

1 AN ACT in relation to Crime Stoppers.

2 Be it enacted by the People of the State of Illinois,  
3 represented in the General Assembly:

4 Section 5. The Attorney General Act is amended by  
5 changing Section 4 as follows:

6 (15 ILCS 205/4) (from Ch. 14, par. 4)

7 Sec. 4. The duties of the Attorney General shall be--

8 First - To appear for and represent the people of the  
9 State before the supreme court in all cases in which the  
10 State or the people of the State are interested.  
11 Notwithstanding this provision, the Office of Public Counsel  
12 shall be authorized to represent the interests of the people  
13 of the State in all proceedings pertinent to utility  
14 regulation, including cases before the supreme court, where  
15 any such case is properly brought by the Office pursuant to  
16 its statutory duties and powers.

17 Second - To institute and prosecute all actions and  
18 proceedings in favor of or for the use of the State, which  
19 may be necessary in the execution of the duties of any State  
20 officer.

21 Third - To defend all actions and proceedings against any  
22 State officer, in his official capacity, in any of the courts  
23 of this State or the United States.

24 Fourth - To consult with and advise the several State's  
25 Attorneys in matters relating to the duties of their office;  
26 and when, in his judgment, the interest of the people of the  
27 State requires it, he shall attend the trial of any party  
28 accused of crime, and assist in the prosecution. When the  
29 Attorney General has requested in writing that a State's  
30 Attorney initiate court proceedings to enforce any provisions  
31 of the Election Code or to initiate a criminal prosecution

1 with respect to a violation of the Election Code, and when  
2 the State's Attorney has declined in writing to initiate  
3 those proceedings or prosecutions or when the State's  
4 Attorney has neither initiated the proceedings or  
5 prosecutions nor responded in writing to the Attorney General  
6 within 60 days of the receipt of the request, the Attorney  
7 General may, concurrently with or independently of the  
8 State's Attorney, initiate such proceedings or prosecutions.

9 Fifth - To investigate alleged violations of the statutes  
10 which the Attorney General has a duty to enforce and to  
11 conduct other investigations in connection with assisting in  
12 the prosecution of a criminal offense at the request of a  
13 State's Attorney.

14 Sixth - To consult with and advise the governor and other  
15 State officers, and give, when requested, written opinions  
16 upon all legal or constitutional questions relating to the  
17 duties of such officers respectively.

18 Seventh - To prepare, when necessary, proper drafts for  
19 contracts and other writings relating to subjects in which  
20 the State is interested.

21 Eighth - To give written opinions, when requested by  
22 either branch of the general assembly, or any committee  
23 thereof, upon constitutional or legal questions.

24 Ninth - To enforce the proper application of funds  
25 appropriated to the public institutions of the State,  
26 prosecute breaches of trust in the administration of such  
27 funds, and, when necessary, prosecute corporations for  
28 failure or refusal to make the reports required by law.

29 Tenth - To keep, a register of all cases prosecuted or  
30 defended by him, in behalf of the State or its officers, and  
31 of all proceedings had in relation thereto, and to deliver  
32 the same to his successor in office.

33 Eleventh - To keep on file in his office a copy of the  
34 official opinions issued by the Attorney General and deliver

1 same to his successor.

2 Twelfth - To pay into the State treasury all moneys  
3 received by him for the use of the State.

4 Thirteenth - To attend to and perform any other duty  
5 which may, from time to time, be required of him by law.

6 Fourteenth - To attend, present evidence to and prosecute  
7 indictments returned by each Statewide Grand Jury.

8 Fifteenth - To certify Crime Stoppers organizations as  
9 defined in Section 8-802.3 of the Code of Civil Procedure.

10 (Source: P.A. 87-466.)

11 Section 10. The Code of Civil Procedure is amended by  
12 adding Section 8-802.3 as follows:

13 (735 ILCS 5/8-802.3 new)

14 Sec. 8-802.3. Privileged information to Crime Stoppers  
15 organizations.

16 (a) Definitions. In this Section:

17 "Crime Stoppers organization" means a private, nonprofit  
18 organization certified by the Attorney General that accepts  
19 and expends donations for rewards to persons who report to  
20 the organization information concerning criminal activity and  
21 that forwards the information to the appropriate law  
22 enforcement agency.

23 "Privileged information" means the identity of the person  
24 reporting criminal activity to a Crime Stoppers organization,  
25 any records, statements (oral, written, or recorded), papers,  
26 documents, or any materials whatsoever utilized by a Crime  
27 Stoppers organization that identifies the person reporting  
28 criminal activity to a Crime Stoppers organization or in  
29 processing such information that contains the identity of the  
30 person reporting the criminal activity to a Crime Stoppers  
31 organization, whether such information is in the possession  
32 of a Crime Stoppers organization, a police "Crime Stoppers"

1 coordinator or his or her staff, or a law enforcement agency  
2 receiving such information from a Crime Stoppers  
3 organization.

4 (b) Nondisclosure of privileged information. No person  
5 may disclose, by way of testimony or any other means  
6 privileged information; nor shall the person be required to  
7 produce, under subpoena, any records, documentary evidence,  
8 opinions, or decisions relating to the privileged information  
9 (i) in connection with any criminal case, any criminal  
10 proceeding, or any administrative hearing of whatever nature,  
11 or (ii) by way of any discovery procedure.

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law.