



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3883

Introduced 11/21/2011, by Rep. Naomi D. Jakobsson

SYNOPSIS AS INTRODUCED:

20 ILCS 3930/7.8 new

Amends the Illinois Criminal Justice Information Act. Requires that the Illinois Criminal Justice Information Authority create a form for agencies to list the number of cameras that are owned by the agency, under the direct control of the agency, or owned by private entities and under contract for access by the agency and to post that form on its official Internet website. Provides that the Illinois Criminal Justice Information Authority must post on its website a list of agencies that own or directly control a camera or have access to privately owned cameras, the number of cameras that each agency owns or directly controls, and the number of cameras owned by private entities under contract for access by an agency. Requires that an agency submit to the Illinois Criminal Justice Information Authority a copy of any policies adopted by the agency that address camera use by the agency. Provides that the camera use policies must be posted on the Illinois Criminal Justice Information Authority's website. Defines "camera" and "agency".

LRB097 14044 PJG 58683 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 adding Section 7.8 as follows:

6 (20 ILCS 3930/7.8 new)

7 Sec. 7.8. Surveillance cameras.

8 (a) By July 1, 2013, the Authority must (i) create a form
9 for agencies to list the number of cameras that are owned by
10 the agency, under the direct control of the agency, or owned by
11 private entities and under contract for access by the agency
12 and (ii) post that form on the Authority's official Internet
13 website.

14 (b) By December 31, 2013 and each December 1 thereafter,
15 each agency that owns or directly controls a camera or has
16 access to privately owned cameras shall provide to the
17 Authority the following: (i) the completed form described in
18 subsection (a) and (ii) a copy of any policies adopted by the
19 agency that address camera use including: (A) policies that
20 protect the privacy or civil liberties and rights of the
21 general public, (B) minimal retention policies, (C) editing
22 policies, (D) policies that address the sharing of data with
23 other public and private entities, and (E) policies that

1 restrict public access to data based upon a potential security
2 compromise.

3 (c) By July 1, 2014 and each July 1 thereafter, the
4 following information must be posted on the Authority's
5 official Internet website for the prior calendar year: (i) all
6 documents provided by an agency under subsection (b) and (ii) a
7 list of agencies that own or directly control a camera or have
8 access to privately owned cameras, the number of cameras that
9 each agency owns or directly controls, and the number of
10 cameras owned by private entities and under contract for access
11 by an agency.

12 (d) This Section does not require an agency to disclose the
13 location of any camera.

14 (e) For the purposes of this Section, "access" means
15 real-time access to images from a camera.

16 For the purposes of this Section, "agency" means the
17 following: (i) State agencies including all officers, boards,
18 commissions, agencies, departments, committees, and
19 authorities created by the Constitution, whether in the
20 executive or legislative branch; (ii) municipalities and any
21 other unit of local government; (iii) public institutions of
22 higher learning as defined in Section 2 of the Higher Education
23 Cooperation Act; (iv) school districts and public schools of
24 this State including special charter districts, laboratory
25 schools operated by the governing board of a public university,
26 and alternative schools operated by a regional superintendent

1 of schools; (v) boards of election commissioners; (vi) bodies
2 politic and corporate of the State; (vii) administrative units
3 or corporate outgrowths of State government created by or
4 pursuant to statute; and (viii) all administrative units and
5 corporate outgrowths of the entities described in this
6 definition and as may be created by executive order of the
7 Governor. For purposes of this Section, "agency" does not
8 include the Department of Corrections or the Department of
9 Juvenile Justice.

10 For the purposes of this Section, "camera" means any video
11 surveillance camera that is located outdoors and permanently
12 mounted or affixed to a building or other structure or within a
13 public transit system. The term does not include a camera used
14 principally to enforce traffic laws or to provide vehicle
15 detection for traffic control devices or systems. The term does
16 not include any device located at a correctional facility,
17 county or municipal jail, courthouse, police station, power
18 plant, water treatment facility, or airport.