



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB3183

by Rep. Aaron M. Ortiz

#### SYNOPSIS AS INTRODUCED:

New Act

Creates the Law Enforcement Gang Database Task Force Act. Creates the Law Enforcement Gang Database Task Force to study the use, operation, and oversight of gang databases and shared gang databases in the State. Provides for membership of the Task Force. Provides that the Task Force shall appoint a chairperson from among the members appointed. Provides that members of the Task Force shall receive no compensation but shall be reimbursed for necessary expenses incurred in the performance of their duties. Provides that the Illinois Criminal Justice Information Authority shall provide administrative and other support to the Task Force. Provides that the Task Force shall submit a written report of its findings and recommendations to the General Assembly and the Governor on or before June 1, 2021. Provides that the Task Force is dissolved on July 1, 2022 and the Act repealed on that date. Effective immediately.

LRB101 09943 SLF 55045 b

1 AN ACT concerning gang databases.

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

4 Section 1. Short title. This Act may be cited as the Law  
5 Enforcement Gang Database Task Force Act.

6 Section 5. Definitions. In this Act:

7 "Gang" means any combination, confederation, alliance,  
8 network, conspiracy, understanding, or other similar  
9 conjoining, in law or in fact, of 3 or more persons with an  
10 established hierarchy that, through its membership or through  
11 the agency of any member engages in a course or pattern of  
12 criminal activity.

13 "Gang database" means a database accessed by a law  
14 enforcement agency that designates a person as a gang member or  
15 associate, or includes or points to information, including, but  
16 not limited to, fact-based or uncorroborated information that  
17 reflects a designation of that person as a gang member or  
18 associate, not including a database that designates a person as  
19 a gang member or associate using only criminal offender  
20 information or a database assessed solely by a correctional  
21 facility for classification or operational decisions of the  
22 administration of the facility.

23 "Shared gang database" means a gang database that is

1 accessed by an agency or person outside of the agency that  
2 created the records that populate the database.

3 Section 10. Gang Database Technical Advisory Task.

4 (a) The Gang Database Technical Advisory Task Force is  
5 created to study the use, operation, and oversight of gang  
6 databases and shared gang databases in this State.

7 (b) The Task Force shall consist of the following members:

8 (1) the Director of State Police, or his or her  
9 designee;

10 (2) the Attorney General, or his or her designee;

11 (3) the Executive Director of the Illinois Criminal  
12 Justice Information Authority, or his or her designee;

13 (4) 2 members of the Senate, appointed by the President  
14 of the Senate;

15 (5) 2 members of the Senate, appointed by the Minority  
16 Leader of the Senate;

17 (6) 2 members of the House of Representatives,  
18 appointed by the Speaker of the House of Representatives;

19 (7) 2 members of the House of Representatives,  
20 appointed by the Minority Leader of the House of  
21 Representatives;

22 (8) a member from a statewide organization that  
23 specializes in civil or human rights, appointed by the  
24 President of the Senate; and

25 (9) a member from a statewide organization that

1 specializes in gang violence intervention, appointed by  
2 the Speaker of the House of Representatives.

3 (c) The Task Force shall appoint a chairperson from among  
4 the members appointed. Members of the Task Force shall receive  
5 no compensation but shall be reimbursed for necessary expenses  
6 incurred in the performance of their duties. The Task Force  
7 shall meet as it deems appropriate. The members shall serve for  
8 the duration of the Task Force.

9 (d) The Illinois Criminal Justice Information Authority  
10 shall provide administrative and other support to the Task  
11 Force.

12 (e) The Task Force shall submit a written report of its  
13 findings and recommendations to the General Assembly and the  
14 Governor on or before June 1, 2021. The Task Force is dissolved  
15 on July 1, 2022.

16 Section 15. Repeal. This Act is repealed July 1, 2022.

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.