

CLASS B, C, PETTY OFFENSES, AND ROUTINE MINOR TRAFFIC OFFENSES

(a-1) Law enforcement shall issue a citation in lieu of custodial arrest, upon proper identification, for those accused of any offense that is not a felony or Class A misdemeanor unless (i) a law enforcement officer reasonably believes the accused poses a threat to the community or any person, (ii) a custodial arrest is necessary because the criminal activity persists after the issuance of a citation, or (iii) the accused has an obvious medical or mental health issue that poses a risk to the accused's own safety.

725 Ill. Comp. Stat. Ann. 5/109-1

If the defendant is charged with a class B, C, Petty Offenses, or a routine minor Traffic Offenses, then the defendant cannot be detained. However, the state may file a petition for pre-trial release conditions.