



Sen. Michael Noland

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09700HB3033sam001

LRB097 10848 PJG 55208 a

1 AMENDMENT TO HOUSE BILL 3033

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3033 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Criminal Justice Information Act  
5 is amended by changing Section 7 as follows:

6 (20 ILCS 3930/7) (from Ch. 38, par. 210-7)

7 Sec. 7. Powers and Duties. The Authority shall have the  
8 following powers, duties and responsibilities:

9 (a) To develop and operate comprehensive information  
10 systems for the improvement and coordination of all aspects  
11 of law enforcement, prosecution and corrections;

12 (b) To define, develop, evaluate and correlate State  
13 and local programs and projects associated with the  
14 improvement of law enforcement and the administration of  
15 criminal justice;

16 (c) To act as a central repository and clearing house

1 for federal, state and local research studies, plans,  
2 projects, proposals and other information relating to all  
3 aspects of criminal justice system improvement and to  
4 encourage educational programs for citizen support of  
5 State and local efforts to make such improvements;

6 (d) To undertake research studies to aid in  
7 accomplishing its purposes;

8 (e) To monitor the operation of existing criminal  
9 justice information systems in order to protect the  
10 constitutional rights and privacy of individuals about  
11 whom criminal history record information has been  
12 collected;

13 (f) To provide an effective administrative forum for  
14 the protection of the rights of individuals concerning  
15 criminal history record information;

16 (g) To issue regulations, guidelines and procedures  
17 which ensure the privacy and security of criminal history  
18 record information consistent with State and federal laws;

19 (h) To act as the sole administrative appeal body in  
20 the State of Illinois to conduct hearings and make final  
21 determinations concerning individual challenges to the  
22 completeness and accuracy of criminal history record  
23 information;

24 (i) To act as the sole, official, criminal justice body  
25 in the State of Illinois to conduct annual and periodic  
26 audits of the procedures, policies, and practices of the

1 State central repositories for criminal history record  
2 information to verify compliance with federal and state  
3 laws and regulations governing such information;

4 (j) To advise the Authority's Statistical Analysis  
5 Center;

6 (k) To apply for, receive, establish priorities for,  
7 allocate, disburse and spend grants of funds that are made  
8 available by and received on or after January 1, 1983 from  
9 private sources or from the United States pursuant to the  
10 federal Crime Control Act of 1973, as amended, and similar  
11 federal legislation, and to enter into agreements with the  
12 United States government to further the purposes of this  
13 Act, or as may be required as a condition of obtaining  
14 federal funds;

15 (l) To receive, expend and account for such funds of  
16 the State of Illinois as may be made available to further  
17 the purposes of this Act;

18 (m) To enter into contracts and to cooperate with units  
19 of general local government or combinations of such units,  
20 State agencies, and criminal justice system agencies of  
21 other states for the purpose of carrying out the duties of  
22 the Authority imposed by this Act or by the federal Crime  
23 Control Act of 1973, as amended;

24 (n) To enter into contracts and cooperate with units of  
25 general local government outside of Illinois, other  
26 states' agencies, and private organizations outside of

1 Illinois to provide computer software or design that has  
2 been developed for the Illinois criminal justice system, or  
3 to participate in the cooperative development or design of  
4 new software or systems to be used by the Illinois criminal  
5 justice system. Revenues received as a result of such  
6 arrangements shall be deposited in the Criminal Justice  
7 Information Systems Trust Fund.

8 (o) To establish general policies concerning criminal  
9 justice information systems and to promulgate such rules,  
10 regulations and procedures as are necessary to the  
11 operation of the Authority and to the uniform consideration  
12 of appeals and audits;

13 (p) To advise and to make recommendations to the  
14 Governor and the General Assembly on policies relating to  
15 criminal justice information systems;

16 (q) To direct all other agencies under the jurisdiction  
17 of the Governor to provide whatever assistance and  
18 information the Authority may lawfully require to carry out  
19 its functions;

20 (r) To exercise any other powers that are reasonable  
21 and necessary to fulfill the responsibilities of the  
22 Authority under this Act and to comply with the  
23 requirements of applicable federal law or regulation;

24 (s) To exercise the rights, powers and duties which  
25 have been vested in the Authority by the "Illinois Uniform  
26 Conviction Information Act", enacted by the 85th General

1 Assembly, as hereafter amended;

2 (t) To exercise the rights, powers and duties which  
3 have been vested in the Authority by the Illinois Motor  
4 Vehicle Theft Prevention Act; ~~and~~

5 (u) To exercise the rights, powers, and duties vested  
6 in the Authority by the Illinois Public Safety Agency  
7 Network Act; and -

8 (v) To provide technical assistance in the form of  
9 training to local governmental entities within Illinois  
10 requesting such assistance for the purposes of procuring  
11 grants for gang intervention and gang prevention programs  
12 or other criminal justice programs from the United States  
13 Department of Justice.

14 The requirement for reporting to the General Assembly shall  
15 be satisfied by filing copies of the report with the Speaker,  
16 the Minority Leader and the Clerk of the House of  
17 Representatives and the President, the Minority Leader and the  
18 Secretary of the Senate and the Legislative Research Unit, as  
19 required by Section 3.1 of "An Act to revise the law in  
20 relation to the General Assembly", approved February 25, 1874,  
21 as amended, and filing such additional copies with the State  
22 Government Report Distribution Center for the General Assembly  
23 as is required under paragraph (t) of Section 7 of the State  
24 Library Act.

25 (Source: P.A. 94-896, eff. 7-1-06.)".