



JUSTICE AND PUBLIC SAFETY POLICY COMMITTEE

SUMMARY OF CRIMINAL JUSTICE, LAW ENFORCEMENT AND PUBLIC SAFETY LEGISLATION 2024

This document includes ISACo tracked Criminal Justice, Law Enforcement and Public Safety bills that were signed into law by Governor Pritzker.

BILLS SIGNED BY THE GOVERNOR

HB 1168 (P.A. 103-0792) (Rep. Syed; Sen. Villanueva) - DNA DATABASE-PROHIBITIONS

Amends the Rights of Crime Victims and Witnesses Act. Provides that except in certain medical examiner or coroner investigations, whenever a person's DNA profile is collected due to the person being a victim of a crime, as identified by law enforcement, that specific profile collected in conjunction with that criminal investigation shall not be entered into any DNA database. Provides that nothing in this provision shall be interpreted to contradict rules and regulations developed by the Federal Bureau of Investigation relating to National DNA Index System or Combined DNA Index System. Defines "DNA database". **(No Position)**

HB 2323 (P.A. 103-0798) (Rep. Didech; Sen. Edly-Allen) - UNIFORM CRIME STATISTICS DATA

Moves the provisions to the Illinois Criminal Justice Information Act from the Illinois State Police Law of the Civil Administrative Code of Illinois. Provides that the Illinois Criminal Justice Information Authority shall establish a Uniform Statewide Crime Statistics Task Force within 120 days after the effective date of the amendatory Act and provide administrative and technical support to the Task Force. Provides that the members of the Task Force shall be appointed by the Executive Director of the Illinois Criminal Justice Information Authority and modifies the membership of the Task Force. Requires the Task Force to meet at least quarterly to assist in the development and implementation of certain software for certain purposes. Requires the Task Force to submit a report no later than 18 months after first convening to the Governor, General Assembly, and the Executive Director of the Illinois Criminal Justice Information Authority. **(No Position)**

HB 4179 (P.A. 103-0807) (Rep. Meier; Sen. Bennett) - EMERGENCY SERVICE DIST-VARIOUS

Amends the Rescue Squad Districts Act, which is becoming the Emergency Services District Act on January 1, 2024. Establishes the amount of the levy that a district may initially levy upon formation of the

district and provides what levies districts organized before January 1, 2024, may impose by referendum. Limits some of the changes to apply only to counties outside of Cook County, DuPage County, Kane County, Lake County, McHenry County, and Will County. Effective immediately. **(No Position)**

HB 4351 (P.A. 103-0671) (Rep. Gong-Gershowitz; Sen. Martwick) - CIV PRO-PROCESS SERVERS

Amends the Code of Civil Procedure. Removes language providing that process may be served by a person who is licensed or registered as a private detective or by a registered employee of a private detective agency in counties with a population of less than 2,000,000. Provides that, in a county of 3,000,000 or more, any person who is licensed or registered as a private detective under the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004 or by a registered employee of a private detective agency certified under that Act and hired to serve process shall remit \$5 of each service fee to the county sheriff. Provides that the \$5 of each service fee to be paid to the sheriff in a county of more than 3,000,000 shall be paid by a person hired to serve summons. **(No Position)**

HB 4359 (P.A. 103-0672) (Rep. Canty; Sen. Edly-Allen) - FIRE PROTECTION DISTRICT-FUNDS

Amends the Fire Protection District Act. In provisions authorizing taxes for ambulance services, provides that the board of trustees of a district may accumulate funds in its ambulance fund for the purposes of acquiring, building, or maintaining real property, procuring emergency medical service vehicles or equipment, or training to provide essential emergency medical services to the community. In provisions authorizing taxes for emergency and rescue crews and equipment, provides that the board of trustees may accumulate funds in its emergency and rescue fund for the purposes of acquiring, building, or maintaining real property for emergency and rescue purposes, procuring emergency rescue crews and equipment, or training to provide essential rescue, specialized rescue, and technical rescue services to the community. **(No Position)**

HB 4409 (P.A. 103-0728) (Rep. Cassidy; Sen. Peters) - CRIME REDUCTION-ADULT REDEPLOY

Amends the Illinois Crime Reduction Act of 2009. Changes references from "offenders" to "justice-impacted individuals". Provides that funds shall be distributed via a grant program. Provides that the Adult Redeploy Illinois Oversight Board is created to oversee, provide guidance, and develop an administrative structure for the Adult Redeploy Illinois Program. Provides that once all members have been appointed, the Board may exercise any power, perform any function, take any action, or do anything in furtherance of its purposes and goals upon the appointment of a quorum of its members. Establishes specified membership on the Adult Redeploy Illinois Oversight Board. Provides that the Oversight Board shall, in addition to its other duties establish a grant program for the allotment of funds to local jurisdictions for local and community-based services in lieu of commitment to the Department of Corrections and a penalty amount for failure to reach the goal of reduced commitments stipulated in the plans. Provides that grant funds awarded shall be administered by the Illinois Criminal Justice Information Authority, in coordination with the Oversight Board, and shall be consistent with the

requirements of the Grant Accountability and Transparency Act. Provides that the Adult Redeploy Illinois Oversight Board shall include a representative of DuPage County Adult Probation appointed by the Chief Circuit Judge of the Eighteenth Judicial Circuit. **(No Position)**

HB 5084 (P.A. 103-0688) (Rep. Jimenez; Sen. Hunter) - DHS-PUB AID ELIGIBILITY REVIEW

Amends the Department of Human Services Act. In provisions concerning the Women, Infants, and Children (WIC) Nutrition Program, removes a provision requiring the Department of Human Services to report quarterly to the Governor and the General Assembly on the status of obligations and expenditures of the WIC nutrition program appropriation and make recommendations on actions necessary to expend all available federal funds. Amends the Administration Article of the Illinois Public Aid Code. In provisions requiring the Department of Human Services to enter into intergovernmental agreements with the Illinois Department of Corrections, the Cook County Department of Corrections, and the office of the sheriff of every other county, removes a requirement that the Department conduct monthly exchanges of information with the specified agencies in order to determine if an assistance unit receiving public aid includes an individual who is an inmate of a correctional institution, facility, or jail. Removes a requirement that the Department of Human Services exchange information with the office of the sheriff of every county and instead requires the Department to exchange information with the office of the sheriff to the extent available. Requires the Department to review each individual prior to authorizing benefits at application and redetermination to verify eligibility for benefits under the Code. **(No Position)**

HB 5085 (P.A. 103-0689) (Rep. Will Davis; Sen. Villivalam) - EMS ACT TRAINING & CURRICULUM

Amends the Emergency Medical Services (EMS) Systems Act. Provides that "clinical observation" means the ongoing observation of a patient's medical or mental health condition by a licensed health care professional utilizing a medical skill set while continuing assessment and care. Provides that "paramedic" means a person who has successfully completed a course in advanced life support care as approved by the Department of Public Health or accredited by the Committee on Accreditation for the EMS Professions (CoAEMSP), is licensed by the Department, and practices with an Advanced Life Support EMS System. Provides that the Department shall have the authority to adopt rules governing the curriculum, practice, and necessary equipment applicable to emergency medical responders and shall allow curriculum in addition to the National Registry curriculum. Provides that a fee for EMS personnel examination, licensure, and license renewal shall be reasonable. Provides that an EMS Lead Instructor is permitted to oversee a paramedic with at least 3 years of experience to teach EMT classes in high schools. Provides that high school students electing to not take the National Registry of Emergency Medical Technicians (NREMT) Certification exam shall not be accounted for in calculating the course pass rate by the EMS System or Department. Provides that pass rates for classes taught in high schools shall not adversely impact the lead instructor or affiliated EMS system, resource hospital, or provider. Provides that the Department may not include any additional criteria for approval of a staffing waiver utilizing an EMR other than the criteria outlined. Provides that the EMR pilot program shall not be implemented before Department approval which must be granted upon EMS System Medical Director approval. **(No Position)**

HB 5128 (P.A. 103-0693) (Rep. Windhorst; Sen. Fowler) - EMS TELEPHONE-BOARD MEMBERS

Amends the Emergency Telephone System Act. Provides that elected officials, including county sheriffs and members of a county board (rather than including members of a county board), are also eligible to serve on an Emergency Telephone System Board. **(No Position)**

HB 5166 (P.A. 103-0606) (Rep. Moylan; Sen. Murphy) - ELK GROVE FIRE PROTECTION DIST

Amends the Fire Protection District Act. Provides that the Elk Grove Rural Fire Protection District is dissolved by operation of law effective immediately upon the occurrence of specified conditions (rather than on July 31, 2024). Appoints the president of the board of trustees of the Elk Grove Rural Fire Protection District serving on October 1, 2023 and the mayor of the Village of Mount Prospect to close up the business affairs of the Elk Grove Rural Fire Protection District, needing unanimous agreement to approve actions. After the District is dissolved, allows any bank or other financial institution at which the District has accounts to transfer, upon presentment of a certified copy of the resolution passed by the Cook County Board of Commissioners approving the accounting, the funds in the District's accounts to the Village of Mount Prospect. Provides that, notwithstanding the Special Service Area Tax Law, the special service area created by the Village of Mount Prospect and approved by Cook County in order to take the place of the Elk Grove Rural Fire Protection District's tax levy after dissolution shall not require geographical contiguity. Removes provisions about the District delegating its authority and obligations to one or more authorized delegees and other provisions about winding up the affairs of the District after dissolution. Effective immediately. **(No Position)**

HB 5431 (P.A. 103-0745) (Rep. Cassidy; Sen. Edly-Allen) - PREGNANT PRISONERS-RESTRAINTS

Further amends the County Department of Corrections Law, the Health Care Violence Prevention Act, and the County Jail Act to replace use of "prisoner" with "committed person". In the County Department of Corrections Law, the Unified Code of Corrections, and the County Jail Law, requires the Department of Public Health to provide the flyers that must be provided to pregnant committed persons, and provides that, when a person with a uterus is committed to a county jail or State correctional facility, the person shall take a pregnancy test. In the County Department of Corrections Law and the Unified Code of Corrections: (i) provides that reports a sheriff, the Department of Corrections, and the Department of Juvenile Justice must submit under the provisions must be provided to the Jail and Detention Standards Unit of the Department of Corrections (removing the requirement to submit the report to the General Assembly and the Office of the Governor in the County Department of Corrections Law); (ii) modifies the reporting requirements; (iii) and provides that other qualified medical professionals may determine that the postpartum period is longer than 6 weeks. In the County Department of Corrections Law, defines "participant" as an individual placed into an electronic monitoring program and makes conforming changes. In provisions relating to informational materials that must be provided to pregnant committed persons, provides that the information must also include the procedure for obtaining information about guardianship or adoption resources, if so desired. Provides that, when a person with a uterus is committed

to a facility, the person shall within 14 days be given a medical screening and offered a pregnancy test. **(Support)**

HB 5465 (P.A. 103-0717) (Rep. Keicher; Sen. Harriss) - JUV REC-HUM TRAFFICKING VICTIM

Amends the Juvenile Court Act of 1987. Provides that a trafficking victim may petition for vacation and expungement or immediate sealing of his or her juvenile court records and juvenile law enforcement records relating to events that resulted in the victim's adjudication of delinquency for an offense if committed by an adult would be a violation of the criminal laws occurring before the victim's 18th birthday upon the completion of his or her juvenile court sentence if his or her participation in the underlying offense was a result of human. **(No Position)**

SB 0426 (P.A. 103-0875) (Sen. Murphy; Rep. Guzzardi) - JUVENILE JUSTICE - EMERGING ADULT PROGRAMS

Amends the Unified Code of Corrections. Provides that the Department of Juvenile Justice may establish and offer emerging adult programs for persons at least 18 years of age and under 22 years of age who are committed to the Department of Corrections. Provides that persons at least 18 years of age and under 22 years of age who are in the custody of the Department of Corrections may be transferred to Department of Juvenile Justice facilities for the purposes of participating in emerging adult programs provided that all such transfers comply with the federal Juvenile Justice and Delinquency Prevention Act of 1974 and the federal Prison Rape Elimination Act of 2003. Provides that no transfer of any person in the custody of the Department of Corrections shall occur without written approval of the Director of Juvenile Justice and the Director of Corrections. Provides that the Department of Juvenile Justice and Department of Corrections shall establish an intergovernmental agreement to govern eligibility criteria and transfer policies and procedures for persons at least 18 years of age and under 22 years of age who are in the custody of the Department of Corrections and are seeking transfer to Department of Juvenile Justice facilities for the purposes of participating in emerging adult programs. **(No Position)**

SB 1102 (P.A. 103-0895) (Sen. McClure; Rep. McCombie) - SHELBY COUNTY VOLUNTEER RESCUE SQUAD

Amends the Counties Code. Provides that the Shelby County Board may form, manage, fund, and operate a volunteer rescue squad to provide assistance within Shelby County to any public entity providing law enforcement, firefighting, emergency disaster response, or first responder services. Provides that the volunteer rescue squad may (i) locate missing persons, including drowning victims, (ii) perform a supporting, and not direct, role in fighting fires, and (iii) extricate persons from unsafe conditions. Provides that the Shelby County Board may provide benefits for rescue squad volunteers who suffer disease, injury, or death in the line of duty. **(Support)**

SB 2683 (P.A. 103-0760) (Sen. Stadelman; Rep. Vella) - STALKING NO CONTACT-TRACKING

Amends the Stalking No Contact Order Act. Defines a course of conduct to include using any electronic tracking system or acquiring tracking information to determine a targeted person's location, moment, or travel patterns. Requires an order under this Act to prohibit this course of conduct. **(No Position)**

SB 2778 (P.A. 103-0623) (Sen. Holmes; Rep. Moylan) - SHERIFF DEPT-VETERAN EXAM

Provides that a deputy sheriff applicant who is a veteran and who was discharged honorably or generally under honorable conditions no later than 6 months before applying may request examination to occur before the next scheduled examination date and, if requested, may be examined as soon as possible prior to the next examination date following receipt of the application. **(No Position)**

SB 3116 (P.A. 103-0939) (Sen. Morrison; Rep. Lilly) - EMS/OFFICERS-CELL MEDICAL INFO

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that the Department of Public Health shall require and conduct a program to train EMS personnel to access a cell phone's medical identification or medical information application. Requires the Department to adopt rules to implement the provisions. Provides that EMS personnel may not be charged any fee for training required under the provisions and may not be required to complete the training until at least 6 months after adoption of rules under the provisions. Amends the Illinois State Police Law of the Civil Administrative Code of Illinois and the Illinois Police Training Act requiring similar training of Illinois State Police officers and law enforcement officers, but allows the Illinois State Police and the Illinois Law Enforcement Training Standards Board to develop a training program based upon the Department of Public Health's training program. Effective January 1, 2025. **(No Position)**

SB 3201 (P.A. 103-0949) (Sen. Toro; Rep. Kelly) - POLICE TRAINING-AUTISM

Amends the Illinois Police Training Act. Provides that the Illinois Law Enforcement Training Standards Board shall develop or approve a course to assist law enforcement officers in identifying and appropriately responding to individuals with autism spectrum disorders. Modifies what may be included in the instruction in autism-informed responses, procedures, and techniques. Provides that the Board may consult with the Department of Public Health or Department of Human Services to develop and update the curriculum (rather than adopt specified rules in consultation with the Department of Public Health and the Illinois State Police). Requires the Board to, within a reasonable amount of time, update the course, from time to time, to conform with national trends and best practices. Encourages the Board to adopt model policies to assist law enforcement agencies in appropriately responding to individuals with autism spectrum disorders. Removes provisions requiring all permanent and part-time law enforcement officers and permanent and part-time corrections officers to complete an autism-informed training program conducted or approved under the provisions within 12 months after it was first offered or approved by the Board and every 24 months thereafter as part of the officer's in-service training. Further amends the Illinois Police Training Act. Provides that the minimum in-service training requirements that a law enforcement officer must satisfactorily complete every 3 years includes training relating to autism-informed law enforcement responses, techniques, and procedures. Amends the Illinois State Police Law

of the Civil Administrative Code of Illinois. Requires the Division of the Academy and Training to provide training for State police officers on the nature of autism spectrum disorders and in identifying and appropriately responding to individuals with autism spectrum disorders. Requires the Illinois State Police to review the training curriculum, and allows the Illinois State Police to consult with the Department of Public Health or the Department of Human Services to update the training curriculum as needed. Provides that the training shall be made available to all cadets and State police officers. **(No Position)**

SB 3353 (P.A. 103-0982) (Sen. Halpin; Rep. Johnson) - COMMUNITY-BASED COR TASK FORCE

Creates the Community-Based Corrections Task Force Act. Creates the Community-Based Corrections Task Force. Establishes membership of the Task Force. Provides that the Community-Based Corrections Task Force shall study and develop innovative ways to introduce community-based corrections and rehabilitation into the State's correctional system and develop a community-based correctional program that would support or remove barriers to community-based corrections in Illinois, with a focus on pretrial services and those sentenced to probation. Provides that appointments to the Task Force shall be made within 90 days after the effective date of this Act. Provides that the Illinois Criminal Justice Information Authority shall provide administrative and technical support for the Task Force and is responsible for ensuring that the requirements of the Task Force are met. Provides that on or before December 31, 2025, the Task Force shall publish a final report of its findings, developments, and recommendations and after the publication of its final report the Task Force shall be dissolved. Effective immediately. **(No Position)**

SB 3402 (P.A. 103-0987) (Sen. Rose; Rep. Niemerg) - COUNTIES CD/FPD ACT-AMBULANCES

Amends the Counties Code and the Fire Protection District Act. Provides that Clark County may, by ordinance, agree to provide emergency ambulance service to any portion of Marshall Fire Protection District that the county is already providing emergency ambulance service through an intergovernmental agreement if the ordinance contains an affirmative obligation on the part of the county to provide emergency ambulance service to Marshall Fire Protection District once the intergovernmental agreement in effect at the time of the ordinance expires. Provides that the ordinance does not take effect until after Marshall Fire Protection District adopts a resolution to discontinue the emergency ambulance service and the intergovernmental agreement for emergency ambulance service between Clark County and Marshall Fire Protection District has ended. Provides that, upon certification to the county clerk by both Clark County and Marshall Fire Protection District that all criteria have been met under the provisions, the rate for emergency ambulance service for the area once serviced under Marshall Fire Protection District for emergency ambulance service shall be the rate the county levies under specified provisions. Provides that, if Marshall Fire Protection District elects to no longer provide emergency ambulance service under the provisions, the election shall not be construed as affecting the District's authority to levy a tax and provide fire protection service under the Fire Protection District Act. Effective immediately. **(No Position)**

SB 3434 (P.A. 103-0999) (Sen. Villanueva; Rep. West) - IEMA-OHS-GRANT PROGRAMS

Amends the Illinois Emergency Management Agency Act. Authorizes the Illinois Emergency Management Agency and office of Homeland Security to adopt rules for the implementation of its State-

funded grant programs. Changes a provision regarding allowing the Illinois Emergency Management Agency and Office of Homeland Security to adopt rules. Provides that the Agency shall do all things necessary, incidental, or appropriate for the implementation of the Act, including the adoption of rules. **(No Position)**

SB 3463 (P.A. 103-0787) (Sen. Peters; Rep. Slaughter) - JUV CT-AUTOMATIC EXPUNGEMENT

Amends the Juvenile Court Act of 1987. Provides that on the date that the minor's sentence ends or the date that the court enters an order committing the minor to the Department of Juvenile Justice, the juvenile court judge shall schedule a date to enter the automatic expungement order. Provides that the minor must be notified but shall not be required to be present for the scheduled court date when automatic expungement is to be ordered. Provides that if the minor is not yet eligible on the originally scheduled date, the court shall schedule a subsequent date to enter the automatic expungement order. **(No Position)**

SB 3648 (P.A. 103-0645) (Sen. Peters; Rep. Cassidy) - COMMUNITY EMS SERVICES & SUPPORT

Amends the Community Emergency Services and Support Act. Provides that the EMS Medical Directors Committee or a chair appointed in agreement of the Division of Mental Health of the Department of Human Services and the EMS Medical Directors Committee is responsible for convening the meetings of a Regional Advisory Committee. Includes qualifications for the appointed chair. Provides that each Regional Advisory Committee and subregional committee established by the Regional Advisory Committee is responsible for designing the local protocols to allow its region's or subregion's 9-1-1 call centers and emergency responders to coordinate their activities with 9-8-8 as required by the Act and for monitoring current operation to advise on ongoing adjustments to the local protocols. Designates the membership, meetings, and duties of a subregional committee. Makes conforming changes. Effective immediately. **(No Position)**

SB 3713 (P.A. 103-1037) (Sen. Peters; Rep. West) - CRIME VICTIMS COMP ACT

Amends the Juvenile Court Act of 1987 to provide that law enforcement agencies may disclose law enforcement reports and records to the Attorney General to comply with the Crime Victims Compensation Act. Amends the Crime Victims Compensation Act. Defines "applicant", "crime of violence", "victim", "pecuniary loss", "dating relationship", and other terms. Provides that no compensation may be granted to an applicant under the Act while the applicant is held in a correctional institution. Provides that an applicant who is held in a correctional institution may apply for assistance under this Act at any time, but no award of compensation may be considered until the applicant is released. Authorizes the Attorney General to issue subpoenas to compel the production of law enforcement reports maintained by the enforcement agencies. Provides that if the victim or applicant has obtained an order of protection, a civil no contact order, or a stalking no contact order or the crime was allegedly committed by law enforcement use of force, it is appropriate notification if the applicant or victim has been treated by the medical provider or mental health provider. Creates criteria to determine whether an applicant has cooperated with law enforcement. Provides that an applicant may provide notification by being treated by a mental health provider for psychological injuries for injuries arising

from violations of the Criminal Code of 2012 for trafficking, sex crimes, and bodily harm. Requires the mental health provider to perform an independent medical evaluation and provide an opinion regarding causation of those injuries. Creates criteria for the Attorney General to use in evaluating an applicant's cooperation. Provides that an applicant's failure to respond to the Attorney General or Court of Claims may result in the claim being closed without compensation. Provides that an award shall be reduced or denied to the extent by which the victim's behavior posed an imminent threat of death or serious bodily injury to a law enforcement officer and the victim's behavior was direct and proximate cause of the victim's injury in claims that a law enforcement officer's use of force caused the victim's injury or death. Makes other changes. Effective immediately, except certain provisions take effect January 1, 2025. **(No Position)**

SB 3775 (P.A. 103-1047) (Sen. Villivalam; Rep. Moylan) - VEH CD-VARIOUS

Amends the Illinois Vehicle Code. Provides that the driver of a vehicle that is in any manner involved in any of the following types of crashes within the State shall, if no police officer is present, give notice of the crash by the fastest available means of communication to the specified law enforcement agency: (1) a crash that results in injury to or death of any person; (2) a crash that results in damage to the property of any person in excess of a specified amount; (3) a crash involving a school bus if the crash is caused by a collision, a sudden stop, or otherwise, and the crash results in any property damage, personal injury, or death; or (4) a crash that occurs within 50 feet of a school bus and results in personal injury to or death of any person who is awaiting or preparing to board the school bus or immediately after the person exits the school bus. Provides that every law enforcement agency shall, by February 1 (rather than March 1) with regard to data collected during July through December of the previous calendar year, compile the data on the standardized law enforcement data compilation form provided by the Department of Transportation and transmit the data to the Department. Amends the DUI Prevention and Education Commission Act. Provides that moneys in the DUI Prevention and Education Fund shall be distributed by the Department with approval (rather than guidance) from the DUI Prevention and Education Commission for crash victim programs and materials, impaired driving prevention programs, law enforcement support, and other DUI-related programs (rather than as grants for those purposes). Makes related changes in the powers of the Commission. **(No Position)**