

DISTRIBUTION

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- County Administrator (2)
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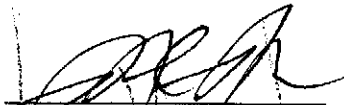
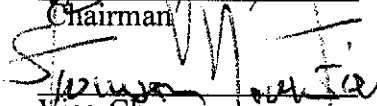
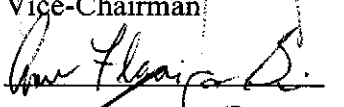
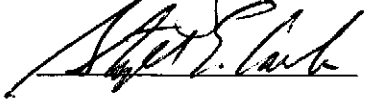


STATE OF ILLINOIS)
) SS
 COUNTY OF LAKE)

COUNTY BOARD, LAKE COUNTY, ILLINOIS
 ADJOURNED REGULAR JUNE, A.D., 2005 SESSION
 JULY 12, A.D., 2005

MADAM CHAIRMAN AND MEMBERS OF THE COUNTY BOARD:

Your Financial and Administrative Committee presents herewith an Ordinance, adopting the Therapeutic Intensive Monitoring Court Fee; and requests its adoption.

Respectfully submitted,

	Aye	Nay
 Chairman	X	_____
 Vice-Chairman	X	_____
	✓	_____
	✓	_____
		_____
		_____

Financial & Administrative Committee

**AN ORDINANCE PROVIDING FOR THE
THERAPEUTIC INTENSIVE MONITORING COURT FEE**

WHEREAS, the Illinois Unified Code of Corrections provides that an offender who is sentenced to probation or conditional discharge and who undergoes mandatory drug or alcohol testing, or both, during these relative periods, shall pay the costs incidental to such mandatory drug or alcohol testing, or both (730 ILCS 5/5-6-3(g)); and

WHEREAS, the Illinois Unified Code of Corrections further provides that the County Board shall establish reasonable fees, with the concurrence of the Chief Judge, for the costs of maintenance, testing and incidental expenses related to post-sentencing mandatory drug and alcohol testing; and

WHEREAS, on November 14, 2000, this County Board established a flat fee to be assessed for drug and alcohol testing based on the average number of tests for the level of supervision ordered, and with the concurrence of the Chief Judge, this County Board ordered that the flat fee be collected at the time the offender is placed on probation; and

WHEREAS, the County Board and Chief Judge have subsequently established the Therapeutic Intensive Monitoring Court (TIM Court) to address the needs of offenders needing intensive therapy for drug addiction; and

WHEREAS, testing for offenders in the TIM Court program will cover a broader range of substances with greater frequency than is currently provided for other offenders; and

WHEREAS, costs of testing for offenders in TIM Court will be greater than the flat fee established by this County Board with the concurrence of the Chief Judge on November 14, 2000.

NOW, THEREFORE, BE IT ORDAINED, by this County Board of the County of Lake, Illinois that:

SECTION 1. Pursuant to 730 ILCS 5/5-6-3(g), costs of mandatory drug or alcohol testing shall be assessed against each offender sentenced in TIM Court, at the time of sentencing, as provided in the following fee schedule:

- (a) Urine Drug Screening Tests - Flat fee of \$300 for each offender sentenced in TIM Court.
- (b) The fee shall be assessed in accordance with the offender's ability to pay.

SECTION 2. The Clerk of the Circuit Court of Lake County, Illinois is hereby authorized and directed to collect fees in accordance with Section 1 of this Ordinance.

SECTION 3. The Clerk of the Circuit Court shall remit the fees referenced in Section 1 of this Ordinance to the Lake County Treasurer who is authorized and directed to deposit to the fees in the County's working cash fund for general corporate purposes.

SECTION 4. The fees referenced in Section 1 of this Ordinance shall be used to finance the costs of drug and alcohol testing for offenders in the TIM Court program.

SECTION 5. This Ordinance shall take effect on August 1, 2005.

SECTION 6. The Clerk of the Circuit Court shall commence collection of the fees referenced in Section 1 of this Ordinance on August 1, 2005

SECTION 7. The Lake County Clerk shall prepare and deliver a certified copy of this Ordinance to the Chief Judge of the 19th Judicial Circuit, the Circuit Court Clerk, the Lake County Treasurer, the County Administrator, the State's Attorney and the Public Defender.

DATED at WAUKEGAN, LAKE COUNTY, ILLINOIS this 12th day of July, 2005.

SUZI SCHMIDT
COUNTY BOARD CHAIRMAN

ATTEST:

WILLARD HELANDER
LAKE COUNTY CLERK