



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB3519

Introduced 2/23/2005, by Rep. Mike Bost

SYNOPSIS AS INTRODUCED:

20 ILCS 3930/7

from Ch. 38, par. 210-7

Amends the Illinois Criminal Justice Information Act. Provides that the Illinois Criminal Justice Information Authority may apply for, receive, establish priorities for, allocate, disburse, and spend grants of funds and appropriations to assist drug task forces, drug squads, and Metropolitan Enforcement Groups throughout the State in the apprehension, prevention, and prosecution of persons who violate the laws relating to the manufacture, delivery, and possession of methamphetamine. The funds shall be specifically allocated to these law enforcement groups for the surveillance of sites used to manufacture methamphetamine, the interdiction of methamphetamine produced by these sites, and the prosecution of cases arising from these law enforcement activities. Effective July 1, 2005.

LRB094 08222 RLC 38409 b

FISCAL NOTE ACT
MAY APPLY

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 Illinois Criminal Justice Information Act is
5 amended by changing Section 7 as follows:

6 (20 ILCS 3930/7) (from Ch. 38, par. 210-7)

7 Sec. 7. Powers and Duties. The Authority shall have the
8 following powers, duties and responsibilities:

9 (a) To develop and operate comprehensive information
10 systems for the improvement and coordination of all aspects
11 of law enforcement, prosecution and corrections;

12 (b) To define, develop, evaluate and correlate State
13 and local programs and projects associated with the
14 improvement of law enforcement and the administration of
15 criminal justice;

16 (c) To act as a central repository and clearing house
17 for federal, state and local research studies, plans,
18 projects, proposals and other information relating to all
19 aspects of criminal justice system improvement and to
20 encourage educational programs for citizen support of
21 State and local efforts to make such improvements;

22 (d) To undertake research studies to aid in
23 accomplishing its purposes;

24 (e) To monitor the operation of existing criminal
25 justice information systems in order to protect the
26 constitutional rights and privacy of individuals about
27 whom criminal history record information has been
28 collected;

29 (f) To provide an effective administrative forum for
30 the protection of the rights of individuals concerning
31 criminal history record information;

32 (g) To issue regulations, guidelines and procedures

1 which ensure the privacy and security of criminal history
2 record information consistent with State and federal laws;

3 (h) To act as the sole administrative appeal body in
4 the State of Illinois to conduct hearings and make final
5 determinations concerning individual challenges to the
6 completeness and accuracy of criminal history record
7 information;

8 (i) To act as the sole, official, criminal justice body
9 in the State of Illinois to conduct annual and periodic
10 audits of the procedures, policies, and practices of the
11 State central repositories for criminal history record
12 information to verify compliance with federal and state
13 laws and regulations governing such information;

14 (j) To advise the Authority's Statistical Analysis
15 Center;

16 (k) To apply for, receive, establish priorities for,
17 allocate, disburse and spend grants of funds that are made
18 available by and received on or after January 1, 1983 from
19 private sources or from the United States pursuant to the
20 federal Crime Control Act of 1973, as amended, and similar
21 federal legislation, and to enter into agreements with the
22 United States government to further the purposes of this
23 Act, or as may be required as a condition of obtaining
24 federal funds;

25 (k-5) To apply for, receive, establish priorities for,
26 allocate, disburse, and spend grants of funds and
27 appropriations to assist drug task forces, drug squads, and
28 Metropolitan Enforcement Groups throughout the State in
29 the apprehension, prevention, and prosecution of persons
30 who violate the laws relating to the manufacture, delivery,
31 and possession of methamphetamine. The funds shall be be
32 specifically allocated to these law enforcement groups for
33 the surveillance of sites used to manufacture
34 methamphetamine, the interdiction of methamphetamine
35 produced by these sites, and the prosecution of cases
36 arising from these law enforcement activities;

1 (l) To receive, expend and account for such funds of
2 the State of Illinois as may be made available to further
3 the purposes of this Act;

4 (m) To enter into contracts and to cooperate with units
5 of general local government or combinations of such units,
6 State agencies, and criminal justice system agencies of
7 other states for the purpose of carrying out the duties of
8 the Authority imposed by this Act or by the federal Crime
9 Control Act of 1973, as amended;

10 (n) To enter into contracts and cooperate with units of
11 general local government outside of Illinois, other
12 states' agencies, and private organizations outside of
13 Illinois to provide computer software or design that has
14 been developed for the Illinois criminal justice system, or
15 to participate in the cooperative development or design of
16 new software or systems to be used by the Illinois criminal
17 justice system. Revenues received as a result of such
18 arrangements shall be deposited in the Criminal Justice
19 Information Systems Trust Fund.

20 (o) To establish general policies concerning criminal
21 justice information systems and to promulgate such rules,
22 regulations and procedures as are necessary to the
23 operation of the Authority and to the uniform consideration
24 of appeals and audits;

25 (p) To advise and to make recommendations to the
26 Governor and the General Assembly on policies relating to
27 criminal justice information systems;

28 (q) To direct all other agencies under the jurisdiction
29 of the Governor to provide whatever assistance and
30 information the Authority may lawfully require to carry out
31 its functions;

32 (r) To exercise any other powers that are reasonable
33 and necessary to fulfill the responsibilities of the
34 Authority under this Act and to comply with the
35 requirements of applicable federal law or regulation;

36 (s) To exercise the rights, powers and duties which

1 have been vested in the Authority by the "Illinois Uniform
2 Conviction Information Act", enacted by the 85th General
3 Assembly, as hereafter amended; and

4 (t) To exercise the rights, powers and duties which
5 have been vested in the Authority by the Illinois Motor
6 Vehicle Theft Prevention Act.

7 The requirement for reporting to the General Assembly shall
8 be satisfied by filing copies of the report with the Speaker,
9 the Minority Leader and the Clerk of the House of
10 Representatives and the President, the Minority Leader and the
11 Secretary of the Senate and the Legislative Research Unit, as
12 required by Section 3.1 of "An Act to revise the law in
13 relation to the General Assembly", approved February 25, 1874,
14 as amended, and filing such additional copies with the State
15 Government Report Distribution Center for the General Assembly
16 as is required under paragraph (t) of Section 7 of the State
17 Library Act.

18 (Source: P.A. 85-922; 86-1408.)

19 Section 99. Effective date. This Act takes effect July 1,
20 2005.