Public Act 099-0685

AN ACT concerning criminal law.

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

Section 5. The Code of Criminal Procedure of 1963 is amended by adding Section 115-9.2 as follows:

(725 ILCS 5/115-9.2 new)

Sec. 115-9.2. Currency used in undercover investigation.

(a) In a prosecution in which United States currency was used by a law enforcement officer or agency or by a person acting under the direction of a law enforcement officer or agency in an undercover investigation of an offense that has imprisonment as an available sentence for a violation of the offense, the court shall receive, as competent evidence, a photograph, photostatic copy, or photocopy of the currency used in the undercover investigation, if the photograph, photostatic copy, or photocopy:

(1) will serve the purpose of demonstrating the nature of the currency;

(2) the individual serial numbers of the currency are clearly visible or if the amount of currency exceeds $500 the individual serial numbers of a sample of 10% of the currency are clearly visible, and any identification marks placed on the currency by law enforcement as part of the

investigation are clearly visible;

     (3) complies with federal law, rule, or regulation
requirements on photographs, photostatic copies, or
photocopies of United States currency; and

     (4) is otherwise admissible into evidence under all
other rules of law governing the admissibility of
photographs, photostatic copies, or photocopies into
evidence.

     (b) The fact that it is impractical to introduce into
evidence the actual currency for any reason, including its
size, weight, or unavailability, need not be established for
the court to find a photograph, photostatic copy, or photocopy
of that currency to be competent evidence.

     (c) If a photograph, photostatic copy, or photocopy is
found to be competent evidence under this Section, it is
admissible into evidence in place of the currency and to the
same extent as the currency itself.