

HB5791



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5791

Introduced 2/10/2010, by Rep. Karen A. Yarbrough

SYNOPSIS AS INTRODUCED:

725 ILCS 120/8.5

Amends the Rights of Crime Victims and Witnesses Act. Provides that the Attorney General may establish a crime victim and witness notification system to assist public officials in carrying out their duties to notify and inform crime victims and witnesses under certain provisions of the Sex Offender Community Notification Law (rather than just under the Rights of Crime Victims and Witnesses Act).

LRB096 16483 RLC 35523 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning criminal law.

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

4 Section 5. The Rights of Crime Victims and Witnesses Act is
5 amended by changing Section 8.5 as follows:

6 (725 ILCS 120/8.5)

7 Sec. 8.5. Statewide victim and witness notification
8 system.

9 (a) The Attorney General may establish a crime victim and
10 witness notification system to assist public officials in
11 carrying out their duties to notify and inform crime victims
12 and witnesses under Section 4.5 of this Act or under
13 subsections (a), (a-2), and (a-3) of Section 120 of the Sex
14 Offender Community Notification Law as the Attorney General
15 specifies by rule. The system shall download necessary
16 information from participating officials into its computers,
17 where it shall be maintained, updated, and automatically
18 transmitted to victims and witnesses by telephone, computer, or
19 written notice.

20 (b) The Illinois Department of Corrections, the Department
21 of Juvenile Justice, the Department of Human Services, and the
22 Prisoner Review Board shall cooperate with the Attorney General
23 in the implementation of this Section and shall provide

1 information as necessary to the effective operation of the
2 system.

3 (c) State's attorneys, circuit court clerks, and local law
4 enforcement and correctional authorities may enter into
5 agreements with the Attorney General for participation in the
6 system. The Attorney General may provide those who elect to
7 participate with the equipment, software, or training
8 necessary to bring their offices into the system.

9 (d) The provision of information to crime victims and
10 witnesses through the Attorney General's notification system
11 satisfies a given State or local official's corresponding
12 obligation ~~under Section 4.5~~ to provide the information.

13 (e) The Attorney General may provide for telephonic,
14 electronic, or other public access to the database established
15 under this Section.

16 (f) The Attorney General shall adopt rules as necessary to
17 implement this Section. The rules shall include, but not be
18 limited to, provisions for the scope and operation of any
19 system the Attorney General may establish and procedures,
20 requirements, and standards for entering into agreements to
21 participate in the system and to receive equipment, software,
22 or training.

23 (g) There is established in the Office of the Attorney
24 General a Crime Victim and Witness Notification Advisory
25 Committee consisting of those victims advocates, sheriffs,
26 State's Attorneys, circuit court clerks, Illinois Department

1 of Corrections, the Department of Juvenile Justice, and
2 Prisoner Review Board employees that the Attorney General
3 chooses to appoint. The Attorney General shall designate one
4 member to chair the Committee.

5 (1) The Committee shall consult with and advise the
6 Attorney General as to the exercise of the Attorney
7 General's authority under this Section, including, but not
8 limited to:

9 (i) the design, scope, and operation of the
10 notification system;

11 (ii) the content of any rules adopted to implement
12 this Section;

13 (iii) the procurement of hardware, software, and
14 support for the system, including choice of supplier or
15 operator; and

16 (iv) the acceptance of agreements with and the
17 award of equipment, software, or training to officials
18 that seek to participate in the system.

19 (2) The Committee shall review the status and operation
20 of the system and report any findings and recommendations
21 for changes to the Attorney General and the General
22 Assembly by November 1 of each year.

23 (3) The members of the Committee shall receive no
24 compensation for their services as members of the
25 Committee, but may be reimbursed for their actual expenses
26 incurred in serving on the Committee.

1 (Source: P.A. 93-258, eff. 1-1-04; 94-696, eff. 6-1-06.)