

STATE OF ILLINOIS)
) SS
NINETEENTH JUDICIAL CIRCUIT)

FILED

AUG 08 2023

Eric Christopher Winston
CIRCUIT CLERK

ADMINISTRATIVE ORDER 23-15

NINETEENTH JUDICIAL CIRCUIT
CIRCUIT COURT OF LAKE COUNTY

LAW ENFORCEMENT RELEASE OF PERSON ARRESTED AND CHARGED

IT IS HEREBY ORDERED that Administrative Orders 03-23, 22-23 and 23-01 are vacated.

Illinois Supreme Court Rule 552 requires that when a law enforcement officer releases a person without appearing before a judge for any traffic, conservation or ordinance violation, they are to utilize a Uniform Citation and Complaint as approved by the Conference of Chief Circuit Judges and shall be filed with the court.

725 ILCS 5/109-1(a-3) provides that a law enforcement officer may release a person charged with a felony offense without appearing before a judge if the person being released is charged with an offense for which pretrial release cannot be denied.

IT IS HEREBY ORDERED that when a law enforcement officer releases a person without appearing before a judge for any traffic, conservation or ordinance violation utilizing a Uniform Citation and Complaint as approved by the Conference of Chief Circuit Judges and filed with the court, the person being released shall be scheduled to appear in court at a designated date, time and location as indicated on the 19th Circuit's "Misdemeanor/Traffic Division Rotation Schedule" and "DUI Return Dates" schedule (current versions found at www.19thcircuitcourt.state.il.us/1475/Court-Calendars).

IT IS HEREBY ORDERED that effective September 18, 2023, if a law enforcement officer in Lake County, Illinois releases a person charged with a felony or misdemeanor offense without appearing before a judge when the person being released is charged with an offense for which pretrial release cannot be denied, the law enforcement officer shall utilize the current Non-Traffic Complaint and Notice to Appear form but must remove any reference to bond, and also must include the following language:

NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

REQUIRED STATUTORY CONDITIONS OF RELEASE

PER 725 ILCS 5/110-10(A):

- Appear in court to answer the charge as ordered.
- Submit to the orders and process of the court.
- Not violate any criminal statute of any jurisdiction

PER 725 ILCS 5/110-12:

- File written notice with the clerk of the court of any change of address within 24 hours after such change.

VIOLATION OF THE CONDITIONS OF PRETRIAL RELEASE MAY RESULT IN A FINE, ARREST OR JAIL.

IT IS HEREBY ORDERED that if the person being released by law enforcement is charged with a **misdemeanor** offense for which pretrial release cannot be denied and utilizing the Non-Traffic Complaint and Notice To Appear form, such person shall be scheduled to appear in court at a designated date, time and location as indicated on the 19th Circuit's "Misdemeanor/Traffic Division Rotation Schedule" (current version found at www.19thcircuitcourt.state.il.us/1475/Court-Calendar).

IT IS HEREBY ORDERED that if the person being released by law enforcement is charged with a **felony** offense for which pretrial release cannot be denied and utilizing the Non-Traffic Complaint and Notice To Appear form, such person shall be scheduled to appear at 9:00 am in Courtroom T-020 at the Lake County Criminal Court Tower on the 14th day following the defendant's release, unless the 14th day following release of the person falls on a Saturday, Sunday or Holiday, in which instance the person shall be scheduled to appear at 9:00 am in Courtroom T-020 of the Lake County Criminal Court Tower on the first regular Monday-Friday weekday in which court is regularly in session following the 14th day after release.

DATED this 8th day of August, 2023.

ENTERED:


MARK L. LEVITT,
Chief Judge