

ADMINISTRATIVE ORDER NO. 2009-10
22nd JUDICIAL CIRCUIT
McHENRY COUNTY, ILLINIOS

ORDER ESTABLISHING THE DOMESTIC VIOLENCE SURVEILLANCE FUND

WHEREAS, the Illinois General Assembly has amended 730 ILCS 5/5-8A-7, which provides courts with the authority to order electronic surveillance for a violation of an Order of Protection and to use the best available technology which must have real-time and interactive capabilities to facilitate the following objectives:

- (1) Immediate notification to the supervising authority of a breach of a court ordered exclusion zone;
- (2) Notification of the breach to the offender; and
- (3) Communication between the supervising authority, law enforcement, and the victim, regarding the breach.

WHEREAS, the Illinois General Assembly has amended 730 ILCS 5/5-9-1.16, in which there shall be added to every penalty imposed in sentencing for a violation of an Order of Protection under Section 12-30 of the Criminal Code of 1961 an additional fee to be set in an amount not less than \$200 to be imposed upon a plea of guilty or finding of guilty resulting in a judgment of conviction;

THEREFORE, IT IS ORDERED effective January 4, 2010, that a Domestic Violence Program Fee shall be established in the amount of \$250.00. This fee shall be imposed upon sentencing for a violation of an Order of Protection. Said fee shall be imposed upon pleas of guilty or finding of guilt resulting in a judgment of conviction, or as a condition of pretrial release;

IT IS FURTHER ORDERED that the Clerk of the 22nd Circuit Court shall collect said fee in addition to the fine, if any, and costs in the case;

IT IS FURTHER ORDERED that the Clerk of the 22nd Circuit Court shall pay all monies collected from this fee to the County Treasurer for deposit into the Probation and Court Services fund, pursuant to Section 15.1 of the Probation and Probations Officers Act. The Circuit Clerk shall retain 10% of such fee and deposit that percentage into the Circuit Court Clerk Operation and Administrative Fund to cover the costs incurred in administering and enforcing this Order.

IT IS FURTHER ORDERED that the McHenry County Department of Probation and Court Services is hereby authorized to levy and collect a reasonable fee to cover the daily operating costs of the Domestic Violence Surveillance Program, global positioning tracking system. Said fee shall be deposited into the Probation Fee Account and be used to pay costs associated with the monitoring of individuals placed into the program.

DATED: December 10, 2009

ENTERED: Michael J. Sullivan

MICHAEL J. SULLIVAN
Chief Judge