



Rep. Charles E. Jefferson

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1 AMENDMENT TO SENATE BILL 450

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 450 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The State Police Act is amended by adding  
5 Section 30 as follows:

6 (20 ILCS 2610/30 new)

7 Sec. 30. Patrol vehicles with in-car video recording  
8 cameras.

9 (a) Definitions. As used in this Section:

10 "Audio recording" means the recorded conversation  
11 between an officer and a second party.

12 "Emergency lights" means oscillating, rotating, or  
13 flashing lights on patrol vehicles.

14 "In-car video camera" means a video camera located in a  
15 Department patrol vehicle.

16 "In-car video camera recording equipment" means a

1 video camera recording system located in a Department  
2 patrol vehicle consisting of a camera assembly, recording  
3 mechanism, and an in-car video recording medium.

4 "Enforcement stop" means an action by an officer of the  
5 Department in relation to enforcement and investigation  
6 duties, including but not limited to, traffic stops,  
7 pedestrian stops, abandoned vehicle contacts, motorist  
8 assists, commercial motor vehicle stops, roadside safety  
9 checks, requests for identification, or responses to  
10 requests for emergency assistance.

11 "Recording" means the process of capturing data or  
12 information stored on a recording medium as required under  
13 this Section.

14 "Recording medium" means any recording medium  
15 authorized by the Department for the retention and playback  
16 of recorded audio and video including, but not limited to,  
17 VHS, DVD, hard drive, solid state, digital, or flash memory  
18 technology.

19 "Wireless microphone" means a devise worn by the  
20 officer or any other equipment used to record conversations  
21 between the officer and a second party and transmitted to  
22 the recording equipment.

23 (b) By June 1, 2009, the Department shall install in-car  
24 video camera recording equipment in all patrol vehicles.  
25 Subject to appropriation, all patrol vehicles shall be equipped  
26 with in-car video camera recording equipment with a recording

1 medium capable of recording for a period of 8 hours or more by  
2 June 1, 2011. In-car video camera recording equipment shall be  
3 capable of making audio recordings with the assistance of a  
4 wireless microphone.

5 (c) As of the effective date of this amendatory Act of the  
6 95th General Assembly, in-car video camera recording equipment  
7 with a recording medium incapable of recording for a period of  
8 8 hours or more shall record activities outside a patrol car  
9 whenever (i) an officer assigned a patrol vehicle is conducting  
10 an enforcement stop; (ii) patrol vehicle emergency lights are  
11 activated or would otherwise be activated if not for the need  
12 to conceal the presence of law enforcement; or (iii) an officer  
13 reasonably believes recording may assist with prosecution,  
14 enhance safety, or for any other lawful purpose. As of the  
15 effective date of this amendatory Act of the 95th General  
16 Assembly, in-car video camera recording equipment with a  
17 recording medium incapable of recording for a period of 8 hours  
18 or more shall record activities inside the vehicle when  
19 transporting an arrestee or when an officer reasonably believes  
20 recording may assist with prosecution, enhance safety, or for  
21 any other lawful purpose.

22 (1) Recording for an enforcement stop shall begin when  
23 the officer determines an enforcement stop is necessary and  
24 shall continue until the enforcement action has been  
25 completed and the subject of the enforcement stop or the  
26 officer has left the scene.

1           (2) Recording shall begin when patrol vehicle  
2           emergency lights are activated or when they would otherwise  
3           be activated if not for the need to conceal the presence of  
4           law enforcement, and shall continue until the reason for  
5           the activation ceases to exist, regardless of whether the  
6           emergency lights are no longer activated.

7           (3) An officer may begin recording if the officer  
8           reasonably believes recording may assist with prosecution,  
9           enhance safety, or for any other lawful purpose; and shall  
10           continue until the reason for recording ceases to exist.

11           (d) In-car video camera recording equipment with a  
12           recording medium capable of recording for a period of 8 hours  
13           or more shall record whenever a patrol vehicle is assigned to  
14           patrol duty. The officer shall ensure the equipment is  
15           recording outside a patrol car whenever (i) an officer assigned  
16           a patrol vehicle is conducting an enforcement stop; (ii) patrol  
17           vehicle emergency lights are activated or would otherwise be  
18           activated if not for the need to conceal the presence of law  
19           enforcement; or (iii) an officer reasonably believes recording  
20           may assist with prosecution, enhance safety, or for any other  
21           lawful purpose. In-car video camera recording equipment with a  
22           recording medium capable of recording for a period of 8 hours  
23           or more shall record activities inside the vehicle when  
24           transporting an arrestee or when an officer reasonably believes  
25           recording may assist with prosecution, enhance safety, or for  
26           any other lawful purpose.

1       (e) Any enforcement stop resulting from a suspected  
2 violation of the Illinois Vehicle Code shall be video and audio  
3 recorded. Audio recording shall terminate upon release of the  
4 violator and prior to initiating a separate criminal  
5 investigation.

6       (f) Recordings made on in-car video camera recording medium  
7 shall be retained by the Department for a storage period of at  
8 least 90 days. Under no circumstances shall any recording made  
9 on in-car video camera recording medium be altered or erased  
10 prior to the expiration of the designated storage period. Upon  
11 completion of the storage period, the recording medium may be  
12 erased and reissued for operational use unless otherwise  
13 ordered by the District Commander or his or her designee or by  
14 a court, or if designated for evidentiary or training purposes.

15       (g) Audio or video recordings made pursuant to this Section  
16 shall be available to any person under the Freedom of  
17 Information Act. Only recorded portions of the audio recording  
18 or video recording medium applicable to the request will be  
19 available for inspection or copying.

20       (h) The Department shall ensure proper care and maintenance  
21 of in-car video camera recording equipment and recording  
22 medium. An officer operating a patrol vehicle must immediately  
23 document and notify the District Commander or his or her  
24 designee of any technical difficulties, failures, or problems  
25 with the in-car video camera recording equipment or recording  
26 medium. Upon receiving notice, the District Commander or his or

1 her designee shall make every reasonable effort to correct and  
 2 repair any of the in-car video camera recording equipment or  
 3 recording medium. Once the Department receives notice of a  
 4 malfunction or need for repairs to in-car video camera  
 5 recording equipment, the Department shall determine if it is in  
 6 the public interest to permit the use of the patrol vehicle.

7 Section 10. The Illinois Vehicle Code is amended by  
 8 changing Sections 3-806 and 3-815 as follows:

9 (625 ILCS 5/3-806) (from Ch. 95 1/2, par. 3-806)

10 Sec. 3-806. Registration Fees; Motor Vehicles of the First  
 11 Division. Every owner of any other motor vehicle of the first  
 12 division, except as provided in Sections 3-804, 3-805, 3-806.3,  
 13 and 3-808, and every second division vehicle weighing 8,000  
 14 pounds or less, shall pay the Secretary of State an annual  
 15 registration fee at the following rates:

16  
 17 SCHEDULE OF REGISTRATION FEES

18 REQUIRED BY LAW

19 Beginning with the 1986 registration year

20		Reduced Fee
21	Annual	On and After
22	Fee	June 15

23 Motor vehicles of the first  
 24 division other than

1	Motorcycles, Motor Driven		
2	Cycles and Pedalcycles	\$48	\$24
3			Reduced Fee
4			September 16
5			to March 31
6	Motorcycles, Motor Driven		
7	Cycles and Pedalcycles	30	15

8 SCHEDULE OF REGISTRATION FEES

9 REQUIRED BY LAW

10 Beginning with the 2001 registration year

11			Reduced Fee
12		Annual	On and After
13		Fee	June 15

14 Motor vehicles of the first  
15 division other than

16	Motorcycles, Motor Driven		
17	Cycles and Pedalcycles	\$78	\$39
18			Reduced Fee
19			September 16
20			to March 31

21	Motorcycles, Motor Driven		
22	Cycles and Pedalcycles	38	19

23 Beginning with the 2010 registration year a \$1 surcharge  
24 shall be collected in addition to the above fees for motor  
25 vehicles of the first division, motorcycles, motor driven  
26 cycles, and pedalcycles to be deposited into the State Police

1 Vehicle Fund.

2 (Source: P.A. 91-37, eff. 7-1-99.)

3 (625 ILCS 5/3-815) (from Ch. 95 1/2, par. 3-815)

4 Sec. 3-815. Flat weight tax; vehicles of the second  
5 division.

6 (a) Except as provided in Section 3-806.3, every owner of a  
7 vehicle of the second division registered under Section 3-813,  
8 and not registered under the mileage weight tax under Section  
9 3-818, shall pay to the Secretary of State, for each  
10 registration year, for the use of the public highways, a flat  
11 weight tax at the rates set forth in the following table, the  
12 rates including the \$10 registration fee:

13 SCHEDULE OF FLAT WEIGHT TAX

14 REQUIRED BY LAW

15 Gross Weight in Lbs. 16 Including Vehicle 17 and Maximum	18 Class	19 Total Fees 20 each Fiscal 21 year
19 8,000 lbs. and less	B	\$78
20 8,001 lbs. to 12,000 lbs.	D	138
21 12,001 lbs. to 16,000 lbs.	F	242
22 16,001 lbs. to 26,000 lbs.	H	490
23 26,001 lbs. to 28,000 lbs.	J	630
24 28,001 lbs. to 32,000 lbs.	K	842
25 32,001 lbs. to 36,000 lbs.	L	982



1	36,001 lbs. to 40,000 lbs.	N	1,202
2	40,001 lbs. to 45,000 lbs.	P	1,390
3	45,001 lbs. to 50,000 lbs.	Q	1,538
4	50,001 lbs. to 54,999 lbs.	R	1,698
5	55,000 lbs. to 59,500 lbs.	S	1,830
6	59,501 lbs. to 64,000 lbs.	T	1,970
7	64,001 lbs. to 73,280 lbs.	V	2,294
8	73,281 lbs. to 77,000 lbs.	X	2,622
9	77,001 lbs. to 80,000 lbs.	Z	2,790

10 Beginning with the 2010 registration year a \$1 surcharge  
11 shall be collected for vehicles registered in the 8,000 lbs.  
12 and less flat weight plate category above to be deposited into  
13 the State Police Vehicle Fund.

14 (a-1) A Special Hauling Vehicle is a vehicle or combination  
15 of vehicles of the second division registered under Section  
16 3-813 transporting asphalt or concrete in the plastic state or  
17 a vehicle or combination of vehicles that are subject to the  
18 gross weight limitations in subsection (b) of Section 15-111  
19 for which the owner of the vehicle or combination of vehicles  
20 has elected to pay, in addition to the registration fee in  
21 subsection (a), \$125 to the Secretary of State for each  
22 registration year. The Secretary shall designate this class of  
23 vehicle as a Special Hauling Vehicle.

24 (b) Except as provided in Section 3-806.3, every camping  
25 trailer, motor home, mini motor home, travel trailer, truck  
26 camper or van camper used primarily for recreational purposes,

1 and not used commercially, nor for hire, nor owned by a  
 2 commercial business, may be registered for each registration  
 3 year upon the filing of a proper application and the payment of  
 4 a registration fee and highway use tax, according to the  
 5 following table of fees:

6 MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER

7 Gross Weight in Lbs.	Total Fees
8 Including Vehicle and	Each
9 Maximum Load	Calendar Year
10 8,000 lbs and less	\$78
11 8,001 Lbs. to 10,000 Lbs	90
12 10,001 Lbs. and Over	102

13 CAMPING TRAILER OR TRAVEL TRAILER

14 Gross Weight in Lbs.	Total Fees
15 Including Vehicle and	Each
16 Maximum Load	Calendar Year
17 3,000 Lbs. and Less	\$18
18 3,001 Lbs. to 8,000 Lbs.	30
19 8,001 Lbs. to 10,000 Lbs.	38
20 10,001 Lbs. and Over	50

21 Every house trailer must be registered under Section 3-819.

22 (c) Farm Truck. Any truck used exclusively for the owner's  
 23 own agricultural, horticultural or livestock raising  
 24 operations and not-for-hire only, or any truck used only in the  
 25 transportation for-hire of seasonal, fresh, perishable fruit  
 26 or vegetables from farm to the point of first processing, may

1 be registered by the owner under this paragraph in lieu of  
 2 registration under paragraph (a), upon filing of a proper  
 3 application and the payment of the \$10 registration fee and the  
 4 highway use tax herein specified as follows:

5 SCHEDULE OF FEES AND TAXES

6 Gross Weight in Lbs.		7 Total Amount for
8 Including Truck and	9 Class	10 Fiscal Year
11 Maximum Load		
12 16,000 lbs. or less	13 VF	14 \$150
15 16,001 to 20,000 lbs.	16 VG	17 226
18 20,001 to 24,000 lbs.	19 VH	20 290
21 24,001 to 28,000 lbs.	22 VJ	23 378
24 28,001 to 32,000 lbs.	25 VK	26 506
32,001 to 36,000 lbs.	VL	610
36,001 to 45,000 lbs.	VP	810
45,001 to 54,999 lbs.	VR	1,026
55,000 to 64,000 lbs.	VT	1,202
64,001 to 73,280 lbs.	VV	1,290
73,281 to 77,000 lbs.	VX	1,350
77,001 to 80,000 lbs.	VZ	1,490

21 In the event the Secretary of State revokes a farm truck  
 22 registration as authorized by law, the owner shall pay the flat  
 23 weight tax due hereunder before operating such truck.

24 Any combination of vehicles having 5 axles, with a distance  
 25 of 42 feet or less between extreme axles, that are subject to  
 26 the weight limitations in subsection (a) and (b) of Section

1 15-111 for which the owner of the combination of vehicles has  
2 elected to pay, in addition to the registration fee in  
3 subsection (c), \$125 to the Secretary of State for each  
4 registration year shall be designated by the Secretary as a  
5 Special Hauling Vehicle.

6 (d) The number of axles necessary to carry the maximum load  
7 provided shall be determined from Chapter 15 of this Code.

8 (e) An owner may only apply for and receive 5 farm truck  
9 registrations, and only 2 of those 5 vehicles shall exceed  
10 59,500 gross weight in pounds per vehicle.

11 (f) Every person convicted of violating this Section by  
12 failure to pay the appropriate flat weight tax to the Secretary  
13 of State as set forth in the above tables shall be punished as  
14 provided for in Section 3-401.

15 (Source: P.A. 91-37, eff. 7-1-99.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law."