



Sen. Heather A. Steans

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LRB101 16896 RJF 70636 a

1 AMENDMENT TO SENATE BILL 3098

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3098 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Department of State Police Law of the Civil  
5 Administrative Code of Illinois is amended by changing Sections  
6 2605-410 and 2605-595 as follows:

7 (20 ILCS 2605/2605-410)

8 Sec. 2605-410. Over Dimensional Load Police Escort Fund. To  
9 charge, collect, and receive fees or moneys as described in  
10 Section 15-312 of the Illinois Vehicle Code. All fees received  
11 by the Illinois State Police under Section 15-312 of the  
12 Illinois Vehicle Code shall be deposited into the Over  
13 Dimensional Load Police Escort Fund, a special fund that is  
14 created in the State treasury. Subject to appropriation, the  
15 money in the Over Dimensional Load Police Escort Fund shall be  
16 used by the Department for its expenses in providing police

1 escorts and commercial vehicle enforcement activities. This  
2 Fund is dissolved upon the transfer of the remaining balance  
3 from the Over Dimensional Load Police Escort Fund to the State  
4 Police Operations Assistance Fund as provided under subsection  
5 (a-5) of Section 6z-82 of the State Finance Act. This Section  
6 is repealed on January 1, 2022.

7 (Source: P.A. 95-787, eff. 1-1-09.)

8 (20 ILCS 2605/2605-595)

9 Sec. 2605-595. State Police Firearm Services Fund.

10 (a) There is created in the State treasury a special fund  
11 known as the State Police Firearm Services Fund. The Fund shall  
12 receive revenue under the Firearm Concealed Carry Act, the  
13 Firearm Dealer License Certification Act, and Section 5 of the  
14 Firearm Owners Identification Card Act. The Fund may also  
15 receive revenue from grants, pass-through grants, donations,  
16 appropriations, and any other legal source.

17 (a-5) Notwithstanding any other provision of law to the  
18 contrary, and in addition to any other transfers that may be  
19 provided by law, on the effective date of this amendatory Act  
20 of the 101st General Assembly, or as soon thereafter as  
21 practical, the State Comptroller shall direct and the State  
22 Treasurer shall transfer the remaining balance from the Firearm  
23 Dealer License Certification Fund into the State Police Firearm  
24 Services Fund. Upon completion of the transfer, the Firearm  
25 Dealer License Certification Fund is dissolved, and any future

1 deposits due to that Fund and any outstanding obligations or  
2 liabilities of that Fund shall pass to the State Police Firearm  
3 Services Fund.

4 (b) The Illinois ~~Department~~ of State Police may use moneys  
5 in the Fund to finance any of its lawful purposes, mandates,  
6 functions, and duties under the Firearm Owners Identification  
7 Card Act, the Firearm Dealer License Certification Act, and the  
8 Firearm Concealed Carry Act, including the cost of sending  
9 notices of expiration of Firearm Owner's Identification Cards,  
10 concealed carry licenses, the prompt and efficient processing  
11 of applications under the Firearm Owners Identification Card  
12 Act and the Firearm Concealed Carry Act, the improved  
13 efficiency and reporting of the LEADS and federal NICS law  
14 enforcement data systems, and support for investigations  
15 required under these Acts and law. Any surplus funds beyond  
16 what is needed to comply with the aforementioned purposes shall  
17 be used by the Illinois State Police ~~Department~~ to improve the  
18 Law Enforcement Agencies Data System (LEADS) and criminal  
19 history background check system.

20 (c) Investment income that is attributable to the  
21 investment of moneys in the Fund shall be retained in the Fund  
22 for the uses specified in this Section.

23 (Source: P.A. 98-63, eff. 7-9-13; 98-756, eff. 7-16-14.)

24 Section 10. The State Finance Act is amended by changing  
25 Sections 5.457, 5.714, 5.664, 5.892, and 6z-82 as follows:

1 (30 ILCS 105/5.457)

2 Sec. 5.457. The State Offender DNA Identification System  
3 Fund. This Fund is dissolved upon the transfer of the remaining  
4 balance from the State Offender DNA Identification System Fund  
5 to the State Crime Laboratory Fund as provided under subsection  
6 (e) of Section 5-9-1.4 of the Unified Code of Corrections. This  
7 Section is repealed on January 1, 2022.

8 (Source: P.A. 90-130, eff. 1-1-98; 90-655, eff. 7-30-98.)

9 (30 ILCS 105/5.664)

10 Sec. 5.664. The State Police Vehicle Maintenance Fund. This  
11 Fund is dissolved upon the transfer of the remaining balance  
12 from the State Police Vehicle Maintenance Fund to the State  
13 Police Vehicle Fund as provided under subsection (b) of Section  
14 7c of the State Property Control Act. This Section is repealed  
15 on January 1, 2022.

16 (Source: P.A. 94-839, eff. 6-6-06.)

17 (30 ILCS 105/5.714)

18 Sec. 5.714. The Over Dimensional Load Police Escort Fund.  
19 This Fund is dissolved upon the transfer of the remaining  
20 balance from the Over Dimensional Load Police Escort Fund to  
21 the State Police Operations Assistance Fund as provided under  
22 subsection (a-5) of Section 6z-82 of the State Finance Act.  
23 This Section is repealed on January 1, 2022.

1 (Source: P.A. 95-787, eff. 1-1-09; 96-328, eff. 8-11-09.)

2 (30 ILCS 105/5.892)

3 Sec. 5.892. The Firearm Dealer License Certification Fund.  
4 This Fund is dissolved upon the transfer of the remaining  
5 balance from the Firearm Dealer License Certification Fund to  
6 the State Police Firearm Services Fund as provided under  
7 subsection (a-5) of Section 2605-595 of the Department of State  
8 Police Law of the Civil Administrative Code of Illinois. This  
9 Section is repealed on January 1, 2022.

10 (Source: P.A. 100-1178, eff. 1-18-19; 101-81, eff. 7-12-19.)

11 (30 ILCS 105/6z-82)

12 Sec. 6z-82. State Police Operations Assistance Fund.

13 (a) There is created in the State treasury a special fund  
14 known as the State Police Operations Assistance Fund. The Fund  
15 shall receive revenue under the Criminal and Traffic Assessment  
16 Act. The Fund may also receive revenue from grants, donations,  
17 appropriations, and any other legal source.

18 (a-5) Notwithstanding any other provision of law to the  
19 contrary, and in addition to any other transfers that may be  
20 provided by law, on the effective date of this amendatory Act  
21 of the 101st General Assembly, or as soon thereafter as  
22 practical, the State Comptroller shall direct and the State  
23 Treasurer shall transfer the remaining balance from the Over  
24 Dimensional Load Police Escort Fund into the State Police

1 Operations Assistance Fund. Upon completion of the transfer,  
2 the Over Dimensional Load Police Escort Fund is dissolved, and  
3 any future deposits due to that Fund and any outstanding  
4 obligations or liabilities of that Fund shall pass to the State  
5 Police Operations Assistance Fund.

6 This Fund may charge, collect, and receive fees or moneys  
7 as described in Section 15-312 of the Illinois Vehicle Code,  
8 and receive all fees received by the Illinois State Police  
9 under that Section. The moneys shall be used by the Illinois  
10 State Police for its expenses in providing police escorts and  
11 commercial vehicle enforcement activities.

12 (b) The Illinois ~~Department of~~ State Police may use moneys  
13 in the Fund to finance any of its lawful purposes or functions.

14 (c) Expenditures may be made from the Fund only as  
15 appropriated by the General Assembly by law.

16 (d) Investment income that is attributable to the  
17 investment of moneys in the Fund shall be retained in the Fund  
18 for the uses specified in this Section.

19 (e) The State Police Operations Assistance Fund shall not  
20 be subject to administrative chargebacks.

21 (f) Notwithstanding any other provision of State law to the  
22 contrary, on or after July 1, 2012, and until June 30, 2013, in  
23 addition to any other transfers that may be provided for by  
24 law, at the direction of and upon notification from the  
25 Director of the Illinois State Police, the State Comptroller  
26 shall direct and the State Treasurer shall transfer amounts

1 into the State Police Operations Assistance Fund from the  
2 designated funds not exceeding the following totals:

3 State Police Vehicle Fund ..... \$2,250,000  
4 State Police Wireless Service  
5 Emergency Fund ..... \$2,500,000  
6 State Police Services Fund ..... \$3,500,000  
7 (Source: P.A. 100-987, eff. 7-1-19.)

8 Section 15. The State Property Control Act is amended by  
9 changing Sections 7b and 7c as follows:

10 (30 ILCS 605/7b)

11 Sec. 7b. Maintenance and operation of State Police  
12 vehicles. All proceeds received by the Department of Central  
13 Management Services under this Act from the sale of vehicles  
14 operated by the Illinois ~~Department of~~ State Police, except for  
15 a \$500 handling fee to be retained by the Department of Central  
16 Management Services for each vehicle sold, shall be deposited  
17 into the State Police Vehicle Fund ~~State Police Vehicle~~  
18 ~~Maintenance Fund~~. However, in lieu of the \$500 handling fee as  
19 provided by this paragraph, the Department of Central  
20 Management Services shall retain all proceeds from the sale of  
21 any vehicle for which \$500 or a lesser amount is collected.

22 ~~The State Police Vehicle Maintenance Fund is created as a~~  
23 ~~special fund in the State treasury. All moneys in the State~~  
24 ~~Police Vehicle Maintenance Fund, subject to appropriation,~~

1 ~~shall be used by the Department of State Police for the~~  
2 ~~maintenance and operation of vehicles for that Department.~~

3 (Source: P.A. 94-839, eff. 6-6-06.)

4 (30 ILCS 605/7c)

5 Sec. 7c. Acquisition of State Police vehicles.

6 (a) The State Police Vehicle Fund is created as a special  
7 fund in the State treasury. All moneys in the Fund, subject to  
8 appropriation, shall be used by the Illinois ~~Department of~~  
9 State Police:

10 (1) for the acquisition of vehicles for the Illinois  
11 State Police ~~that Department; or~~

12 (2) for debt service on bonds issued to finance the  
13 acquisition of vehicles for the Illinois State Police; or  
14 ~~that Department.~~

15 (3) for the maintenance and operation of vehicles for  
16 the Illinois State Police.

17 (b) Notwithstanding any other provision of law to the  
18 contrary, and in addition to any other transfers that may be  
19 provided by law, on the effective date of this amendatory Act  
20 of the 101st General Assembly, or as soon thereafter as  
21 practicable, the State Comptroller shall direct and the State  
22 Treasurer shall transfer the remaining balance from the State  
23 Police Vehicle Maintenance Fund into the State Police Vehicle  
24 Fund. Upon completion of the transfer, the State Police Vehicle  
25 Maintenance Fund is dissolved, and any future deposits due to



1 that Fund and any outstanding obligations or liabilities of  
2 that Fund shall pass to the State Police Vehicle Fund.

3 (Source: P.A. 100-987, eff. 7-1-19.)

4 Section 20. The Firearm Dealer License Certification Act is  
5 amended by changing Section 5-70 as follows:

6 (430 ILCS 68/5-70)

7 Sec. 5-70. Fees and fines deposited in the State Police  
8 Firearm Services Fund ~~Firearm Dealer License Certification~~  
9 ~~Fund~~. The Illinois State Police ~~Department~~ shall set and  
10 collect a fee for each licensee certifying under this Act. The  
11 fee may not exceed \$300 for a certified licensee operating  
12 without a retail location. The fee may not exceed \$1,500 for  
13 any certified licensee operating with a retail location. The  
14 Illinois State Police ~~Department~~ may not charge a certified  
15 licensee in this State, operating under the same or different  
16 business name, fees exceeding \$40,000 for the certification of  
17 multiple licenses. All fees and fines collected under this Act  
18 shall be deposited in the State Police Firearm Services Fund  
19 ~~Firearm Dealer License Certification Fund which is created in~~  
20 ~~the State treasury~~. Moneys in the Fund shall be used for  
21 implementation and administration of this Act.

22 (Source: P.A. 100-1178, eff. 1-18-19.)

23 Section 25. The Illinois Vehicle Code is amended by

1 changing Section 15-312 as follows:

2 (625 ILCS 5/15-312) (from Ch. 95 1/2, par. 15-312)

3 Sec. 15-312. Fees for police escort. When State Police  
4 escorts are required by the Department of Transportation for  
5 the safety of the motoring public, the following fees shall be  
6 paid by the applicant:

7 (1) to the Department of Transportation: \$40 per hour  
8 per vehicle based upon the pre-estimated time of the  
9 movement to be agreed upon between the Department and the  
10 applicant, with a minimum fee of \$80 per vehicle; and

11 (2) to the Illinois State Police: \$75 per hour per  
12 State Police vehicle based upon the actual time of the  
13 movement, with a minimum fee of \$300 per State Police  
14 vehicle. The Illinois State Police shall remit the moneys  
15 to the State Treasurer, who shall deposit the moneys into  
16 the State Police Operations Assistance Fund ~~Over~~  
17 ~~Dimensional Load Police Escort Fund~~.

18 The actual time of the movement shall be the time the  
19 police escort is required to pick up the movement to the time  
20 the movement is completed. Any delays or breakdowns shall be  
21 considered part of the movement time. Any fraction of an hour  
22 shall be rounded up to the next whole hour.

23 (Source: P.A. 100-1090, eff. 1-1-19.)

24 Section 30. The Criminal and Traffic Assessment Act is

1 amended by changing Section 15-70 as follows:

2 (705 ILCS 135/15-70)

3 (Section scheduled to be repealed on January 1, 2021)

4 Sec. 15-70. Conditional assessments. In addition to  
5 payments under one of the Schedule of Assessments 1 through 13  
6 of this Act, the court shall also order payment of any of the  
7 following conditional assessment amounts for each sentenced  
8 violation in the case to which a conditional assessment is  
9 applicable, which shall be collected and remitted by the Clerk  
10 of the Circuit Court as provided in this Section:

11 (1) arson, residential arson, or aggravated arson,  
12 \$500 per conviction to the State Treasurer for deposit into  
13 the Fire Prevention Fund;

14 (2) child pornography under Section 11-20.1 of the  
15 Criminal Code of 1961 or the Criminal Code of 2012, \$500  
16 per conviction, unless more than one agency is responsible  
17 for the arrest in which case the amount shall be remitted  
18 to each unit of government equally:

19 (A) if the arresting agency is an agency of a unit  
20 of local government, \$500 to the treasurer of the unit  
21 of local government for deposit into the unit of local  
22 government's General Fund, except that if the Illinois  
23 State Police Department ~~Department~~ of State Police provides  
24 digital or electronic forensic examination assistance,  
25 or both, to the arresting agency then \$100 to the State

1           Treasurer for deposit into the State Crime Laboratory  
2           Fund; or

3                   (B) if the arresting agency is the Illinois  
4           ~~Department of State Police~~, \$500 to the State Treasurer  
5           for deposit into the State Crime Laboratory Fund;

6           (3) crime laboratory drug analysis for a drug-related  
7           offense involving possession or delivery of cannabis or  
8           possession or delivery of a controlled substance as defined  
9           in the Cannabis Control Act, the Illinois Controlled  
10          Substances Act, or the Methamphetamine Control and  
11          Community Protection Act, \$100 reimbursement for  
12          laboratory analysis, as set forth in subsection (f) of  
13          Section 5-9-1.4 of the Unified Code of Corrections;

14          (4) DNA analysis, \$250 on each conviction in which it  
15          was used to the State Treasurer for deposit into the State  
16          Crime Laboratory Fund ~~State Offender DNA Identification~~  
17          ~~System Fund~~ as set forth in Section 5-9-1.4 ~~5-4-3~~ of the  
18          Unified Code of Corrections;

19          (5) DUI analysis, \$150 on each sentenced violation in  
20          which it was used as set forth in subsection (f) of Section  
21          5-9-1.9 of the Unified Code of Corrections;

22          (6) drug-related offense involving possession or  
23          delivery of cannabis or possession or delivery of a  
24          controlled substance, other than methamphetamine, as  
25          defined in the Cannabis Control Act or the Illinois  
26          Controlled Substances Act, an amount not less than the full

1 street value of the cannabis or controlled substance seized  
2 for each conviction to be disbursed as follows:

3 (A) 12.5% of the street value assessment shall be  
4 paid into the Youth Drug Abuse Prevention Fund, to be  
5 used by the Department of Human Services for the  
6 funding of programs and services for drug-abuse  
7 treatment, and prevention and education services;

8 (B) 37.5% to the county in which the charge was  
9 prosecuted, to be deposited into the county General  
10 Fund;

11 (C) 50% to the treasurer of the arresting law  
12 enforcement agency of the municipality or county, or to  
13 the State Treasurer if the arresting agency was a state  
14 agency;

15 (D) if the arrest was made in combination with  
16 multiple law enforcement agencies, the clerk shall  
17 equitably allocate the portion in subparagraph (C) of  
18 this paragraph (6) among the law enforcement agencies  
19 involved in the arrest;

20 (6.5) Kane County or Will County, in felony,  
21 misdemeanor, local or county ordinance, traffic, or  
22 conservation cases, up to \$30 as set by the county board  
23 under Section 5-1101.3 of the Counties Code upon the entry  
24 of a judgment of conviction, an order of supervision, or a  
25 sentence of probation without entry of judgment under  
26 Section 10 of the Cannabis Control Act, Section 410 of the

1 Illinois Controlled Substances Act, Section 70 of the  
2 Methamphetamine Control and Community Protection Act,  
3 Section 12-4.3 or subdivision (b) (1) of Section 12-3.05 of  
4 the Criminal Code of 1961 or the Criminal Code of 2012,  
5 Section 10-102 of the Illinois Alcoholism and Other Drug  
6 Dependency Act, or Section 10 of the Steroid Control Act;  
7 except in local or county ordinance, traffic, and  
8 conservation cases, if fines are paid in full without a  
9 court appearance, then the assessment shall not be imposed  
10 or collected. Distribution of assessments collected under  
11 this paragraph (6.5) shall be as provided in Section  
12 5-1101.3 of the Counties Code;

13 (7) methamphetamine-related offense involving  
14 possession or delivery of methamphetamine or any salt of an  
15 optical isomer of methamphetamine or possession of a  
16 methamphetamine manufacturing material as set forth in  
17 Section 10 of the Methamphetamine Control and Community  
18 Protection Act with the intent to manufacture a substance  
19 containing methamphetamine or salt of an optical isomer of  
20 methamphetamine, an amount not less than the full street  
21 value of the methamphetamine or salt of an optical isomer  
22 of methamphetamine or methamphetamine manufacturing  
23 materials seized for each conviction to be disbursed as  
24 follows:

25 (A) 12.5% of the street value assessment shall be  
26 paid into the Youth Drug Abuse Prevention Fund, to be

1 used by the Department of Human Services for the  
2 funding of programs and services for drug-abuse  
3 treatment, and prevention and education services;

4 (B) 37.5% to the county in which the charge was  
5 prosecuted, to be deposited into the county General  
6 Fund;

7 (C) 50% to the treasurer of the arresting law  
8 enforcement agency of the municipality or county, or to  
9 the State Treasurer if the arresting agency was a state  
10 agency;

11 (D) if the arrest was made in combination with  
12 multiple law enforcement agencies, the clerk shall  
13 equitably allocate the portion in subparagraph (C) of  
14 this paragraph (6) among the law enforcement agencies  
15 involved in the arrest;

16 (8) order of protection violation under Section 12-3.4  
17 of the Criminal Code of 2012, \$200 for each conviction to  
18 the county treasurer for deposit into the Probation and  
19 Court Services Fund for implementation of a domestic  
20 violence surveillance program and any other assessments or  
21 fees imposed under Section 5-9-1.16 of the Unified Code of  
22 Corrections;

23 (9) order of protection violation, \$25 for each  
24 violation to the State Treasurer, for deposit into the  
25 Domestic Violence Abuser Services Fund;

26 (10) prosecution by the State's Attorney of a:

1 (A) petty or business offense, \$4 to the county  
2 treasurer of which \$2 deposited into the State's  
3 Attorney Records Automation Fund and \$2 into the Public  
4 Defender Records Automation Fund;

5 (B) conservation or traffic offense, \$2 to the  
6 county treasurer for deposit into the State's Attorney  
7 Records Automation Fund;

8 (11) speeding in a construction zone violation, \$250 to  
9 the State Treasurer for deposit into the Transportation  
10 Safety Highway Hire-back Fund, unless (i) the violation  
11 occurred on a highway other than an interstate highway and  
12 (ii) a county police officer wrote the ticket for the  
13 violation, in which case to the county treasurer for  
14 deposit into that county's Transportation Safety Highway  
15 Hire-back Fund;

16 (12) supervision disposition on an offense under the  
17 Illinois Vehicle Code or similar provision of a local  
18 ordinance, 50 cents, unless waived by the court, into the  
19 Prisoner Review Board Vehicle and Equipment Fund;

20 (13) victim and offender are family or household  
21 members as defined in Section 103 of the Illinois Domestic  
22 Violence Act of 1986 and offender pleads guilty or no  
23 contest to or is convicted of murder, voluntary  
24 manslaughter, involuntary manslaughter, burglary,  
25 residential burglary, criminal trespass to residence,  
26 criminal trespass to vehicle, criminal trespass to land,



1 criminal damage to property, telephone harassment,  
2 kidnapping, aggravated kidnaping, unlawful restraint,  
3 forcible detention, child abduction, indecent solicitation  
4 of a child, sexual relations between siblings,  
5 exploitation of a child, child pornography, assault,  
6 aggravated assault, battery, aggravated battery, heinous  
7 battery, aggravated battery of a child, domestic battery,  
8 reckless conduct, intimidation, criminal sexual assault,  
9 predatory criminal sexual assault of a child, aggravated  
10 criminal sexual assault, criminal sexual abuse, aggravated  
11 criminal sexual abuse, violation of an order of protection,  
12 disorderly conduct, endangering the life or health of a  
13 child, child abandonment, contributing to dependency or  
14 neglect of child, or cruelty to children and others, \$200  
15 for each sentenced violation to the State Treasurer for  
16 deposit as follows: (i) for sexual assault, as defined in  
17 Section 5-9-1.7 of the Unified Code of Corrections, when  
18 the offender and victim are family members, one-half to the  
19 Domestic Violence Shelter and Service Fund, and one-half to  
20 the Sexual Assault Services Fund; (ii) for the remaining  
21 offenses to the Domestic Violence Shelter and Service Fund;  
22 (14) violation of Section 11-501 of the Illinois  
23 Vehicle Code, Section 5-7 of the Snowmobile Registration  
24 and Safety Act, Section 5-16 of the Boat Registration and  
25 Safety Act, or a similar provision, whose operation of a  
26 motor vehicle, snowmobile, or watercraft while in

1 violation of Section 11-501, Section 5-7 of the Snowmobile  
2 Registration and Safety Act, Section 5-16 of the Boat  
3 Registration and Safety Act, or a similar provision  
4 proximately caused an incident resulting in an appropriate  
5 emergency response, \$1,000 maximum to the public agency  
6 that provided an emergency response related to the person's  
7 violation, and if more than one agency responded, the  
8 amount payable to public agencies shall be shared equally;

9 (15) violation of Section 401, 407, or 407.2 of the  
10 Illinois Controlled Substances Act that proximately caused  
11 any incident resulting in an appropriate drug-related  
12 emergency response, \$1,000 as reimbursement for the  
13 emergency response to the law enforcement agency that made  
14 the arrest, and if more than one agency is responsible for  
15 the arrest, the amount payable to law enforcement agencies  
16 shall be shared equally;

17 (16) violation of reckless driving, aggravated  
18 reckless driving, or driving 26 miles per hour or more in  
19 excess of the speed limit that triggered an emergency  
20 response, \$1,000 maximum reimbursement for the emergency  
21 response to be distributed in its entirety to a public  
22 agency that provided an emergency response related to the  
23 person's violation, and if more than one agency responded,  
24 the amount payable to public agencies shall be shared  
25 equally;

26 (17) violation based upon each plea of guilty,

1 stipulation of facts, or finding of guilt resulting in a  
2 judgment of conviction or order of supervision for an  
3 offense under Section 10-9, 11-14.1, 11-14.3, or 11-18 of  
4 the Criminal Code of 2012 that results in the imposition of  
5 a fine, to be distributed as follows:

6 (A) \$50 to the county treasurer for deposit into  
7 the Circuit Court Clerk Operation and Administrative  
8 Fund to cover the costs in administering this paragraph  
9 (17);

10 (B) \$300 to the State Treasurer who shall deposit  
11 the portion as follows:

12 (i) if the arresting or investigating agency  
13 is the Illinois State Police ~~Department of State~~  
14 Police, into the State Police Law Enforcement  
15 Administration Fund;

16 (ii) if the arresting or investigating agency  
17 is the Department of Natural Resources, into the  
18 Conservation Police Operations Assistance Fund;

19 (iii) if the arresting or investigating agency  
20 is the Secretary of State, into the Secretary of  
21 State Police Services Fund;

22 (iv) if the arresting or investigating agency  
23 is the Illinois Commerce Commission, into the  
24 Public Utility Fund; or

25 (v) if more than one of the State agencies in  
26 this subparagraph (B) is the arresting or

1           investigating agency, then equal shares with the  
2           shares deposited as provided in the applicable  
3           items (i) through (iv) of this subparagraph (B);  
4           and

5           (C) the remainder for deposit into the Specialized  
6           Services for Survivors of Human Trafficking Fund;

7           (18) weapons violation under Section 24-1.1, 24-1.2,  
8           or 24-1.5 of the Criminal Code of 1961 or the Criminal Code  
9           of 2012, \$100 for each conviction to the State Treasurer  
10          for deposit into the Trauma Center Fund; and

11          (19) violation of subsection (c) of Section 11-907 of  
12          the Illinois Vehicle Code, \$250 to the State Treasurer for  
13          deposit into the Scott's Law Fund, unless a county or  
14          municipal police officer wrote the ticket for the  
15          violation, in which case to the county treasurer for  
16          deposit into that county's or municipality's  
17          Transportation Safety Highway Hire-back Fund to be used as  
18          provided in subsection (j) of Section 11-907 of the  
19          Illinois Vehicle Code.

20          (Source: P.A. 100-987, eff. 7-1-19; 100-1161, eff. 7-1-19;  
21          101-173, eff. 1-1-20.)

22          Section 35. The Unified Code of Corrections is amended by  
23          changing Sections 5-4-3 and 5-9-1.4 as follows:

24                 (730 ILCS 5/5-4-3) (from Ch. 38, par. 1005-4-3)

1           Sec. 5-4-3. Specimens; genetic marker groups.

2           (a) Any person convicted of, found guilty under the  
3 Juvenile Court Act of 1987 for, or who received a disposition  
4 of court supervision for, a qualifying offense or attempt of a  
5 qualifying offense, convicted or found guilty of any offense  
6 classified as a felony under Illinois law, convicted or found  
7 guilty of any offense requiring registration under the Sex  
8 Offender Registration Act, found guilty or given supervision  
9 for any offense classified as a felony under the Juvenile Court  
10 Act of 1987, convicted or found guilty of, under the Juvenile  
11 Court Act of 1987, any offense requiring registration under the  
12 Sex Offender Registration Act, or institutionalized as a  
13 sexually dangerous person under the Sexually Dangerous Persons  
14 Act, or committed as a sexually violent person under the  
15 Sexually Violent Persons Commitment Act shall, regardless of  
16 the sentence or disposition imposed, be required to submit  
17 specimens of blood, saliva, or tissue to the Illinois  
18 ~~Department of~~ State Police in accordance with the provisions of  
19 this Section, provided such person is:

20           (1) convicted of a qualifying offense or attempt of a  
21 qualifying offense on or after July 1, 1990 and sentenced  
22 to a term of imprisonment, periodic imprisonment, fine,  
23 probation, conditional discharge or any other form of  
24 sentence, or given a disposition of court supervision for  
25 the offense;

26           (1.5) found guilty or given supervision under the

1 Juvenile Court Act of 1987 for a qualifying offense or  
2 attempt of a qualifying offense on or after January 1,  
3 1997;

4 (2) ordered institutionalized as a sexually dangerous  
5 person on or after July 1, 1990;

6 (3) convicted of a qualifying offense or attempt of a  
7 qualifying offense before July 1, 1990 and is presently  
8 confined as a result of such conviction in any State  
9 correctional facility or county jail or is presently  
10 serving a sentence of probation, conditional discharge or  
11 periodic imprisonment as a result of such conviction;

12 (3.5) convicted or found guilty of any offense  
13 classified as a felony under Illinois law or found guilty  
14 or given supervision for such an offense under the Juvenile  
15 Court Act of 1987 on or after August 22, 2002;

16 (4) presently institutionalized as a sexually  
17 dangerous person or presently institutionalized as a  
18 person found guilty but mentally ill of a sexual offense or  
19 attempt to commit a sexual offense; or

20 (4.5) ordered committed as a sexually violent person on  
21 or after the effective date of the Sexually Violent Persons  
22 Commitment Act.

23 (a-1) Any person incarcerated in a facility of the Illinois  
24 Department of Corrections or the Illinois Department of  
25 Juvenile Justice on or after August 22, 2002, whether for a  
26 term of years, natural life, or a sentence of death, who has

1 not yet submitted a specimen of blood, saliva, or tissue shall  
2 be required to submit a specimen of blood, saliva, or tissue  
3 prior to his or her final discharge, or release on parole,  
4 aftercare release, or mandatory supervised release, as a  
5 condition of his or her parole, aftercare release, or mandatory  
6 supervised release, or within 6 months from August 13, 2009  
7 (the effective date of Public Act 96-426), whichever is sooner.  
8 A person incarcerated on or after August 13, 2009 (the  
9 effective date of Public Act 96-426) shall be required to  
10 submit a specimen within 45 days of incarceration, or prior to  
11 his or her final discharge, or release on parole, aftercare  
12 release, or mandatory supervised release, as a condition of his  
13 or her parole, aftercare release, or mandatory supervised  
14 release, whichever is sooner. These specimens shall be placed  
15 into the State or national DNA database, to be used in  
16 accordance with other provisions of this Section, by the  
17 Illinois State Police.

18 (a-2) Any person sentenced to life imprisonment in a  
19 facility of the Illinois Department of Corrections after the  
20 effective date of this amendatory Act of the 94th General  
21 Assembly or sentenced to death after the effective date of this  
22 amendatory Act of the 94th General Assembly shall be required  
23 to provide a specimen of blood, saliva, or tissue within 45  
24 days after sentencing or disposition at a collection site  
25 designated by the Illinois ~~Department~~ of State Police. Any  
26 person serving a sentence of life imprisonment in a facility of

1 the Illinois Department of Corrections on the effective date of  
2 this amendatory Act of the 94th General Assembly or any person  
3 who is under a sentence of death on the effective date of this  
4 amendatory Act of the 94th General Assembly shall be required  
5 to provide a specimen of blood, saliva, or tissue upon request  
6 at a collection site designated by the Illinois ~~Department of~~  
7 State Police.

8 (a-3) Any person seeking transfer to or residency in  
9 Illinois under Sections 3-3-11.05 through 3-3-11.5 of this  
10 Code, the Interstate Compact for Adult Offender Supervision, or  
11 the Interstate Agreements on Sexually Dangerous Persons Act  
12 shall be required to provide a specimen of blood, saliva, or  
13 tissue within 45 days after transfer to or residency in  
14 Illinois at a collection site designated by the Illinois  
15 ~~Department of~~ State Police.

16 (a-3.1) Any person required by an order of the court to  
17 submit a DNA specimen shall be required to provide a specimen  
18 of blood, saliva, or tissue within 45 days after the court  
19 order at a collection site designated by the Illinois  
20 ~~Department of~~ State Police.

21 (a-3.2) On or after January 1, 2012 (the effective date of  
22 Public Act 97-383), any person arrested for any of the  
23 following offenses, after an indictment has been returned by a  
24 grand jury, or following a hearing pursuant to Section 109-3 of  
25 the Code of Criminal Procedure of 1963 and a judge finds there  
26 is probable cause to believe the arrestee has committed one of



1 the designated offenses, or an arrestee has waived a  
2 preliminary hearing shall be required to provide a specimen of  
3 blood, saliva, or tissue within 14 days after such indictment  
4 or hearing at a collection site designated by the Illinois  
5 ~~Department of~~ State Police:

6 (A) first degree murder;

7 (B) home invasion;

8 (C) predatory criminal sexual assault of a child;

9 (D) aggravated criminal sexual assault; or

10 (E) criminal sexual assault.

11 (a-3.3) Any person required to register as a sex offender  
12 under the Sex Offender Registration Act, regardless of the date  
13 of conviction as set forth in subsection (c-5.2) shall be  
14 required to provide a specimen of blood, saliva, or tissue  
15 within the time period prescribed in subsection (c-5.2) at a  
16 collection site designated by the Illinois ~~Department of~~ State  
17 Police.

18 (a-5) Any person who was otherwise convicted of or received  
19 a disposition of court supervision for any other offense under  
20 the Criminal Code of 1961 or the Criminal Code of 2012 or who  
21 was found guilty or given supervision for such a violation  
22 under the Juvenile Court Act of 1987, may, regardless of the  
23 sentence imposed, be required by an order of the court to  
24 submit specimens of blood, saliva, or tissue to the Illinois  
25 ~~Department of~~ State Police in accordance with the provisions of  
26 this Section.

1           (b) Any person required by paragraphs (a)(1), (a)(1.5),  
2           (a)(2), (a)(3.5), and (a-5) to provide specimens of blood,  
3           saliva, or tissue shall provide specimens of blood, saliva, or  
4           tissue within 45 days after sentencing or disposition at a  
5           collection site designated by the Illinois ~~Department of State~~  
6           Police.

7           (c) Any person required by paragraphs (a)(3), (a)(4), and  
8           (a)(4.5) to provide specimens of blood, saliva, or tissue shall  
9           be required to provide such specimens prior to final discharge  
10          or within 6 months from August 13, 2009 (the effective date of  
11          Public Act 96-426), whichever is sooner. These specimens shall  
12          be placed into the State or national DNA database, to be used  
13          in accordance with other provisions of this Act, by the  
14          Illinois State Police.

15          (c-5) Any person required by paragraph (a-3) to provide  
16          specimens of blood, saliva, or tissue shall, where feasible, be  
17          required to provide the specimens before being accepted for  
18          conditioned residency in Illinois under the interstate compact  
19          or agreement, but no later than 45 days after arrival in this  
20          State.

21          (c-5.2) Unless it is determined that a registered sex  
22          offender has previously submitted a specimen of blood, saliva,  
23          or tissue that has been placed into the State DNA database, a  
24          person registering as a sex offender shall be required to  
25          submit a specimen at the time of his or her initial  
26          registration pursuant to the Sex Offender Registration Act or,

1 for a person registered as a sex offender on or prior to  
2 January 1, 2012 (the effective date of Public Act 97-383),  
3 within one year of January 1, 2012 (the effective date of  
4 Public Act 97-383) or at the time of his or her next required  
5 registration.

6 (c-6) The Illinois ~~Department of~~ State Police may determine  
7 which type of specimen or specimens, blood, saliva, or tissue,  
8 is acceptable for submission to the Division of Forensic  
9 Services for analysis. The Illinois ~~Department of~~ State Police  
10 may require the submission of fingerprints from anyone required  
11 to give a specimen under this Act.

12 (d) The Illinois ~~Department of~~ State Police shall provide  
13 all equipment and instructions necessary for the collection of  
14 blood specimens. The collection of specimens shall be performed  
15 in a medically approved manner. Only a physician authorized to  
16 practice medicine, a registered nurse or other qualified person  
17 trained in venipuncture may withdraw blood for the purposes of  
18 this Act. The specimens shall thereafter be forwarded to the  
19 Illinois ~~Department of~~ State Police, Division of Forensic  
20 Services, for analysis and categorizing into genetic marker  
21 groupings.

22 (d-1) The Illinois ~~Department of~~ State Police shall provide  
23 all equipment and instructions necessary for the collection of  
24 saliva specimens. The collection of saliva specimens shall be  
25 performed in a medically approved manner. Only a person trained  
26 in the instructions promulgated by the Illinois State Police on

1 collecting saliva may collect saliva for the purposes of this  
2 Section. The specimens shall thereafter be forwarded to the  
3 Illinois ~~Department of~~ State Police, Division of Forensic  
4 Services, for analysis and categorizing into genetic marker  
5 groupings.

6 (d-2) The Illinois ~~Department of~~ State Police shall provide  
7 all equipment and instructions necessary for the collection of  
8 tissue specimens. The collection of tissue specimens shall be  
9 performed in a medically approved manner. Only a person trained  
10 in the instructions promulgated by the Illinois State Police on  
11 collecting tissue may collect tissue for the purposes of this  
12 Section. The specimens shall thereafter be forwarded to the  
13 Illinois ~~Department of~~ State Police, Division of Forensic  
14 Services, for analysis and categorizing into genetic marker  
15 groupings.

16 (d-5) To the extent that funds are available, the Illinois  
17 ~~Department of~~ State Police shall contract with qualified  
18 personnel and certified laboratories for the collection,  
19 analysis, and categorization of known specimens, except as  
20 provided in subsection (n) of this Section.

21 (d-6) Agencies designated by the Illinois ~~Department of~~  
22 State Police and the Illinois ~~Department of~~ State Police may  
23 contract with third parties to provide for the collection or  
24 analysis of DNA, or both, of an offender's blood, saliva, and  
25 tissue specimens, except as provided in subsection (n) of this  
26 Section.

1           (e) The genetic marker groupings shall be maintained by the  
2 Illinois ~~Department of~~ State Police, Division of Forensic  
3 Services.

4           (f) The genetic marker grouping analysis information  
5 obtained pursuant to this Act shall be confidential and shall  
6 be released only to peace officers of the United States, of  
7 other states or territories, of the insular possessions of the  
8 United States, of foreign countries duly authorized to receive  
9 the same, to all peace officers of the State of Illinois and to  
10 all prosecutorial agencies, and to defense counsel as provided  
11 by Section 116-5 of the Code of Criminal Procedure of 1963. The  
12 genetic marker grouping analysis information obtained pursuant  
13 to this Act shall be used only for (i) valid law enforcement  
14 identification purposes and as required by the Federal Bureau  
15 of Investigation for participation in the National DNA  
16 database, (ii) technology validation purposes, (iii) a  
17 population statistics database, (iv) quality assurance  
18 purposes if personally identifying information is removed, (v)  
19 assisting in the defense of the criminally accused pursuant to  
20 Section 116-5 of the Code of Criminal Procedure of 1963, or  
21 (vi) identifying and assisting in the prosecution of a person  
22 who is suspected of committing a sexual assault as defined in  
23 Section 1a of the Sexual Assault Survivors Emergency Treatment  
24 Act. Notwithstanding any other statutory provision to the  
25 contrary, all information obtained under this Section shall be  
26 maintained in a single State data base, which may be uploaded

1 into a national database, and which information may be subject  
2 to expungement only as set forth in subsection (f-1).

3 (f-1) Upon receipt of notification of a reversal of a  
4 conviction based on actual innocence, or of the granting of a  
5 pardon pursuant to Section 12 of Article V of the Illinois  
6 Constitution, if that pardon document specifically states that  
7 the reason for the pardon is the actual innocence of an  
8 individual whose DNA record has been stored in the State or  
9 national DNA identification index in accordance with this  
10 Section by the Illinois ~~Department of~~ State Police, the DNA  
11 record shall be expunged from the DNA identification index, and  
12 the Department shall by rule prescribe procedures to ensure  
13 that the record and any specimens, analyses, or other documents  
14 relating to such record, whether in the possession of the  
15 Department or any law enforcement or police agency, or any  
16 forensic DNA laboratory, including any duplicates or copies  
17 thereof, are destroyed and a letter is sent to the court  
18 verifying the expungement is completed. For specimens required  
19 to be collected prior to conviction, unless the individual has  
20 other charges or convictions that require submission of a  
21 specimen, the DNA record for an individual shall be expunged  
22 from the DNA identification databases and the specimen  
23 destroyed upon receipt of a certified copy of a final court  
24 order for each charge against an individual in which the charge  
25 has been dismissed, resulted in acquittal, or that the charge  
26 was not filed within the applicable time period. The Department

1 shall by rule prescribe procedures to ensure that the record  
2 and any specimens in the possession or control of the  
3 Department are destroyed and a letter is sent to the court  
4 verifying the expungement is completed.

5 (f-5) Any person who intentionally uses genetic marker  
6 grouping analysis information, or any other information  
7 derived from a DNA specimen, beyond the authorized uses as  
8 provided under this Section, or any other Illinois law, is  
9 guilty of a Class 4 felony, and shall be subject to a fine of  
10 not less than \$5,000.

11 (f-6) The Illinois ~~Department of~~ State Police may contract  
12 with third parties for the purposes of implementing this  
13 amendatory Act of the 93rd General Assembly, except as provided  
14 in subsection (n) of this Section. Any other party contracting  
15 to carry out the functions of this Section shall be subject to  
16 the same restrictions and requirements of this Section insofar  
17 as applicable, as the Illinois ~~Department of~~ State Police, and  
18 to any additional restrictions imposed by the Illinois  
19 ~~Department of~~ State Police.

20 (g) For the purposes of this Section, "qualifying offense"  
21 means any of the following:

22 (1) any violation or inchoate violation of Section  
23 11-1.50, 11-1.60, 11-6, 11-9.1, 11-11, 11-18.1, 12-15, or  
24 12-16 of the Criminal Code of 1961 or the Criminal Code of  
25 2012;

26 (1.1) any violation or inchoate violation of Section

1 9-1, 9-2, 10-1, 10-2, 12-11, 12-11.1, 18-1, 18-2, 18-3,  
2 18-4, 18-6, 19-1, 19-2, or 19-6 of the Criminal Code of  
3 1961 or the Criminal Code of 2012 for which persons are  
4 convicted on or after July 1, 2001;

5 (2) any former statute of this State which defined a  
6 felony sexual offense;

7 (3) (blank);

8 (4) any inchoate violation of Section 9-3.1, 9-3.4,  
9 11-9.3, 12-7.3, or 12-7.4 of the Criminal Code of 1961 or  
10 the Criminal Code of 2012; or

11 (5) any violation or inchoate violation of Article 29D  
12 of the Criminal Code of 1961 or the Criminal Code of 2012.

13 (g-5) (Blank).

14 (h) The Illinois ~~Department of~~ State Police shall be the  
15 State central repository for all genetic marker grouping  
16 analysis information obtained pursuant to this Act. The  
17 Illinois ~~Department of~~ State Police may promulgate rules for  
18 the form and manner of the collection of blood, saliva, or  
19 tissue specimens and other procedures for the operation of this  
20 Act. The provisions of the Administrative Review Law shall  
21 apply to all actions taken under the rules so promulgated.

22 (i) (1) A person required to provide a blood, saliva, or  
23 tissue specimen shall cooperate with the collection of the  
24 specimen and any deliberate act by that person intended to  
25 impede, delay or stop the collection of the blood, saliva,  
26 or tissue specimen is a Class 4 felony.



1           (2) In the event that a person's DNA specimen is not  
2           adequate for any reason, the person shall provide another  
3           DNA specimen for analysis. Duly authorized law enforcement  
4           and corrections personnel may employ reasonable force in  
5           cases in which an individual refuses to provide a DNA  
6           specimen required under this Act.

7           (j) (Blank).

8           (k) All analysis and categorization assessments provided  
9           under the Criminal and Traffic Assessments Act to the State  
10          Crime Laboratory Fund ~~State Offender DNA Identification System~~  
11          ~~Fund~~ shall be regulated as follows:

12           (1) (Blank). ~~The State Offender DNA Identification~~  
13          ~~System Fund is hereby created as a special fund in the~~  
14          ~~State Treasury.~~

15           (2) (Blank).

16           (3) Moneys deposited into the State Crime Laboratory  
17          Fund ~~State Offender DNA Identification System Fund~~ shall be  
18          used by Illinois State Police crime laboratories as  
19          designated by the Director of the Illinois State Police.  
20          These funds shall be in addition to any allocations made  
21          pursuant to existing laws and shall be designated for the  
22          exclusive use of State crime laboratories. These uses may  
23          include, but are not limited to, the following:

24           (A) Costs incurred in providing analysis and  
25          genetic marker categorization as required by  
26          subsection (d).

1 (B) Costs incurred in maintaining genetic marker  
2 groupings as required by subsection (e).

3 (C) Costs incurred in the purchase and maintenance  
4 of equipment for use in performing analyses.

5 (D) Costs incurred in continuing research and  
6 development of new techniques for analysis and genetic  
7 marker categorization.

8 (E) Costs incurred in continuing education,  
9 training, and professional development of forensic  
10 scientists regularly employed by these laboratories.

11 (1) The failure of a person to provide a specimen, or of  
12 any person or agency to collect a specimen, shall in no way  
13 alter the obligation of the person to submit such specimen, or  
14 the authority of the Illinois ~~Department of~~ State Police or  
15 persons designated by the Illinois State Police ~~Department~~ to  
16 collect the specimen, or the authority of the Illinois  
17 ~~Department of~~ State Police to accept, analyze and maintain the  
18 specimen or to maintain or upload results of genetic marker  
19 grouping analysis information into a State or national  
20 database.

21 (m) If any provision of this amendatory Act of the 93rd  
22 General Assembly is held unconstitutional or otherwise  
23 invalid, the remainder of this amendatory Act of the 93rd  
24 General Assembly is not affected.

25 (n) Neither the Illinois ~~Department of~~ State Police, the  
26 Division of Forensic Services, nor any laboratory of the

1 Division of Forensic Services may contract out forensic testing  
2 for the purpose of an active investigation or a matter pending  
3 before a court of competent jurisdiction without the written  
4 consent of the prosecuting agency. For the purposes of this  
5 subsection (n), "forensic testing" includes the analysis of  
6 physical evidence in an investigation or other proceeding for  
7 the prosecution of a violation of the Criminal Code of 1961 or  
8 the Criminal Code of 2012 or for matters adjudicated under the  
9 Juvenile Court Act of 1987, and includes the use of forensic  
10 databases and databanks, including DNA, firearm, and  
11 fingerprint databases, and expert testimony.

12 (o) Mistake does not invalidate a database match. The  
13 detention, arrest, or conviction of a person based upon a  
14 database match or database information is not invalidated if it  
15 is determined that the specimen was obtained or placed in the  
16 database by mistake.

17 (p) This Section may be referred to as the Illinois DNA  
18 Database Law of 2011.

19 (Source: P.A. 100-987, eff. 7-1-19.)

20 (730 ILCS 5/5-9-1.4) (from Ch. 38, par. 1005-9-1.4)

21 Sec. 5-9-1.4. (a) "Crime laboratory" means any  
22 not-for-profit laboratory registered with the Drug Enforcement  
23 Administration of the United States Department of Justice,  
24 substantially funded by a unit or combination of units of local  
25 government or the State of Illinois, which regularly employs at

1 least one person engaged in the analysis of controlled  
2 substances, cannabis, methamphetamine, or steroids for  
3 criminal justice agencies in criminal matters and provides  
4 testimony with respect to such examinations.

5 (b) (Blank).

6 (c) In addition to any other disposition made pursuant to  
7 the provisions of the Juvenile Court Act of 1987, any minor  
8 adjudicated delinquent for an offense which if committed by an  
9 adult would constitute a violation of the Cannabis Control Act,  
10 the Illinois Controlled Substances Act, the Methamphetamine  
11 Control and Community Protection Act, or the Steroid Control  
12 Act shall be required to pay a criminal laboratory analysis  
13 assessment of \$100 for each adjudication. Upon verified  
14 petition of the minor, the court may suspend payment of all or  
15 part of the assessment if it finds that the minor does not have  
16 the ability to pay the assessment. The parent, guardian or  
17 legal custodian of the minor may pay some or all of such  
18 assessment on the minor's behalf.

19 (d) All criminal laboratory analysis fees provided for by  
20 this Section shall be collected by the clerk of the court and  
21 forwarded to the appropriate crime laboratory fund as provided  
22 in subsection (f).

23 (e) Crime laboratory funds shall be established as follows:

24 (1) Any unit of local government which maintains a  
25 crime laboratory may establish a crime laboratory fund  
26 within the office of the county or municipal treasurer.

1           (2) Any combination of units of local government which  
2 maintains a crime laboratory may establish a crime  
3 laboratory fund within the office of the treasurer of the  
4 county where the crime laboratory is situated.

5           (3) The State Crime Laboratory Fund is hereby created  
6 as a special fund in the State Treasury. Notwithstanding  
7 any other provision of law to the contrary, and in addition  
8 to any other transfers that may be provided by law, on the  
9 effective date of this amendatory Act of the 101st General  
10 Assembly, or as soon thereafter as practical, the State  
11 Comptroller shall direct and the State Treasurer shall  
12 transfer the remaining balance from the State Offender DNA  
13 Identification System Fund into the State Crime Laboratory  
14 Fund. Upon completion of the transfer, the State Offender  
15 DNA Identification System Fund is dissolved, and any future  
16 deposits due to that Fund and any outstanding obligations  
17 or liabilities of that Fund shall pass to the State Crime  
18 Laboratory Fund.

19           (f) The analysis assessment provided for in subsection (c)  
20 of this Section shall be forwarded to the office of the  
21 treasurer of the unit of local government that performed the  
22 analysis if that unit of local government has established a  
23 crime laboratory fund, or to the State Crime Laboratory Fund if  
24 the analysis was performed by a laboratory operated by the  
25 Illinois State Police. If the analysis was performed by a crime  
26 laboratory funded by a combination of units of local

1 government, the analysis assessment shall be forwarded to the  
2 treasurer of the county where the crime laboratory is situated  
3 if a crime laboratory fund has been established in that county.  
4 If the unit of local government or combination of units of  
5 local government has not established a crime laboratory fund,  
6 then the analysis assessment shall be forwarded to the State  
7 Crime Laboratory Fund.

8 (g) Moneys deposited into a crime laboratory fund created  
9 pursuant to paragraphs (1) or (2) of subsection (e) of this  
10 Section shall be in addition to any allocations made pursuant  
11 to existing law and shall be designated for the exclusive use  
12 of the crime laboratory. These uses may include, but are not  
13 limited to, the following:

14 (1) costs incurred in providing analysis for  
15 controlled substances in connection with criminal  
16 investigations conducted within this State;

17 (2) purchase and maintenance of equipment for use in  
18 performing analyses; and

19 (3) continuing education, training and professional  
20 development of forensic scientists regularly employed by  
21 these laboratories.

22 (h) Moneys deposited in the State Crime Laboratory Fund  
23 created pursuant to paragraph (3) of subsection (d) of this  
24 Section shall be used by State crime laboratories as designated  
25 by the Director of State Police. These funds shall be in  
26 addition to any allocations made pursuant to existing law and

1 shall be designated for the exclusive use of State crime  
2 laboratories or for the sexual assault evidence tracking system  
3 created under Section 50 of the Sexual Assault Evidence  
4 Submission Act. These uses may include those enumerated in  
5 subsection (g) of this Section.

6 (Source: P.A. 100-987, eff. 7-1-19; 101-377, eff. 8-16-19.)

7 Section 99. Effective date. This Act takes effect upon  
8 becoming law.".