



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3503

Introduced 2/24/2011, by Rep. Wayne Rosenthal

SYNOPSIS AS INTRODUCED:

20 ILCS 2605/2605-490 new
50 ILCS 722/10

Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Creates the Crimes Against Police Officers Advisory. The Crimes Against Police Officers Advisory provides for the rapid dissemination of information concerning a crime of violence committed against a police officer or peace officer. Provides that the Crimes Against Police Officers Advisory is a regional system. Specifies the requirements of the alert system. Provides that the AMBER Plan Task Force shall serve as the task force for the Crimes Against Police Officers Advisory. Requires that the Child Safety Coordinator also serve as the Crimes Against Police Officers Coordinator. Amends the Missing Persons Identification Act. Requires that local law enforcement agencies provide for the prompt use of the Crimes Against Police Officers Advisory in appropriate cases.

LRB097 02973 RLJ 42998 b

FISCAL NOTE ACT
MAY APPLY

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 Department of State Police Law of the Civil
5 Administrative Code of Illinois is amended by adding Section
6 2605-490 as follows:

7 (20 ILCS 2605/2605-490 new)

8 Sec. 2605-490. Crimes Against Police Officers Advisory.

9 (a) A coordinated program known as the Crimes Against
10 Police Officers Advisory is established within the Department
11 of State Police. The purpose of the Crimes Against Police
12 Officers Advisory is to provide a regional system for the rapid
13 dissemination of information regarding a crime of violence
14 committed against a police officer or peace officer.

15 (b) The AMBER Plan Task Force, established under Section
16 2605-480 of the Department of State Police Law, shall serve as
17 the task force for the Crimes Against Police Officers Advisory.
18 The AMBER Plan Task Force shall monitor and review the
19 implementation and operation of the regional system developed
20 under subsection (a), including procedures, budgetary
21 requirements, and response protocols. The AMBER Plan Task Force
22 shall also develop additional network resources for use in the
23 system.

1 (c) The Child Safety Coordinator, created under Section
2 2605-480 of the Department of State Police Law, shall also act
3 as the Crimes Against Police Officers Coordinator. The
4 Coordinator shall assist in the establishment of State
5 standards and monitor the availability of federal funding that
6 may become available to further the objectives of the Crimes
7 Against Police Officers Advisory. The Department shall provide
8 technical assistance to the Coordinator from its existing
9 resources.

10 Section 10. The Missing Persons Identification Act is
11 amended by changing Section 10 as follows:

12 (50 ILCS 722/10)

13 Sec. 10. Law enforcement analysis and reporting of missing
14 person information.

15 (a) Prompt determination of high-risk missing person.

16 (1) Definition. "High-risk missing person" means a
17 person whose whereabouts are not currently known and whose
18 circumstances indicate that the person may be at risk of
19 injury or death. The circumstances that indicate that a
20 person is a high-risk missing person include, but are not
21 limited to, any of the following:

22 (A) the person is missing as a result of a stranger
23 abduction;

24 (B) the person is missing under suspicious

1 circumstances;

2 (C) the person is missing under unknown
3 circumstances;

4 (D) the person is missing under known dangerous
5 circumstances;

6 (E) the person is missing more than 30 days;

7 (F) the person has already been designated as a
8 high-risk missing person by another law enforcement
9 agency;

10 (G) there is evidence that the person is at risk
11 because:

12 (i) the person is in need of medical attention,
13 including but not limited to persons with
14 dementia-like symptoms, or prescription
15 medication;

16 (ii) the person does not have a pattern of
17 running away or disappearing;

18 (iii) the person may have been abducted by a
19 non-custodial parent;

20 (iv) the person is mentally impaired;

21 (v) the person is under the age of 21;

22 (vi) the person has been the subject of past
23 threats or acts of violence;

24 (vii) the person has eloped from a nursing
25 home; or

26 (H) any other factor that may, in the judgment of

1 the law enforcement official, indicate that the
2 missing person may be at risk.

3 (2) Law enforcement risk assessment.

4 (A) Upon initial receipt of a missing person
5 report, the law enforcement agency shall immediately
6 determine whether there is a basis to determine that
7 the missing person is a high-risk missing person.

8 (B) If a law enforcement agency has previously
9 determined that a missing person is not a high-risk
10 missing person, but obtains new information, it shall
11 immediately determine whether the information
12 indicates that the missing person is a high-risk
13 missing person.

14 (C) Law enforcement agencies are encouraged to
15 establish written protocols for the handling of
16 missing person cases to accomplish the purposes of this
17 Act.

18 (3) Law enforcement agency reports.

19 (A) The responding local law enforcement agency
20 shall immediately enter all collected information
21 relating to the missing person case in the Law
22 Enforcement Agencies Data System (LEADS) and the
23 National Crime Information Center (NCIC) databases.
24 The information shall be provided in accordance with
25 applicable guidelines relating to the databases. The
26 information shall be entered as follows:

1 (i) All appropriate DNA profiles, as
2 determined by the Department of State Police,
3 shall be uploaded into the missing person
4 databases of the State DNA Index System (SDIS) and
5 National DNA Index System (NDIS) after completion
6 of the DNA analysis and other procedures required
7 for database entry.

8 (ii) Information relevant to the Federal
9 Bureau of Investigation's Violent Criminal
10 Apprehension Program shall be entered as soon as
11 possible.

12 (iii) The Department of State Police shall
13 ensure that persons entering data relating to
14 medical or dental records in State or federal
15 databases are specifically trained to understand
16 and correctly enter the information sought by
17 these databases. The Department of State Police
18 shall either use a person with specific expertise
19 in medical or dental records for this purpose or
20 consult with a chief medical examiner, forensic
21 anthropologist, or odontologist to ensure the
22 accuracy and completeness of information entered
23 into the State and federal databases.

24 (B) The Department of State Police shall
25 immediately notify all law enforcement agencies within
26 this State and the surrounding region of the

1 information that will aid in the prompt location and
2 safe return of the high-risk missing person.

3 (C) The local law enforcement agencies that
4 receive the notification from the Department of State
5 Police shall notify officers to be on the lookout for
6 the missing person or a suspected abductor.

7 (D) Pursuant to any applicable State criteria,
8 local law enforcement agencies shall also provide for
9 the prompt use of the following: (i) an Amber Alert in
10 cases involving abducted children, (ii) ~~or use of the~~
11 Endangered Missing Person Advisory in appropriate high
12 risk cases, or (iii) the Crimes Against Police Officers
13 Advisory in appropriate cases.

14 (Source: P.A. 95-192, eff. 8-16-07; 96-149, eff. 1-1-10.)