

1 AN ACT concerning State government.

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

4 Section 5. The Department of State Police Law of the Civil
5 Administrative Code of Illinois is amended by changing Section
6 2605-580 as follows:

7 (20 ILCS 2605/2605-580)

8 Sec. 2605-580. Pilot program; Internet Gang Crime Units.

9 (a) The Department of State Police shall establish a pilot
10 program from moneys available under which Internet Gang Crime
11 Units shall be created in the Cook County Sheriff's Office, the
12 City of Danville Police Department, and the Village of Round
13 Lake Heights Police Department. Under the pilot program for the
14 operation of Internet Gang Crime Units, 40% shall be allocated
15 to the Cook County Sheriff's Office, 30% shall be allocated to
16 the City of Danville Police Department, and 30% shall be
17 allocated to the Lake County Metropolitan Enforcement Group
18 ~~Village of Round Lake Heights Police Department.~~

19 (b) Under the pilot program, the Internet Gang Crime Units
20 shall investigate criminal activities of organized gangs that
21 involve the use of the Internet. For the duration of the pilot
22 program and in accordance with protocols for
23 inter-jurisdictional cooperation established by the Department

1 of State Police, peace officers in each Internet Gang Crime
2 Unit shall, notwithstanding any other provision of law, have
3 extra-jurisdictional authority to conduct investigations and
4 make arrests anywhere in the State of Illinois regarding
5 criminal activities of organized gangs that involve the use of
6 the Internet.

7 (c) Notwithstanding any other provision of law, if any
8 criminal statute of this State authorizes the distribution of
9 all or a portion of the proceeds realized from property seized
10 or forfeited under that statute to participating law
11 enforcement agencies or the delivery of property forfeited and
12 seized under that statute to participating law enforcement
13 agencies, a law enforcement agency in which an Internet Gang
14 Crime Unit has been created is eligible to receive such a
15 distribution or delivery if that law enforcement agency
16 participated through its Internet Gang Crime Unit, regardless
17 of the jurisdiction in which the seizure or forfeiture occurs.

18 (d) The Cook County Sheriff's Office, the City of Danville
19 Police Department, and the Village of Round Lake Heights Police
20 Department shall report to the Department of State Police on a
21 quarterly basis on the activities of their Internet Gang Crime
22 Units in accordance with reporting guidelines established by
23 the Department of State Police. The Department of State Police
24 shall file a consolidated report on a quarterly basis with the
25 General Assembly and the Governor. The Department's
26 consolidated report may also contain any evaluations or

1 recommendations that the Department deems appropriate.

2 (e) The pilot program shall terminate on July 1, 2011 ~~2010~~.

3 (f) As used in this Section, "organized gang" has the
4 meaning ascribed to it in Section 10 of the Illinois Streetgang
5 Terrorism Omnibus Prevention Act.

6 (g) Notwithstanding any other rulemaking authority that
7 may exist, neither the Governor nor any agency or agency head
8 under the jurisdiction of the Governor has any authority to
9 make or promulgate rules to implement or enforce the provisions
10 of this amendatory Act of the 95th General Assembly. If,
11 however, the Governor believes that rules are necessary to
12 implement or enforce the provisions of this amendatory Act of
13 the 95th General Assembly, the Governor may suggest rules to
14 the General Assembly by filing them with the Clerk of the House
15 and the Secretary of the Senate and by requesting that the
16 General Assembly authorize such rulemaking by law, enact those
17 suggested rules into law, or take any other appropriate action
18 in the General Assembly's discretion. Nothing contained in this
19 amendatory Act of the 95th General Assembly shall be
20 interpreted to grant rulemaking authority under any other
21 Illinois statute where such authority is not otherwise
22 explicitly given. For the purposes of this subsection, "rules"
23 is given the meaning contained in Section 1-70 of the Illinois
24 Administrative Procedure Act, and "agency" and "agency head"
25 are given the meanings contained in Sections 1-20 and 1-25 of
26 the Illinois Administrative Procedure Act to the extent that

1 such definitions apply to agencies or agency heads under the
2 jurisdiction of the Governor.

3 (Source: P.A. 95-423, eff. 8-24-07.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.