

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

7 (20 ILCS 2605/2605-580 new)

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 Vermilion County Sheriff's Office, 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 Vermilion County Sheriff's Office, and 30% shall be  
17 allocated to the Village of Round Lake Heights Police  
18 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 Vermilion County  
19 Sheriff's Office, 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, 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 Section 10. The Code of Criminal Procedure of 1963 is  
7 amended by changing Section 107-4 as follows:

8 (725 ILCS 5/107-4) (from Ch. 38, par. 107-4)

9 Sec. 107-4. Arrest by peace officer from other  
10 jurisdiction.

11 (a) As used in this Section:

12 (1) "State" means any State of the United States and  
13 the District of Columbia.

14 (2) "Peace Officer" means any peace officer or member  
15 of any duly organized State, County, or Municipal peace  
16 unit, any police force of another State, or any police  
17 force whose members, by statute, are granted and authorized  
18 to exercise powers similar to those conferred upon any  
19 peace officer employed by a law enforcement agency of this  
20 State.

21 (3) "Fresh pursuit" means the immediate pursuit of a  
22 person who is endeavoring to avoid arrest.

23 (4) "Law enforcement agency" means a municipal police  
24 department or county sheriff's office of this State.

1 (a-3) Any peace officer employed by a law enforcement  
2 agency of this State may conduct temporary questioning pursuant  
3 to Section 107-14 of this Code and may make arrests in any  
4 jurisdiction within this State ~~if~~: (1) if the officer is  
5 engaged in the investigation of an offense that occurred in the  
6 officer's primary jurisdiction and the temporary questioning  
7 is conducted or the arrest is made pursuant to that  
8 investigation; or (2) if the officer, while on duty as a peace  
9 officer, becomes personally aware of the immediate commission  
10 of a felony or misdemeanor violation of the laws of this State;  
11 or (3) if the officer, while on duty as a peace officer, is  
12 requested by an appropriate State or local law enforcement  
13 official to render aid or assistance to the requesting law  
14 enforcement agency that is outside the officer's primary  
15 jurisdiction; or (4) in accordance with Section 2605-580 of the  
16 Department of State Police Law of the Civil Administrative Code  
17 of Illinois. While acting pursuant to this subsection, an  
18 officer has the same authority as within his or her own  
19 jurisdiction.

20 (a-7) The law enforcement agency of the county or  
21 municipality in which any arrest is made under this Section  
22 shall be immediately notified of the arrest.

23 (b) Any peace officer of another State who enters this  
24 State in fresh pursuit and continues within this State in fresh  
25 pursuit of a person in order to arrest him on the ground that  
26 he has committed an offense in the other State has the same

1 authority to arrest and hold the person in custody as peace  
2 officers of this State have to arrest and hold a person in  
3 custody on the ground that he has committed an offense in this  
4 State.

5 (c) If an arrest is made in this State by a peace officer  
6 of another State in accordance with the provisions of this  
7 Section he shall without unnecessary delay take the person  
8 arrested before the circuit court of the county in which the  
9 arrest was made. Such court shall conduct a hearing for the  
10 purpose of determining the lawfulness of the arrest. If the  
11 court determines that the arrest was lawful it shall commit the  
12 person arrested, to await for a reasonable time the issuance of  
13 an extradition warrant by the Governor of this State, or admit  
14 him to bail for such purpose. If the court determines that the  
15 arrest was unlawful it shall discharge the person arrested.

16 (Source: P.A. 93-232, eff. 1-1-04; 94-846, eff. 1-1-07.)

17 Section 99. Effective date. This Act takes effect July 1,  
18 2007.