



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

SB2800

Introduced 2/5/2004, by Rickey R. Hendon

SYNOPSIS AS INTRODUCED:

725 ILCS 5/103-10 new

Amends the Code of Criminal Procedure of 1963. Provides that a law enforcement agency or law enforcement officer may not use a video camera or other device, openly or secretly placed, to record visual images of public streets or highways and pedestrians or motor vehicle drivers on those streets or highways for the purpose of enforcing the criminal laws of this State or the criminal ordinances of a unit of local government. Provides that video camera images recorded in violation of this provision are inadmissible in any criminal proceeding as evidence against a pedestrian or driver shown in those images and may not be used as a basis for an arrest of any person shown in those images to be violating the criminal laws of this State or the criminal ordinances of a unit of local government.

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FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

1 AN ACT concerning criminal law.

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

4 Section 5. The Code of Criminal Procedure of 1963 is
5 amended by adding Section 103-10 as follows:

6 (725 ILCS 5/103-10 new)

7 Sec. 103-10. Law enforcement agencies; use of video cameras
8 to enforce criminal laws or ordinances prohibited.

9 (a) A law enforcement agency or law enforcement officer may
10 not use a video camera or other device, openly or secretly
11 placed, to record visual images of public streets or highways
12 and pedestrians or motor vehicle drivers on those streets or
13 highways for the purpose of enforcing the criminal laws of this
14 State or the criminal ordinances of a unit of local government.

15 (b) Video camera images recorded in violation of subsection
16 (a) are inadmissible in any criminal proceeding as evidence
17 against a pedestrian or driver shown in those images and may
18 not be used as a basis for an arrest of any person shown in
19 those images to be violating the criminal laws of this State or
20 the criminal ordinances of a unit of local government.