

FILED

JUN 17 2026

KATHERINE M. KIEFE
McHENRY CTY. CIR. CLK.

ADMINISTRATIVE ORDER NO. 2026-09

**TWENTY-SECOND JUDICIAL CIRCUIT
McHENRY COUNTY, ILLINOIS**

**WAIVER OF CERTAIN PRETRIAL ALCOHOL & DRUG TESTING FEES
AND REIMBURSEMENT FROM THE OFFICE OF STATEWIDE PRETRIAL
SERVICES**

WHEREAS, the Office of Statewide Pretrial Services (OSPS) serves as the pretrial services agency for Illinois counties upon request by the county, and pretrial services agencies are mandated by statute to provide accurate background data regarding the pretrial release of persons charged with certain offenses and to supervise compliance with the terms and conditions ordered upon release. 725 ILCS 185/1, et seq.; and

WHEREAS, the 22nd Circuit Court Services and Probation Department has provided certain local pretrial services and alcohol & drug testing for defendants in McHenry County, Illinois, and related pretrial supervision activities; and

WHEREAS, the 22nd Judicial Circuit, through appropriations made for probation operations, paid for certain pretrial alcohol & drug testing costs and services that were then, in some cases, assessed to defendants as part of sentencing or final disposition; and

WHEREAS, OSPS has authorized reimbursement for certain documented costs and services related to local circuit pretrial activities and monitoring, including alcohol & drug testing program costs paid by the pretrial agency for supervised, non-detained pretrial defendants; and

WHEREAS, only those costs paid by the 22nd Judicial Circuit that have not been assessed to a defendant pursuant to a sentencing order, final disposition, or other lawful order are eligible for reimbursement through OSPS; and

WHEREAS, the Open McHenry County Pretrial Journal/Payments report, dated May 26, 2026, identifies pending cases in which pretrial alcohol & drug testing fees have not been assessed pursuant to a sentencing order or final disposition; and

WHEREAS, the McHenry County Pretrial Drug Testing Journal/Payments report, dated May 26, 2026, identifies a Grand Total of \$770.00 in assessed pretrial alcohol & drug testing fees, \$105.00 paid or rescinded, and a remaining amount owed of Six Hundred Sixty-Five Dollars and No Cents (\$665.00); and

WHEREAS, the fees identified in the McHenry County Pretrial Drug Testing Journal/Payments report, dated May 26, 2026, remain pending and, in order to avoid assessing defendants for costs that are being submitted for reimbursement through OSPS, those fees shall be waived and shall not be imposed at sentencing or final disposition; and

WHEREAS, it is necessary and appropriate to clarify that the defendants identified in the McHenry County Pretrial Drug Testing Journal/Payments report, dated May 26, 2026, shall not be required to pay the pretrial alcohol & drug testing fees reflected in that report.

THEREFORE, IT IS ORDERED that any alcohol & drug testing fees, identified in the McHenry County Pretrial Drug Testing Journal/Payments report, dated May 26, 2026, in the amount of \$665.00, are hereby waived.

IT IS FURTHER ORDERED that the fees identified in the McHenry County Pretrial Drug Testing Journal/Payments report, dated May 26, 2026, shall not be assessed to the defendants at sentencing, final disposition, dismissal, or any other case-closing event.

IT IS FURTHER ORDERED that the defendants identified in the McHenry County Pretrial Drug testing Journal/Payments report, dated May 26, 2026, shall not be required to pay for the pretrial alcohol & drug testing services reflected in that report.

IT IS FURTHER ORDERED that the Circuit Clerk shall not include the waived fees in any sentencing order, judgment of costs, payment plan, collection referral, or other assessment against the defendants identified in the McHenry County Pretrial Drug Testing Journal/Payments report dated May 26, 2026.

IT IS FURTHER ORDERED that the Circuit Clerk shall enter a copy of this order into each of the identified cases on the McHenry County Pretrial Drug Testing Journal/Payments report dated May 26, 2026.

IT IS FURTHER ORDERED that the Trial Court Administrator, or designee, is authorized to submit the necessary documentation to OSPS for reimbursement of eligible pretrial alcohol & drug testing expenses paid by the 22nd Judicial Circuit/Probation and not assessed to defendants pursuant to sentencing order or final disposition.

IT IS FURTHER ORDERED that nothing in this Order shall affect any fee, fine, assessment, restitution, reimbursement, or cost previously imposed by sentencing order, final disposition, or other lawful court order that is not included in the Open McHenry County Pretrial Journal/Payments report referenced herein.

IT IS FURTHER ORDERED that this Order shall be effective immediately upon entry.

DATED: 6/17/26



MICHAEL W. FEETTERER
CHIEF JUDGE