

HB1151



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB1151

Introduced 02/08/05, by Rep. John J. Millner

SYNOPSIS AS INTRODUCED:

20 ILCS 2635/8

from Ch. 38, par. 1608

Amends the Illinois Uniform Conviction Information Act. Deletes a provision requiring an annual review the maximum fees for processing requests for conviction information. Effective immediately.

LRB094 06794 BDD 36896 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning conviction information.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Uniform Conviction Information Act
5 is amended by changing Section 8 as follows:

6 (20 ILCS 2635/8) (from Ch. 38, par. 1608)

7 Sec. 8. Form, Manner and Fees for Requesting and Obtaining
8 Conviction Information.

9 (A) The Department shall prescribe the form and manner for
10 requesting and furnishing conviction information pursuant to
11 this Act. The Department shall prescribe the types of
12 identifying information that must be submitted to the
13 Department in order to process any request for conviction
14 information and the form and manner for making such
15 application, consistent with this Act.

16 (B) The Department shall establish the maximum fee it shall
17 charge and assess for processing requests for conviction
18 information, and the Authority shall establish the maximum fee
19 that other criminal justice agencies shall charge and assess
20 for processing requests for conviction information pursuant to
21 this Act. Such fees shall include the general costs associated
22 with performing a search for all information about each person
23 for which a request is received including classification,
24 search, retrieval, reproduction, manual and automated data
25 processing, telecommunications services, supplies, mailing and
26 those general costs associated with the inquiries required by
27 subsection (B) of Section 9 and Section 13 of this Act, and,
28 when applicable, such fees shall provide for the direct payment
29 to or reimbursement of a criminal justice agency for assisting
30 the requester or the Department pursuant to this Act. In
31 establishing the fees required by this Section, the Department
32 and the Authority may also take into account the costs relating

1 to multiple or automated requests and disseminations and the
2 costs relating to any other special factors or circumstances
3 required by statute or rule. The maximum fees established by
4 the Authority pursuant to this Section ~~shall be reviewed~~
5 ~~annually, and~~ may be waived or reduced at the discretion of a
6 criminal justice agency.

7 (Source: P.A. 88-368.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.