

ADMINISTRATIVE ORDER 2003-2

Effective February 03, 2003 the Tenth Judicial Circuit, in compliance with 725 ILCS 5/106-D and the Illinois Supreme Court Case of People v. Willie Lindsey (2002), Docket No. 89138, enters the following Administrative Order setting up the rules for Peoria County Closed-Circuit Bonding Court:

RULES CONCERNING PEORIA COUNTY CLOSED-CIRCUIT BONDING COURT
(Video Bonding Court)

I. MECHANICAL EQUIPMENT.

Proceeding held pursuant to this order shall be conducted using the following equipment:

A. IN THE JAIL:

Prisoners appearing at said proceeding shall be present before:

1. An electronic video camera with an audible system, which will simultaneously transfer the defendant's image and his or her voice to the courtroom so that the Judge conducting said proceeding and attorneys shall be able to simultaneously view and hear the defendant and his or her attorney, if he or she chooses to be present with the defendant at the jail, during all times the defendant is appearing before the Judge;
2. An electronic monitor with an audible system, which will allow the defendant to see the image of the Judge simultaneously and hear the Judge and his or her attorney, if his or her attorney chooses to be in the courtroom, during all times the prisoner is appearing before the Judge; and
3. A telephone, with a dedicated line to the courtroom or a nearby room, which will be available for a private, unrecorded or unmonitored telephone conversation with his or her attorney at those times required under this order or at any other time requested by said prisoner or his or her attorney.

ADMINISTRATIVE ORDER 2003-2

RULES CONCERNING PEORIA COUNTY CLOSED-CIRCUIT BONDING COURT

(Video Bonding Court)

Page Two of Three Pages

B. IN THE COURTROOM:

The courtroom conducting said proceeding shall have available:

1. An electronic video camera with an audible system, which will simultaneously transfer the image of the Judge and the voice of the Judge, the prisoner's attorney and any person present in court during any proceeding in court to the prisoner;
2. An electronic monitor with an audible system, which will allow the Judge, defense attorney, and any other person present in court to simultaneously see the image and hear the voice of the prisoner at all times he or she is appearing before the Court; and
4. A telephone with a dedicated line in the courtroom or adjacent room to the jail available for a private, unrecorded or unmonitored telephone conversation by his or her attorney with the defendant at any time required under this order or any other time requested by the prisoner or his or her attorney.

II. TYPE OF APPEARANCES:

The following prisoners shall make an appearance at the Peoria County Video Bonding Court:

A. WARRANTLESS ARREST.

Any prisoner who is arrested on a warrantless arrest in Peoria County for any violation of any state statute, including any traffic citation, or municipal ordinance violation and unable to post the automatic bond as required by Supreme Court Rule where applicable.

B. BENCH WARRANT OR REVOCATION WARRANT.

For failure to appear for any misdemeanor violation of state statute, including misdemeanor traffic

ADMINISTRATIVE ORDER 2003-2

RULES CONCERNING PEORIA COUNTY CLOSED-CIRCUIT BONDING COURT
(Video Bonding Court)

Page Three of Three Pages

offense or misdemeanor ordinance violation or for any warrant issued for violation of probation, conditional discharge or court supervision for any said misdemeanors.

C. WARRANT ARREST.

For any violation of an Illinois State statute, including traffic offense, except an arrest warrant for a felony offense after the defendant has been indicted.

III. INITIAL PROCEDURE OVER CLOSED-CIRCUIT MONITORS.

A prisoner brought into Video Bonding Court shall first be informed by the Court the reason for his or her detention and then informed of his or her right to counsel. The public defender will be appointed where appropriate. At this time the defendant will be allowed to confer privately with his or her attorney, if available:

- A. In person, if the attorney is present at the jail; or
- B. Telephonically if the attorney is present in the courtroom.

IV. STANDARD PROCEEDINGS.

The following proceedings shall subsequently occur in Video Bonding Court, where appropriate:

- A. Initial bond setting
- B. Gerstein hearing
- C. Bond review, if requested by the defendant and the defendant is otherwise eligible.
- D. Setting the next court date in the appropriate courtroom where the defendant shall be present.

ENTERED THIS 23rd DAY OF JANUARY, 2003.



JOHN A. BARRA, Chief Judge