) or a comparable offense of a unit of local government as specified in Supreme Court Rule 551. If the accused does not appear in court on the date set for appearance or any date to which the case may be continued, and the court issues an arrest warrant for the accused based upon his or her admission to bail, they shall be assessed a fee of \$75.00. The fee shall be collected by the Clerk of the Court who shall remit \$5.00 of the fee assessed to the Circuit Court Clerk Operation and Administrative Fund and \$70.00 to the arresting agency as provided by law.

2. The name of the arresting agency shall be noted on the Failure to Appear Warrant, or other document designating the arresting agency, the name of the arrestee, case number, and shall be sent to the Clerk of the Court of the issuing county.
3. The term "accused" is defined as any person accused of a Failure to Appear in both pre and post judgment warrants in any of the above cited statutes.
4. The said fee is neither a condition of bond nor a "bond fee" pursuant to 725 ILCS 5/110-7 (b) therefore, payment is not a prerequisite to release on bond, and shall not be a condition of release.
5. The fee is waived if the accused appears before the court prior to the service of the "Failure to Appear" warrant.
6. The fee is not applicable if the arrest is made by a law enforcement officer in a foreign state.

ENTERED this 11th day of May, 2011.


 F. Keith Brown, Chief Judge