

HB0044



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0044

Introduced 1/14/2021, by Rep. Maurice A. West, II

SYNOPSIS AS INTRODUCED:

20 ILCS 3930/9.4 new
30 ILCS 105/5.935 new

Amends the Illinois Criminal Justice Information Act. Creates the Statewide Deferred Prosecution Funding Program, to provide grants to State's Attorneys to operate deferred prosecution programs for misdemeanor offenses. Provides eligibility requirements and rulemaking authority for the Illinois Criminal Justice Information Authority Act. Creates the Statewide Deferred Prosecution Funding Program Fund. Amends the State Finance Act to make a conforming change.

LRB102 02991 RJF 13004 b

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
5 is amended by adding Section 9.4 as follows:

6 (20 ILCS 3930/9.4 new)

7 Sec. 9.4. Statewide Deferred Prosecution Funding Program.

8 The Statewide Deferred Prosecution Funding Program Fund is
9 hereby created as a special fund in the State treasury. Grants
10 from the Fund shall be made, subject to appropriation, by the
11 Illinois Criminal Justice Information Authority to State's
12 Attorneys upon application in the amount of 25% of the costs
13 incurred by the county to operate the deferred prosecution
14 program. To be eligible to receive moneys from the Fund, a
15 State's Attorney must provide a deferred prosecution program
16 that allows for a misdemeanor charge to be dismissed upon
17 successful completion of the deferred prosecution program
18 created by the State's Attorney. The Authority shall by rule
19 provide selection criteria and procedures for grants to be
20 made under this Section.

21 Section 90. The State Finance Act is amended by adding
22 Section 5.935 as follows:

1 (30 ILCS 105/5.935 new)

2 Sec. 5.935. The Statewide Deferred Prosecution Funding

3 Program Fund.