



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

SB0426

Introduced 2/7/2007, by Sen. Deanna Demuzio

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2605/2605-35  
730 ILCS 150/11

was 20 ILCS 2605/55a-3

Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Provides that the Division of Operations of the Department of State Police may expend funds from the Sex Offender Registration Fund for education and administration of the Sex Offender Registration Act and the Sex Offender Community Notification Law. Amends the Sex Offender Registration Act. Deletes a provision that moneys in the Sex Offender Registration Fund shall be used to cover costs incurred by the criminal justice system to administer the Act. Deletes a provision that 50% of the moneys in the Sex Offender Registration Fund shall be allocated by the Department of State Police for sheriffs' offices and police departments. Provides that moneys in the Fund shall be allocated to the Illinois State Police Sex Offender Registration Unit for education and administration of the Act. Effective January 1, 2008.

LRB095 10770 RLC 31012 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State funds.

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 changing Section  
6 2605-35 as follows:

7 (20 ILCS 2605/2605-35) (was 20 ILCS 2605/55a-3)

8 Sec. 2605-35. Division of Operations (formerly Criminal  
9 Investigation).

10 (a) The Division of Operations shall exercise the following  
11 functions and those in Section 2605-30:

12 (1) Exercise the rights, powers, and duties vested by  
13 law in the Department by the Illinois Horse Racing Act of  
14 1975.

15 (2) Investigate the origins, activities, personnel,  
16 and incidents of crime and enforce the criminal laws of  
17 this State related thereto.

18 (3) Enforce all laws regulating the production, sale,  
19 prescribing, manufacturing, administering, transporting,  
20 having in possession, dispensing, delivering,  
21 distributing, or use of controlled substances and  
22 cannabis.

23 (4) Cooperate with the police of cities, villages, and

1 incorporated towns and with the police officers of any  
2 county in enforcing the laws of the State and in making  
3 arrests and recovering property.

4 (5) Apprehend and deliver up any person charged in this  
5 State or any other state with treason or a felony or other  
6 crime who has fled from justice and is found in this State.

7 (6) Investigate recipients and providers under the  
8 Illinois Public Aid Code and any personnel involved in the  
9 administration of the Code who are suspected of any  
10 violation of the Code pertaining to fraud in the  
11 administration, receipt, or provision of assistance and  
12 pertaining to any violation of criminal law; and exercise  
13 the functions required under Section 2605-220 in the  
14 conduct of those investigations.

15 (7) Conduct other investigations as provided by law.

16 (8) Exercise the powers and perform the duties that  
17 have been vested in the Department by the Sex Offender  
18 Registration Act and the Sex Offender Community  
19 Notification Law; ~~and~~ promulgate reasonable rules and  
20 regulations necessitated thereby; and expend funds from  
21 the Sex Offender Registration Fund for education and  
22 administration of the Sex Offender Registration Act and the  
23 Sex Offender Community Notification Law.

24 (9) Exercise other duties that may be assigned by the  
25 Director in order to fulfill the responsibilities and  
26 achieve the purposes of the Department.

1 (b) There is hereby established in the Division of  
2 Operations the Office of Coordination of Gang Prevention,  
3 hereafter referred to as the Office.

4 The Office shall consult with units of local government and  
5 school districts to assist them in gang control activities and  
6 to administer a system of grants to units of local government  
7 and school districts that, upon application, have demonstrated  
8 a workable plan to reduce gang activity in their area. The  
9 grants shall not include reimbursement for personnel, nor shall  
10 they exceed 75% of the total request by any applicant. The  
11 grants may be calculated on a proportional basis, determined by  
12 funds available to the Department for this purpose. The  
13 Department has the authority to promulgate appropriate rules  
14 and regulations to administer this program.

15 The Office shall establish mobile units of trained  
16 personnel to respond to gang activities.

17 The Office shall also consult with and use the services of  
18 religious leaders and other celebrities to assist in gang  
19 control activities.

20 The Office may sponsor seminars, conferences, or any other  
21 educational activity to assist communities in their gang crime  
22 control activities.

23 (Source: P.A. 94-945, eff. 6-27-06.)

24 Section 10. The Sex Offender Registration Act is amended by  
25 changing Section 11 as follows:

1 (730 ILCS 150/11)

2 Sec. 11. Sex offender registration fund. There is created  
3 the Sex Offender Registration Fund. ~~Moneys in the Fund shall be~~  
4 ~~used to cover costs incurred by the criminal justice system to~~  
5 ~~administer this Article.~~ The Department of State Police shall  
6 establish and promulgate rules and procedures regarding the  
7 administration of this Fund. Moneys ~~Fifty percent of the moneys~~  
8 ~~in the Fund shall be allocated by the Department for sheriffs'~~  
9 ~~offices and police departments.~~ The remaining moneys in the  
10 Fund shall be allocated to the Illinois State Police Sex  
11 Offender Registration Unit for education and administration of  
12 the Act.

13 (Source: P.A. 93-979, eff. 8-20-04.)

14 Section 99. Effective date. This Act takes effect January  
15 1, 2008.