



Lake County Illinois

Legislation Text

File #: 15-0107, **Version:** 2

Joint resolution authorizing the Circuit Clerk to withhold an amount set by State statute to pay for the expense of publication and clerical costs related to unclaimed bail bond refunds.

- Illinois Statute 725 ILCS 5/110-17) (from Ch. 38, par. 110-17) allows unclaimed bail bond refunds to remain in the possession of the County in which they were posted rather than be escheated to the State.
- After remaining unclaimed for three years, the Circuit Clerk is required to publish an alphabetic listing for amounts of \$100 or more of all parties that may have unclaimed bond refunds due them.
- Claims may be made to the Office of the Circuit Clerk within 65 days of publishing.
- After 65 days have passed, the Office of the Circuit Clerk must remit all of the unclaimed funds to the County Treasurer where any additional claims would be directed.
- Claims can be made to the County Treasurer for an additional five years.
- After that time period, all remaining unclaimed funds are forfeited and become the property of Lake County.
- For claims made within the initial 65 day period the Statute allows the Circuit Clerk to withhold an amount of up to \$20 to cover the costs associated with publication and clerical activities which would be deducted from the claim amount.

WHEREAS, Illinois Statute 725 ILCS 5/110-17) (from Ch. 38, par. 110-17) allows for unclaimed bail bond refunds to remain in the possession of the County in which the bonds were posted; and

WHEREAS, the Statute allows the Clerk of the Circuit Court to withhold an amount of up to \$20 to cover the cost of notice publication and related clerical expenses; and

WHEREAS, the Clerk of the Circuit Court recommends that \$20 be the amount withheld on such claims, as of the effective date of 1 April 2015.

NOW, THEREFORE, BE IT RESOLVED, by this County Board of Lake County, Illinois, that the Circuit Clerk for the 19th Judicial Circuit shall withhold an amount of \$20 from all established claims of bail bond refunds.

DATED at Waukegan, Illinois, on March 10, 2015.