

LAW UPDATE

2019/2020



**ILLINOIS SECRETARY OF STATE
DEPARTMENT OF POLICE**

**Division of Administration
Training Section**

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2019/2020 Law Update for Law Enforcement

Please Note:

This training outline is written for a law enforcement audience. It does not contain every law change made during the 101st Session of the Illinois General Assembly. .

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Illinois Vehicle Code

"SOS-ID CARDS UNDER AGE 18"

15 ILCS 335/12

Effective Date: 01/01/2020

Public Act [101-0232](#)

Synopsis:

Reduces the fee for original, renewal, and duplicate standard Illinois Identification Cards issued to persons under 18 years of age from \$10 to \$5.

Excerpt from the Public Act not necessary.

"Vehicle Code - MILITARY PLATES"

**625 ILCS 5/1-142.3 new, 625 ILCS 5/3-609.3 new,
625 ILCS 5/3-621**

Effective Date: 01/01/2020

Public Act: [101-0262](#)

Synopsis:

Provides that, in lieu of receiving registration plates without payment of a fee under the Section authorizing issuance of plates for veterans with disabilities, any veteran who holds proof of a 50% or greater service-connected disability from the United States Department of Veterans Affairs may apply for a military series registration plate in the manner prescribed by the Secretary of State. Provides that, upon the veteran showing proof of the disability, a military series registration plate may be issued to the veteran without fee for the registration of one motor vehicle of the first division or one motor vehicle of the second division weighing not more than 8,000 pounds. In the Section concerning Medal of Honor plates, changes "Congressional Medal of Honor" to "Medal of Honor". Provides that the Secretary, upon receipt of an application made in the form prescribed by the Secretary of State, may issue National Guard license plates to Illinois residents who are current members, former members, or surviving spouses of former members of the Illinois National Guard, or the National Guard of any other State, the Commonwealth of Puerto Rico, or Washington D.C. (instead of "to Illinois residents who are either members or former members of the Illinois National Guard or the surviving spouses of Illinois National Guard members").

Excerpt from the Public Act not necessary.

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"Vehicle Code - MOBILE CARRYING DEVICE"

**625 ILCS 5/1-144.01 new, 625 ILCS 5/1-144.02 new,
625 ILCS 5/11-1412.3 new,**

Effective Date: 07/26/2019

Public Act: [101-0123](#)

Synopsis:

Defines "mobile carrying device operator". Specifies that a "mobile carrying device" is primarily designed to remain within 10 (instead of 25) feet of the personal property owner. Provides that a local authority may reasonably regulate the operation of mobile carrying devices in its jurisdiction. Provides that an operator of a mobile carrying device (rather than the device itself) has the rights and obligations applicable to a pedestrian in the same circumstances and shall ensure that a mobile carrying device shall yield the right-of-way to pedestrians on a sidewalk or crosswalk. Provides that a personal property owner may not use a mobile carrying device to transport a person. Provides that a mobile carrying device operator who is not a natural person shall register with the Secretary of State. Provides that no contract seeking to exempt a mobile carrying device operator from liability for injury, loss, or death caused by a mobile carrying device shall be valid, and that contractual provisions limiting the choice of venue or forum, shortening the statute of limitations, shifting the risk to the user, limiting the availability of class actions, or obtaining judicial remedies shall be invalid and unenforceable.

Excerpt from the Public Act not necessary.

"Vehicle Code - AUTOMOTIVE PARTS RECYCLER"

**625 ILCS 5/1-154.7, 625 ILCS 5/5-302,
625 ILCS 5/5-803**

Effective Date: 08/23/2019

Public Act: [101-0572](#)

Synopsis:

Provides that no person in the State shall sell at auction a salvage vehicle to a nonresident individual or business licensed in the United States unless the nonresident, in addition to being licensed in another state or jurisdiction, provides a resale tax certificate, if applicable, and one of the following: a National Motor Vehicle Title Information System (NMVTIS) number, federal employer identification number, or government-issued driver's license or passport. Provides that a person in the State shall not sell at auction a salvage vehicle to an out-of-country buyer, unless if the nonresident is licensed in a jurisdiction that is not a state, then the nonresident shall provide to the seller the number of non resident license issued by that jurisdiction and a copy of the non resident's passport or the passport of an owner or officer of the nonresident entity or a copy of another form of government-issued identification from the nonresident or an owner or officer of the nonresident entity. Provides that an out-of-state salvage vehicle buyer who provides an

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address outside of the United States shall receive a salvage certificate stamped by the seller with the designation of "For Export Only" at the point of sale for each salvage vehicle purchased and the NMVTIS record shall be designated "EXPORT".

Authorizes the Secretary of State police investigators to issue administrative citations to certain entities for, among other things, operating without a license.

Excerpt from the Public Act not necessary.

"TRANSPORTATION-TECH" 625 ILCS 5/3-100.1, 100.2

Effective Date: 01/01/2020

Public Act: [101-0490](#)

Synopsis:

Amends the Illinois Vehicle Code. No later than July 1, 2021, the Secretary of State shall implement, manage, and administer an electronic lien and title system and establish by administrative rule the standards and procedures relating to the management and implementation of the system. Provides further that the Secretary may charge a reasonable fee, set by administrative rule, for performing the services and functions relating to the management and administration of the system. Provides that the Secretary may contract with a private contractor to facilitate the electronic processes. Provides that, beginning on July 1, 2021, the Secretary shall (instead of "may") require a licensee to submit any record required to be submitted to the Secretary using electronic media deemed feasible by the Secretary and that electronic submittal, receipt, and delivery of records and electronic signatures shall be supported by a signed agreement between the Secretary and the submitter. Provides that, beginning on July 1, 2021, the Secretary shall provide electronic notification and perfection of the lienholder's security interest in a vehicle on the certificate of title. Deletes language requiring that a request for electronic notification and perfection be made by a lienholder submitter..

Excerpt from the Public Act not necessary.

"VEH CD-SOS-DIGITAL REGISTRATION PLATE" 625 ILCS 5/3-401.5 new

Effective Date: 08/16/2019

Public Act: [101-0395](#)

Synopsis:

Provides that the Secretary of State may authorize the issuance of a digital registration plate to a vehicle in lieu of a set of static, metal registration plates, if the vehicle owner separately purchases the digital registration plate for a particular vehicle. Provides that the Secretary shall work with the vehicle owner and the distributor of the digital registration plates to coordinate the

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appropriate plate image and registration expiration to appear on the digital registration plate. Provides that one metal plate shall still be issued to the vehicle owner for the front end of the vehicle. Contains provisions governing: the renewal of digital registration plates; suspension and revocation of digital registration plates; and special license plates. Adds "digital registration plates" and "digital registration stickers" to references to "registration plates" and "registration stickers". Includes a statement of legislative intent.

Provides that the Secretary of State shall consult with law enforcement agencies when considering whether to approve the design of a digital license plate. Provides that the display device must allow for the automated image capture of letters and numbers during daytime and nighttime, including when the vehicle is parked or turned off.

Provides that the Secretary of State may adopt rules regarding the images that may appear on digital registration plates. Provides that no image shall appear on a digital registration plate without prior approval of the Secretary.

Excerpt from the Public Act not necessary.

"Vehicle Code - VEH CD-NOT-FOR-PROFIT PERMIT" **625 ILCS 5/3-407.5 new,**

Effective Date: 06/28/2019

Public Act: [101-0051](#)

Synopsis:

Provides for the issuance of a 90-day permit to operate a motor vehicle that was donated to a not-for-profit organization for the purpose of donating the motor vehicle to a low-income individual. Provides that no more than 2 permits may be issued for any one vehicle. Provides that a vehicle may be operated with the temporary permit only for specific purposes. Provides that an applicant shall provide proof of the not-for-profit status organization and proof of liability insurance covering the vehicle. Provides that the not-for-profit shall assume all liability for the operation of the vehicle upon accepting the donation. Provides that the vehicle shall meet registration requirements to qualify for a temporary permit. Provides that a copy of the permit shall be kept inside the vehicle at all times. Provides for the issuance of Global War on Terrorism license plates to residents who have earned the Global War on Terrorism Expeditionary Medal. Provides that the surviving spouse of a military service member who has been issued a Global War on Terrorism license plate may retain the plate so long as the spouse is a resident of Illinois and transfers the registration to his or her name within 180 days of the death of the service member. Provides that an individual may reclass his or her registration or plate upon acquiring a Global War on Terrorism license plate without a replacement plate fee or registration sticker cost. Provides that a vehicle owner who has been approved for benefits under the Senior Citizens and Persons with Disabilities Property Tax Relief Act or who is the spouse of such a person shall pay a \$24 registration fee for vehicles displaying a Global War on Terrorism license plate.

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Excerpt from the Public Act not necessary.

"SOS-DEALER LICENSING"

625 ILCS 5/3-601, 3-602, 3-904, 3-904.2 (new), 3-904.5 (new), 5-101, 5-102, 5-102.5, 5-102.7, 5-102.8 (new), 5-102.9 (new), 5-401.2, 5-402.1, 5-403.1, 5-501, 5-503

Effective Date: 01/01/2020

Public Act: [101-0505](#)

Synopsis:

Amends the Alternative Fuels Act. Provides that the Secretary of State may collect user fees for vehicles of the Second Division registered under plate category C. Amends the Illinois Vehicle Code. Provides that a dealer may use a special plate issued to the dealer to transport a vehicle sold to a customer either by towing or by driving the sold vehicle with the special plate attached to the vehicle. Provides that the Secretary may limit the number of special plates authorized that are issued to dealers, manufacturers, or transporters based on factors including, but not limited to, sales of vehicles, revenue, or number of employees. Adds background check and education requirements for applicants for a remittance agent license. Adds requirements for licensure of a new vehicle dealer or a used vehicle dealer. Defines "Buy Here, Pay Here used vehicle dealer" and creates licensure requirements for a Buy Here, Pay Here used vehicle dealer. Provides that the Secretary may create special dealership licenses for entities that specialize in specific types of used motor vehicles that may be based on model, make, age, or other factors that the Secretary deems appropriate. Provides that any owner who is not a manufacturer of the vehicle and chooses to lease a used vehicle for a period of less than 12 months shall ensure that the lessee maintains valid registration and liability insurance and shall not collect any fees in connection with the registration of the vehicle unless the owner is also a licensed remittance agent.

Excerpt from the Public Act not necessary.

"LICENSE PLATES-MOTORCYCLES"

625 ILCS 5/3-609

Effective Date: 01/01/2020

Public Act: [101-0536](#)

Synopsis:

Amends the Illinois Vehicle Code. Adds motorcycles to the types of vehicles for which an eligible applicant may be issued a set of license plates for veterans with disabilities.

Provides that a veteran who holds proof of a service-connected disability from the United States Department of Veterans Affairs, and whose degree of disability has been declared to be 50% or

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more, but whose disability does not qualify the veteran for a plate or decal for persons with disabilities, may apply for special registration plates for a motorcycle.

Excerpt from the Public Act not necessary.

“Vehicle Code - SPEC PLATES-POLICE/FIREFIGHTER” **625 ILCS 5/3-641**

Effective Date: 01/01/2020

Public Act: [101-0358](#)

Synopsis:

Provides that children and stepchildren, in addition to the spouse and parents, of a police officer or firefighter who died in the line of duty may be issued special license plates.

Excerpt from the Public Act not necessary.

“Vehicle Code - POLICE MEMORIAL SPOUSES” **625 ILCS 5/3-644**

Effective Date: 08/16/2019

Public Act: [101-0376](#)

Synopsis:

Provides that the Police Memorial Committee may use funds derived from the issuance of Police Memorial Committee license plates for the purpose of giving grants (in addition to scholarships) to spouses (in addition to children) of police officers killed in the line of duty.

Excerpt from the Public Act not necessary.

“Vehicle Code - COLD WAR SPECIAL PLATES” **625 ILCS 5/3-699.17 new**

Effective Date: 01/01/2020

Public Act: [101-0245](#)

Synopsis:

Provides that the Secretary of State may issue Cold War license plates to Illinois residents that served in the United States Armed Forces between August 15, 1945 and January 1, 1992.

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Excerpt from the Public Act not necessary.

“Vehicle Code - UN PROTECTION FORCE PLATES”

625 ILCS 5/3-699.17 new

Effective Date: 01/01/2020

Public Act: [101-0247](#)

Synopsis:

Provides that the Secretary of State may issue United Nations Protection Force license plates to residents who served in the United Nations Protection Force in Yugoslavia. Provides that the original issuance fee shall be \$15 and the renewal fee shall be \$2.

Excerpt from the Public Act not necessary.

“PROP TX-SALES IN ERROR”

625 ILCS 5/3-704.3 (new), 6-306.8 (new), 35 ILCS 200/15-60, 605 ILCS 10/11, 115/7

Effective Date: 08/16/2019

Public Act: [101-0398](#)

Synopsis:

Amends the Property Tax Code. Provides that, for a municipality with a population over 100,000, all property owned by the municipality, or property interests or rights held by the municipality, regardless of whether such property, interests, or rights are, in whole or in part, within or without its corporate limits, that is used for toll road or toll bridge purposes and that is leased or licensed for those purposes to another entity whose property or property interests or rights are not exempt shall remain exempt, and any leasehold interest in such property, interest, or rights shall not be subject to property taxes. Amends the Toll Highway Act. Provides that the Authority shall have power to enter into an intergovernmental agreement or contract with a unit of local government or other public or private entity for a private bridge operator's collection, enforcement, and administration of tolls, violations, fees, fines, charges, and penalties in connection with a bridge authorized under the Toll Bridge Act. Amends the Toll Bridge Act. Provides that county boards may fix toll rates by establishing a toll rate schedule setting a maximum toll rate. Provides that a private operator may enter into an agreement with the Illinois State Toll Highway Authority to provide electronic toll collection or toll violation enforcement services. Amends the Illinois Vehicle Code. Prescribes processes by which private and public tolling entities shall report violations to the Secretary of State. Provides that the Secretary of State may suspend a person's driver's license for failure to satisfy fines or penalties for toll violations. Prescribes process for the suspension of a driver's license due to tolling violations.

Provides that, except as regarding toll bridges or as otherwise provided by law, nothing in the amendatory Act shall be construed to authorize a county, municipality, local government, or

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private operator to impose a toll upon any public road, street, or highway; nor shall any provision be construed to authorize, pursuant to an intergovernmental agreement or otherwise, the imposition of any toll upon any public road, street, or highway.

Excerpt from the Public Act not necessary.

"VEH CD-FARM MACHINERY FEES" 625 ILCS 5/3-809

Effective Date: 01/01/2020

Public Act: [101-0481](#)

Synopsis:

Amends the Illinois Vehicle Code. Deletes language requiring registration of certain farm wagon type trailers having a fertilizer spreader attachment and farm wagon type tank trailers. Removes the registration fee and existing width and weight restrictions for single unit self-propelled agricultural fertilizer implements.

Excerpt from the Public Act not necessary.

"Vehicle Code - FINANCE-APPROP FOR EDUCATION" 625 ILCS 5/3-815, 625 ILCS 5/3-819, 625 ILCS 5/3-821

Effective Date: 06/28/2019

Public Act: [101-0032](#)

Synopsis:

Provides that a specified percentage of the net revenue generated from sales of motor fuel and gasohol shall be deposited into the Road Fund. Amends the Motor Fuel Tax Law. Provides that the tax imposed on motor fuel shall be at the rate of 38 cents per gallon. Provides that the tax imposed on diesel shall be 7.5 cents per gallon. Makes changes concerning the distribution of proceeds. Amends the Illinois Municipal Code. Provides that, in addition to any other tax that may be imposed, a municipality in a county with a population of over 3,000,000 inhabitants may also impose a tax on motor fuel at a rate not to exceed \$0.03 per gallon. Amends the Illinois Vehicle Code. Increases certain vehicle registration fees. Makes changes concerning notice of a parking, standing, or compliance violations. Provides that the notice shall include the vehicle make or a photograph of the vehicle (currently, vehicle make only). Makes changes concerning service of the notice. Amends the State Finance Act to create certain special funds. Amends the Counties Code to provide that the County Motor Fuel Tax Law also applies in Lake and Will Counties. Provides that the rate may not be less than 4 cents per gallon and not more than 8 cents per gallon. Provides that the Department of Revenue shall adjust the rate on July 1 of each year. Amends the Department of Transportation Law of the Civil Administrative Code of Illinois.

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Provides that the Department of Transportation shall set aside \$50,000,000 received by the Department of Transportation from the Road Fund for the projects in the following categories: pedestrian and bicycle facilities and the conversion of abandoned railroad corridors to trails.

Excerpt from the Public Act not necessary.

“SECOND FY 2020 BIMP”

625 ILCS 5/3-821

Effective Date: 01/01/2020

Public Act: [101-0604](#)

Synopsis:

Amends the Illinois Vehicle Code. Removes language creating a \$10 fee for a Junking Certificate issued after July 1, 2019. Effective January 1, 2020.

Excerpt from the Public Act not necessary.

“VEH CD-MOBILE HOME DEALERS”

625 ILCS 5/5-101.2

Effective Date: 08/16/2019

Public Act: [101-0407](#)

Synopsis:

Amends the Illinois Vehicle Code. Changes the definition of "community-based manufactured home dealer" to include a person who buys a new manufactured home or park model that is located within the manufactured home community pursuant to a franchise agreement or similar agreement with a manufacturer, or a used manufactured home or park model located within the manufactured home community, with either the new or used manufactured home also able to be located in a different manufactured home community that is owned or managed by the community-based manufactured home dealer.

Further changes the definition of "community-based manufactured home dealer". Provides that a manufactured home dealer may operate a supplemental lot if the lot is located within 50 miles of the manufactured home dealer's principal place of business. Provides that records pertaining to a supplemental lot may be maintained at the principal place of business. Makes other changes.

Excerpt from the Public Act not necessary.

“SOS DOCS-GENDER DESIGNATIONS”

625 ILCS 5/6-106, 15 ILCS 335/5

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Effective Date: 01/01/2020

Public Act: [101-0513](#)

Synopsis:

Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that upon the first issuance of a request for proposals for a digital driver's license and identification card issuance and facial recognition system issued after the effective date of this amendatory Act, and upon implementation of a new or revised system procured pursuant to that request for proposals, the Secretary of State shall permit applicants to choose between "male", "female", or "non-binary" when designating the applicant's sex on identification card and driver's license application forms. Provides that the sex designated by the applicant shall be displayed on the identification card or driver's license issued to the applicant.

Excerpt from the Public Act not necessary.

"Vehicle Code - VETERAN-ID AND DRIVERS LICENSE"

625 ILCS 5/6-106, 15 ILCS 335/5

Effective Date: 01/01/2020

Public Act: [101-0106](#)

Synopsis:

Provides that for the purpose of issuing an identification card or driver's license with a veteran designation, acceptable forms of proof shall include, among other documents, Department of Defense form DD-2 (Retired) or a United States Department of Veterans Affairs summary of benefits letter. Provides new requirements for verification of veteran status. Makes conforming changes.

Excerpt from the Public Act not necessary.

"Vehicle Code - SOS-PRIVATE INFORMATION"

**625 ILCS 5/6-110.2 new, 15 ILCS 335/1A, 15 ILCS 335/11,
625 ILCS 5/1-159.2, 625 ILCS 5/2-123, 625 ILCS 5/6-110.1**

Effective Date: 08/09/2019

Public Act: [101-0326](#)

Synopsis:

Provides that "personally identifying information" includes, among other things, an individual's date of birth, height, weight, hair color, eye color, and email address. Restricts the release of personally identifying information within the Secretary of State's office to employees who have a need to know the information for issuance of driver's licenses, permits, or identification cards and

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investigation of fraud or misconduct. Provides that the Secretary may release highly restricted personal information only to: (1) officers and employees of the Secretary who have a need to access the information for the issuance of driver's licenses, permits, or identification cards and investigation of fraud or misconduct, (2) law enforcement officials for a criminal or civil law enforcement investigation, (3) the State Board of Elections for the purpose of providing the signature for completion of voter registration, and (4) any other entity the Secretary has authorized by rule. Provides that photos, signatures, and documents proving an applicant's identity for the obtainment of an identification card or driver's license are confidential and shall not be disclosed except to: (i) the individual to whom the card was issued, upon written request, (ii) officers and employees of the Secretary of State who have a need to have access to the stored images for purposes of issuing and controlling driver's licenses, permits, or identification cards and investigation of fraud or misconduct, (iii) law enforcement officials for a civil or criminal law enforcement investigation, and (iv) other entities that the Secretary may authorize by rule certain entities to access personal information that is otherwise protected from disclosure. . Provides that the Secretary retains the right to require additional verification regarding the validity of a request from law enforcement to access social security information and that, if social security information is disclosed by the Secretary for official purposes, no liability shall rest with the Office of the Secretary of State or any of its officers or employees.

Excerpt from the Public Act not necessary.

"VEH CD-RIGHT OF WAY-HARM/DEATH"

625 ILCS 5/6-208

Effective Date: 07/01/2020

Public Act: [101-0470](#)

Synopsis:

Amends the Illinois Vehicle Code. Provides that a person convicted of a violation of the provisions of the Code governing the right-of-way at crosswalks and in school zones that resulted in a Type A injury to another shall have his or her driving privileges suspended for 12 months. Provides that the Act may referred to as Mason's Law.

Excerpt from the Public Act not necessary.

"Vehicle Code - LICENSE-CHILD SUPPORT"

625 ILCS 5/7-704, 625 ILCS 5/7-704.1

Effective Date: 08/09/2019

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Public Act: [101-0336](#)

Synopsis:

Provides that the Secretary of State may remove the suspension of an individual's driver's license made pursuant to the nonpayment of child support, whether that suspension occurred before or after the effective date of the amendatory Act, if the individual has arranged for payment of arrearages and current support obligation in a manner satisfactory to the court or the Department of Healthcare and Family Services.

Excerpt from the Public Act not necessary.

"Vehicle Code - TRAFFIC/PEDESTRIAN STOP STUDY" **625 ILCS 5/11-212**

Effective Date: 06/21/2019

Public Act: [101-0024](#)

Synopsis:

Tasks the Illinois Criminal Justice Information Authority (ICJIA), rather than the Department of Transportation, with the collection, compilation, and analysis of the traffic stop statistical study data required by the Section. Creates the Traffic and Pedestrian Stop Data Use and Collection Task Force within the ICJIA to undertake these responsibilities. Prescribes membership for the Task Force and provides that it shall report its findings and recommendations to the Governor and the General Assembly by March 1, 2022 and every 3 years after.

Excerpt from the Public Act not necessary.

"Vehicle Code - SALVAGE VEHICLES-AUCTION" **625 ILCS 5/11-709, 625 ILCS 5/11-907, 625 ILCS 5/11-907.5, 720 ILCS 5/9-3**

Effective Date: 01/01/2020

Public Act: [101-0173](#)

Synopsis:

Provides that, when approaching a stationary authorized emergency vehicle, if changing lanes would be impossible or unsafe, a person shall proceed with due caution, reduce the speed of the vehicle maintaining a safe speed for road conditions and leaving a safe distance until safely past the stationary vehicles. Provides that, when approaching a disabled vehicle with lighted hazard lights on a highway having at least 4 lanes, of which at least 2 are proceeding in the same direction, a driver of a vehicle shall, proceeding with due caution, yield the right-of-way by making a lane change into a lane not adjacent to that of the disabled vehicle, if possible with due

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regard to safety and traffic conditions, or, if changing lanes would be impossible or unsafe proceeding with due caution, reduce the speed of the vehicle, maintaining a safe speed for road conditions and leaving a safe distance until safely past the stationary vehicles. Provides that a person who violates provisions prescribing how to safely approach an authorized emergency vehicle commits a business offense punishable by a minimum fine of \$250 and not more than \$10,000 for the first violation and a fine of not less than \$750 or more than \$10,000 for the second or subsequent violation (instead of a fine of not less than \$100 or more than \$10,000), and (i) if the violation results in damage to another vehicle, the person commits a Class A misdemeanor; and (ii) if the violation results in the injury or death of another person, the person commits a Class 4 felony. Provides that commission of the offense of reckless homicide while committing a violation of the Section concerning proper approach of a stationary authorized emergency vehicle shall be afforded as a factor in aggravation and extended-term sentencing. Provides that the Director of the State Police shall use all moneys in the Scott's Law Fund in the Department's discretion to fund the production of materials to educate drivers on approaching stationary authorized emergency vehicles, to hire off-duty Department of State Police for enforcement of the Section concerning proper approach of a stationary authorized emergency vehicle, and for other law enforcement purposes the Director deems necessary for such efforts. Provides that, for violations issued by a county or municipal police officer, the assessment shall be deposited into the county or municipality Transportation Safety Highway Hire-back Fund to hire off-duty county police officers to monitor construction or maintenance zones in that county on highways other than interstate highways. Provides that the county, in its discretion, may also use a portion of the moneys in its Transportation Safety Highway Hire-back Fund to purchase equipment for county law enforcement and fund the production of materials to educate drivers on construction zone safe driving habits and approaching stationary authorized emergency vehicles. Amends the Criminal and Traffic Assessment Act. Imposes a conditional assessment of \$250 for a violation of provisions prescribing how to safely approach an authorized emergency vehicle. Amends the Criminal Code of 2012. Provides that a person who commits reckless homicide while violating provisions prescribing how to safely approach an authorized emergency vehicle shall be sentenced to a term of not less than 3 years and not more than 14 years, or, if the person caused the deaths of 2 or more persons, not less than 6 years and not more than 28 years. Makes other changes. Amends the Unified Code of Corrections. Provides that a person charged with violating provisions prescribing how to safely approach an authorized emergency vehicle is not eligible for supervision

Excerpt from the Public Act not necessary.

"Vehicle Code - ZIPPER MERGE"

**625 ILCS 5/11-907.1 new, 625 ILCS 5/2-112,
625 ILCS 5/6-109**

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Effective Date: 01/01/2020

Public Act: [101-0174](#)

Synopsis:

Provides that the Secretary of State shall include, in the Illinois Rules of the Road publication, information advising drivers to use the zipper merge method when merging into a reduced number of lanes (drivers in merging lanes are expected to use both lanes to advance to the lane reduction point and merge at that location, alternating turns). Provides that the Secretary of State shall include, in the question pool used for the written portion of the driver's license examination, at least one test question concerning driver responsibilities when approaching a stationary emergency vehicle.

Excerpt from the Public Act not necessary.

"Vehicle Code - CONSTRUCTION ZONE"

625 ILCS 5/11-908, 625 ILCS 5/11-305

Effective Date: 01/01/2020

Public Act: [101-0172](#)

Synopsis:

Provides that a driver who fails to obey the instructions of any official traffic-control device shall be fined no less than \$100 and no more than \$1,000. Increases the penalty for violating the Section regarding use of due caution in approaching or entering a highway construction or maintenance area or zone from a maximum fine of \$10,000 to a maximum fine of \$25,000.

Excerpt from the Public Act not necessary.

"Vehicle Code - TRANSPORTATION-TECH"

625 ILCS 5/11-1414

Effective Date: 01/01/2020

Public Act: [101-0055](#)

Synopsis:

Doubles the fines for violations of the Section regarding approaching, overtaking, and passing school buses. Provides that a first violation of the Section or a local ordinance shall be subject to a mandatory fine of \$300 (instead of \$150) and a second or subsequent violation shall be subject to a mandatory fine of \$1,000 (instead of \$500).

Excerpt from the Public Act not necessary.

"Vehicle Code - EXCESSIVE IDLING"
625 ILCS 5/11-1429

Effective Date: 01/01/2020

Public Act: [101-0319](#)

Synopsis:

Provides that the provisions regarding excessive idling apply to vehicles with a gross vehicle weight rating of 8,000 pounds or more. Exempts ambulances from the new provisions.

Excerpt from the Public Act not necessary.

"VEH CD-SMOKING; PRESENT MINOR"
625 ILCS 5/11-1432 (new)

Effective Date: 06/01/2020

Public Act: [101-0468](#)

Synopsis:

Amends the Illinois Vehicle Code. Provides that a person shall not smoke in a motor vehicle containing a person under 18 years of age, regardless of whether the vehicle is in motion, at rest, or has its windows down. Defines smoking as inhaling, exhaling, burning, or carrying a lighted cigarette, cigar, pipe, weed, plant, regulated narcotic, or other combustible substance. Provides that a police officer may not stop a motor vehicle solely for a violation of the Section. Provides that a violation is a petty offense with a maximum fine of \$100 and that, for a second or subsequent offense, the fine is not to exceed \$250.

Except from Public Act:

(625 ILCS 5/11-1432 new)

Sec. 11-1432. Prohibit smoking in a motor vehicle with a minor present.

(a) For purposes of this Section:

"Smoke" means to inhale, exhale, burn, or carry a lighted cigarette, cigar, pipe, weed, plant, regulated narcotic, or other combustible substance.

"Vehicle" has the same meaning as defined in Section 1-217 of this Code and does not include motorcycles as defined in Section 1-147.

(b) A person shall not smoke in a motor vehicle, whether it is in motion or at rest, if a person under 18 years of age is in the vehicle, regardless of whether the vehicle's windows are open. This subsection does not apply to a person who is the sole occupant of a vehicle.

(c) A police officer may not stop or detain a motor vehicle or its driver nor inspect or search the vehicle, the contents

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of the vehicle, or the operator or passenger of the vehicle
solely for a violation or suspected violation of this Section.

(d) A violation of this Section is a petty offense
punishable by a fine not to exceed \$100 and, for a second or
subsequent offense, a fine not to exceed \$250.

"Vehicle Code - TINTED LIGHTS"

625 ILCS 5/12-212

Effective Date: 01/01/2020

Public Act: [101-0189](#)

Synopsis:

Provides that no person shall drive or move any motor vehicle or equipment upon any highway with any lighting or combination of lighting with a smoked or tinted lens or cover.

Excerpt from the Public Act not necessary.

"Vehicle Code - TRANSPORTATION-TECH"

625 ILCS 5/12-215

Effective Date: 01/01/2020

Public Act: [101-0056](#)

Synopsis:

Provides that red or white oscillating, rotating, or flashing emergency lights may be used on a vehicle operated by a qualified deputy fire chief or assistant fire chief (in addition to a fire chief).

Excerpt from the Public Act not necessary.

"Vehicle Code - VEH CD-TEXTING BODILY HARM"

625 ILCS 5/12-610.2, 625 ILCS 5/6-206

Effective Date: 07/01/2020

Public Act: [101-0090](#)

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Synopsis:

Provides that the Secretary of State may suspend or revoke the driving privileges of a person who has committed a violation involving the use of an electronic communication device while driving that resulted in great bodily harm, permanent disability or disfigurement, and that in such case the driving privileges of the person shall be suspended for 12 months. Provides that a person who commits a violation of the Section prohibiting the operation of an electronic communication device while operating a motor vehicle, and the violation results in an accident causing great bodily harm to any person, shall be subject to a minimum fine of \$1,000 (instead of shall have his or her driver's license suspended for a period of one year and shall be assessed a fine of \$1,000).

Excerpt from the Public Act not necessary.

"Vehicle Code - USE OF VIDEO DEVICE"

625 ILCS 5/12-610.2

Effective Date: 01/01/2020

Public Act: [101-0297](#)

Synopsis:

Provides that a person may not operate a motor vehicle on a roadway while using an electronic communication device to watch or stream video.

Excerpt from the Public Act not necessary.

"Vehicle Code - DIESEL EMISSIONS"

625 ILCS 5/13-114

Effective Date: 01/01/2020

Public Act: [101-0362](#)

Synopsis:

Deletes language providing that each diesel-powered vehicle that is registered for a gross weight of more than 16,000 pounds or has a gross vehicle weight rating of more than 16,000 pounds and that is operated by an interstate carrier of property is subject to provisions that pertain to diesel emission inspections.

Excerpt from the Public Act not necessary.

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"Vehicle Code - HIGHWAY DESIGNATIONS"

**625 ILCS 5/15-107, 625 ILCS 5/1-126.1,
625 ILCS 5/15-116, 625 ILCS 5/15-316,**

Effective Date: 01/01/2020

Public Act: [101-0328](#)

Synopsis:

Deletes language regarding: the maximum length of vehicles on all non-State highways; and the highways that vehicles not exceeding 65 feet in overall length are allowed to access. Provides that combinations of vehicles over 65 feet in length with no overall length limitation are allowed certain access if there is no sign prohibiting access and the route is not being used as a thoroughfare between Class I or Class II highways. Provides that the maximum length limitation on non-designated highways for a truck tractor in combination with a semitrailer is 65 feet overall dimension and 60 feet overall dimension for a truck tractor-semitrailer-trailer or truck tractor semitrailer-semitrailer. Provides that length limitations do not apply on legal holidays and for a tow truck in combination with a disabled vehicle or combination of disabled vehicles. Provides that a unit of local government shall affirm to the Department if it has no Class II designated truck routes. Provides that units of local government may report to the Department, and the Department shall post on its website, any limitations prohibiting the operation of vehicles imposed by ordinance or resolution in the unit of local government's non-designated highway system. Provides that, to be effective, an ordinance or resolution designating a Class II roadway need not require that signs be erected, but the designation shall be reported to the Department. Repeals a provision that requires local units of government to report to the Department all preferred truck routes, designated truck route networks, or whether there are no such truck routes.

Excerpt from the Public Act not necessary.

"VEH CD-HEAVY DUTY TOW VEHICLE"

625 ILCS 5/15-301

Effective Date: 01/01/2020

Public Act: [101-0547](#)

Synopsis:

Amends the Illinois Vehicle Code. Provides that "extreme heavy duty tow and recovery vehicle" means a tow truck manufactured as a unit having a lifting capacity of not less than 50 tons, and having either 4 axles and an unladen weight of not more than 80,000 pounds or 5 axles and an unladen weight not more than 90,000 pounds. Provides that, notwithstanding otherwise applicable gross and axle weight limits, an extreme heavy duty tow and recovery vehicle may lawfully travel to and from the scene of disablement and clear a disabled vehicle if the towing service has obtained an extreme heavy duty tow and recovery permit for the vehicle. Provides that the form and content of the permit shall be determined by the Department of Transportation

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with respect to highways under its jurisdiction and by local authorities with respect to highways under their jurisdiction. Effective January 1, 2020.

Excerpt from the Public Act not necessary.

“Vehicle Code - FREIGHT TRAIN CREW SIZE”

625 ILCS 5/18c-7402

Effective Date: 01/01/2020

Public Act: [101-0294](#)

Synopsis:

Provides that no rail carrier shall operate a train or light engine used in connection with the movement of freight unless it has an operating crew consisting of at least 2 individuals. Provides that the minimum freight train crew size shall remain in effect until a federal law or rule encompassing the subject matter has been adopted. Grants the Illinois Commerce Commission the power to conduct evidentiary hearings, make findings, and issue and enforce orders, including sanctions, with respect to freight train crew member size. Provides that "train or light engine" does not include trains operated by a hostler service or utility employees.

Excerpt from the Public Act not necessary.

Illinois Criminal Code

“Criminal Code - FINANCIAL EXPLOITATION ELDERLY”

720 ILCS 5/1-6, 720 ILCS 5/16-1, 720 ILCS 5/17-56

Effective Date: 01/01/2020

Public Act: [101-0394](#)

Synopsis:

Provides that a person who commits the offense of financial exploitation of an elderly person or a person with a disability may be tried in any one of the following counties in which (1) any part of the offense occurred or (2) the victim or one of the victims reside. Provides that theft by deception from a person with a disability is a Class 2 felony. Provides that consent is not a defense to financial exploitation of an elderly person or a person with a disability if the accused knew or had

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reason to know that the elderly person or a person with a disability lacked capacity to consent.

Excerpt from the Public Act not necessary.

"Criminal Code - CRIM PROSECUTIONS-SEX OFFENSES" 720 ILCS 5/3-5, 720 ILCS 5/3-6

Effective Date: 01/01/2020

Public Act: [101-0130](#)

Synopsis:

Provides that a prosecution for criminal sexual assault, aggravated criminal sexual assault, or aggravated criminal sexual abuse may be commenced at any time (rather than within 10 years of the commission of the offense if the victim reported the offense to law enforcement authorities within 3 years after the commission of the offense). Makes conforming changes.

Excerpt from the Public Act not necessary.

"Criminal Code - FEMALE GEN MUTILATION" 720 ILCS 5/3-6, 720 ILCS 5/12-34

Effective Date: 01/01/2020

Public Act: [101-0285](#)

Synopsis:

Provides that when the victim is under 18 years of age at the time of the offense, a prosecution for female genital mutilation may be commenced at any time. Provides that a parent, guardian, or other person having physical custody or control of a child who knowingly facilitates or permits the circumcision, excision, or infibulation, in whole or in part, of the labia majora, labia minora, or clitoris of the child commits female genital mutilation. Provides that a violation is a Class 1 felony.

Excerpt from the Public Act not necessary.

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"Criminal Code - PLACE OF WORSHIP"

720 ILCS 5/9-1, 720 ILCS 5/12-2, 720 ILCS 5/12-3.05, 720 ILCS 5/24-1

Effective Date: 01/01/2020

Public Act: [101-0223](#)

Synopsis:

Provides that it is an aggravating factor in sentencing for first degree murder that the murdered individual was a member of a congregation engaged in prayer or other religious activities at a church, synagogue, mosque, or other building, structure, or place used for religious worship. Provides that assault and battery committed in a church, synagogue, mosque, or other building, structure, or place used for religious worship are enhanced to aggravated assault or aggravated battery. Provides that the penalty for aggravated assault under this provision is a Class A misdemeanor. Provides that aggravated battery under this provision is a Class 2 felony when the person causes great bodily harm or permanent disability to an individual whom the person knows to be a member of a congregation engaged in prayer or other religious activities at a church, synagogue, mosque, or other building, structure, or place used for religious worship. Provides that a person also commits the offense of unlawful use of weapons when the person knowingly carries or possesses with intent to use the same unlawfully against another, any firearm, in a church, synagogue, mosque, or other building, structure, or place used for religious worship. Provides that a violation is a Class 2 felony.

Excerpt from the Public Act not necessary.

"Criminal Code -IDENTITY THEFT"

720 ILCS 5/16-30

Effective Date: 01/01/2020

Public Act: [101-0324](#)

Synopsis:

Changes references in the offense from "personal identification information" to "personal identifying information".

Excerpt from the Public Act not necessary.

"Criminal Code - CRIM LAW-CLOUD COMPUTING"

720 ILCS 5/17-0.5

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Effective Date: 01/01/2020

Public Act: [101-0087](#)

Synopsis:

Defines "computer" as a device that accepts, processes, stores, retrieves, or outputs data and includes, but is not limited to, auxiliary storage including cloud-based networks of remote services hosted on the Internet, and telecommunications devices connected to computers for the purposes of solicitation to meet a child, child pornography, unlawful use of encryption, and gambling provisions of the Code. Makes other technical changes.

Excerpt from the Public Act not necessary.

"Criminal Code - CRIM CD-EAVESDROP EXTENSION"

720 ILCS 5/24-2, 520 ILCS 5/3.4b new

Effective Date: 07/12/2019

Public Act: [101-0080](#)

Synopsis:

Provides that a person who is under 21 years of age may apply for a Firearm Owner's Identification Card without parental consent required if he or she is an active duty member of the United States Armed Forces. Amends the Firearm Concealed Carry Act. Provides that a concealed carry license shall be renewed for a period of 5 years from the date of expiration on the applicant's current license upon the applicant completing the necessary requirements under the Act. Amends the Firearm Dealer License Certification Act. Provides that "retail location" does not include the World Shooting and Recreational Complex. Provides that the provisions of the Act related to the certification of a license do not apply to transfers of firearms to a resident registered competitor or attendee or non-resident registered competitor or attendee by a licensed federal firearms dealer at a competitive shooting event held at the World Shooting and Recreational Complex that is sanctioned by a national governing body. Amends the Wildlife Code. Provides that a current or retired law enforcement officer authorized by law to possess a concealed firearm shall be exempt from the provisions of the Code prohibiting possession of those firearms. Amends the Criminal Code of 2012 to exempt current or retired law enforcement officers.

Excerpt from the Public Act not necessary.

"Criminal Code - CANNABIS REGULATION-VARIOUS"

720 ILCS 550/3, 625 ILCS 5/2-118.2, 720 ILCS 550/5, 720 ILCS 550/5.1, 720 ILCS 550/8, 720 ILCS 600/2, 720 ILCS 600/3.5

Effective Date: 12/04/2019

Public Act: [101-0593](#)

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Synopsis:

In provisions amending the Cannabis Regulation and Tax Act: adds an infuser organization into the definition of "cannabis business establishment"; restores language providing that "cannabis" does not include industrial hemp as defined and authorized under the Industrial Hemp Act; in a provision restricting the use of cannabis in a public place, specifies that "public place" includes all areas in a park, recreation area, wildlife area, or playground owned in whole or in part, leased, or managed by a unit of local government and makes a technical change

Excerpt from the Public Act not necessary.

**"Criminal Code - CANNABIS REGULATION & TAX ACT-NEW"
720 ILCS 550/4, 765 ILCS 605/33 NEW, 705 ILCS 405/5-
401625 ILCS 5/11-502.1, 720 ILCS 550/8**

Effective Date: 06/25/2019

Public Act: [101-0027](#)

Synopsis:

Creates the Cannabis Regulation and Tax Act and amends various Acts. Provides that it is lawful for persons 21 years of age or older to possess, use, and purchase limited amounts of cannabis for personal use in accordance with the Act. Authorizes registered qualifying patients to cultivate limited amounts of cannabis for personal use. Provides for the regulation and licensing of various entities and occupations engaged in cultivation, dispensing, processing, transportation, and other activities regarding cannabis for adult use. Sets forth the duties of an Illinois Cannabis Regulation Oversight Officer, the Department of State Police, the Department of Agriculture, the Department of Financial and Professional Regulation, the Department of Public Health, the Department of Commerce and Economic Opportunity, the Department of Human Services, the Department of Revenue, the State Treasurer, the Illinois Criminal Justice Information Authority, and other governmental entities. Provides for expungement of minor cannabis violations under specified circumstances. Creates a Restore, Reinvest, and Renew Program and a Restore, Reinvest, and Renew Program Board and contains various provisions regarding a low-interest loan program for social equity applicants, investment in communities that have suffered because of drug policies, and the promotion of cannabis business ownership by individuals who have resided in areas of high poverty and high enforcement of cannabis-related laws. Contains provisions regarding health and safety, packaging, advertising, local ordinances, providing financial services to a cannabis-related legitimate business, and other matters. Creates a Cannabis Cultivation Privilege Tax and a Cannabis Purchaser Excise Tax. Authorizes the imposition of a County Cannabis Retailers' Occupation Tax and a Municipal Cannabis Retailers' Occupation Tax. Provides for allocation of revenues and creates various funds in the State treasury. Repeals the Cannabis and Controlled Substances Tax Act. Contains home rule preemption. Contains other provisions.

Excerpt from the Public Act not necessary.

"CANNABIS-ENROLLED STUDENT"

720 ILCS 550/5.2

Effective Date: 08/20/2019

Public Act: [101-0429](#)

Synopsis:

Amends the Cannabis Control Act. Provides that the enhanced penalties for delivering cannabis in a school or on school property do not apply to a violation in or on the grounds of a building that is designated as a school but is no longer operational or active as a school, including a building that is temporarily or permanently closed by a unit of local government.

Excerpt from the Public Act not necessary.

"Criminal Code - TOBACCO PRODUCTS-UNDER 21"

720 ILCS 675/0.01, 720 ILCS 675/1, 720 ILCS 675/2

Effective Date: 07/01/2019

Public Act: [101-0002](#)

Synopsis:

Amends the Prevention of Tobacco Use by Minors and Sale and Distribution of Tobacco Products Act. Changes the short title of the Act to the Prevention of Tobacco Use by Persons under 21 Years of Age and Sale and Distribution of Tobacco Products Act. Prohibits the sale or furnishing of tobacco products, electronic cigarettes, or alternative nicotine products to a person under 21 years of age. Prohibits the purchase of tobacco products, electronic cigarettes, or alternative nicotine products by a person under 21 years of age. Makes changes regarding definitions, age verification, penalties, possession, and other matters. Repeals the Smokeless Tobacco Limitation Act. Amends other Acts to make conforming changes.

Excerpt from the Public Act not necessary.

"Criminal Code - CRIMINAL LAW-TECH"

725 ILCS 5/107-2

Effective Date: 06/01/2020

Public Act: [101-0039](#)

Synopsis:

Provides that whenever a peace officer is aware of a warrant of arrest issued by a circuit court of

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the State for a person and the peace officer has contact with the person because the person is requesting or receiving emergency medical assistance or medical forensic services for sexual assault at a medical facility, if the warrant of arrest is not for a forcible felony, a violent crime, or an alleged violation of parole or mandatory supervised release, the peace officer shall contact the prosecuting authority of the jurisdiction issuing the warrant, or if that prosecutor is not available, the prosecuting authority for the jurisdiction that covers the medical facility to request waiver of the prompt execution of the warrant. Provides that the prosecuting authority may secure a court order waiving the immediate execution of the warrant and provide a copy to the peace officer. Provides that whenever a peace officer has a warrant of arrest for a person, subject to the same limitations described in this provision, and the peace officer has contact with the person because the person reported that he or she was sexually assaulted within the past 7 days, in addition to informing the person of his or her right to seek free medical attention and evidence collection and providing the written notice required by the Sexual Assault Incident Procedure Act, the officer shall also inform the person that if he or she chooses to go to a medical facility to seek any of those services, then the officer shall notify the prosecuting authority to request waiver of the prompt execution of the warrant.

Excerpt from the Public Act not necessary.

"Criminal Procedures - ARRESTS WARRANTS" 725 ILCS 5/107-9

Effective Date: 01/01/2020

Public Act: [101-0239](#)

Synopsis:

Provides that if an arrest warrant is sought and the request is made by electronic means that has a simultaneous video and audio transmission between the requester and a judge, the judge may issue an arrest warrant based upon a sworn complaint or sworn testimony communicated in the transmission. Provides that an arrest warrant may be issued electronically by electronic mail.

Excerpt from the Public Act not necessary.

"LOCATION SURVEILLANCE" 725 ILCS 168/10, 15, 20, 25

Effective Date: 08/23/2019

Public Act: [101-0460](#)

Synopsis:

Amends the Freedom From Location Surveillance Act. Provides that "electronic device" means any device that enables access to, or use of an electronic communication service that provides the

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ability to send or receive wire or electronic communications, including wireless communications connecting the device to a telephone network. Modifies the definition of "location information" to include information concerning the location of an electronic device that, in whole or in part, is generated by or derived from the possession of the device (rather than only operation of the device). Provides that a law enforcement agency shall not obtain location information (rather than current or future location information) pertaining to a person or his or her effects without first obtaining a court order under the Code of Criminal Procedure of 1963 based on probable cause. Provides that the Act does not apply to a law enforcement agency to obtain basic subscriber information from a service provider under a valid court order or search warrant (removes subpoena). Makes other changes.

Excerpt from the Public Act not necessary.

"STALKING NO CONTACT-NOTICE"

740 ILCS 21/60, 21/115, 22/208, 22/218, 750 ILCS 60/210, 60/222

Effective Date: 01/01/2020

Public Act: [101-0508](#)

Synopsis:

Amends the Stalking No Contact Order Act. Provides that if an emergency stalking no contact order is granted on a court holiday or evening, the court shall immediately file a certified copy of the order with the sheriff or other law enforcement official charged with maintaining Department of State Police records (rather than on the next court day).

Excerpt from the Public Act not necessary.

Other Illinois Statutes

"Public Safety - EXPRESSWAY SAFETY ACT-CAMERAS"

NEW ACT - Tamara Clayton Expressway Camera Act

Effective Date: 01/01/2020

Public Act [101-0042](#)

Synopsis:

Renames the Act the Expressway Camera Act and provides that the Act may be referred to as the Tamara Clayton Expressway Camera Act. Provides that images from expressway cameras may be

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used by any municipal police department, county sheriff's office, State Police officer, or other law enforcement agency with jurisdiction over the expressway (instead of "roadway") in Cook County in the investigation of any offense involving the use of a firearm (instead of by law enforcement agencies in the investigation of offenses). Provides that funds needed to conduct the program for use on expressways (instead of "highways") under the jurisdiction of the Department of Transportation shall be taken from the Road Fund..

Excerpt from the Public Act not necessary.

"Public Safety - IMMIGRATION STATUS-ACCESS" **NEW ACT - Keep Illinois Families Together Act** Effective Date: 06/21/2019 Public Act [101-0019](#)

Synopsis:

Creates the Keep Illinois Families Together Act. Provides that on or after the effective date of the Act, no law enforcement agency or official may enter into or remain in an agreement with U.S. Immigration and Customs Enforcement under a federal delegated authority program. Provides that nothing shall preclude a law enforcement official from otherwise executing that official's duties in ensuring public safety. Defines terms. Effective immediately.

Excerpt from the Public Act:

AN ACT concerning immigration.

Be it enacted by the People of the State of Illinois,

Section 1. Short title. This Act may be cited as the Keep Illinois Families Together Act.

Section 5. Public safety.

(a) In this Section:

"Law enforcement agency" means an agency in this State charged with enforcement of State, county, or municipal laws or with managing custody of detained persons in the State, including municipal police departments, sheriff's departments, campus police departments, the Department of State Police and the Department of Juvenile Justice.

"Law enforcement official" means any officer or other agent of a State or local law enforcement agency authorized to enforce criminal laws, rules, regulations, or local ordinances or operate jails, correctional facilities, or juvenile detention facilities or to maintain custody of individuals in jails, correctional facilities, or juvenile

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detention facilities also including any school resource officer or other police or security officer assigned to any public school, including any public pre-school and other early learning program, public elementary and secondary school, or public institution of higher education.

(b) On or after the effective date of this Act, no law enforcement agency or official may enter into or remain in an agreement with U.S. Immigration and Customs Enforcement under a federal 287(g) program.

(c) Nothing in this Section shall preclude a law enforcement official from otherwise executing that official's duties in ensuring public safety.

"GOVT RECORDS-SOCIAL NETWORKING"

5 ILCS 140/2.15, 160/4a

Effective Date: 08/20/2019

Public Act: [101-0433](#)

Synopsis:

Amends the Freedom of Information Act. Prohibits, with exceptions, a law enforcement agency from publishing booking photographs on its social networking website (instead of its social media website). Provides that "social networking website" has the meaning provided in the Right to Privacy in the Workplace Act. Adds the same restrictions to the State Records Act.

Excerpt from the Public Act not necessary.

"JAILS-PRISONS-VOTING"

10 ILCS 5/19-2.3 (new), 5/19A-20, 55 ILCS 5/3-15003.3 (new), 3-15003.4 (new), 730 ILCS 5/3-2-2.3 (new), 5/3-14-1

Effective Date: 01/01/2020

Public Act: 101-0442

Synopsis:

Amends the Election Code. Provides that each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voting by mail for voters eligible to vote in the county who are confined or detained in the county jail. Provides that in a county with a population of 3,000,000 or more, the election authority in the county shall establish a temporary branch polling place in the county jail. Provides that a refusal by an eligible voter to participate in the voting process must be documented by the voter or witnessed by a poll watcher. Provides that individuals who facilitate a vote by mail process must receive training on the process,

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responsibilities, and requirements of implementing a vote by mail program. Contains additional provisions concerning the temporary branch polling place in the county jail. Prohibits certain individuals from from being election judges in a temporary branch polling place in a county jail. Amends the Counties Code. Provides that each election authority shall collaborate with the county jail within the jurisdiction of the election authority to facilitate voter registration for voters eligible to vote in that county who are confined or detained in the county jail. Provides that a county jail shall provide a voter registration application to any person in custody at the jail who requests an application and is eligible to vote. Amends the Unified Code of Corrections. Provides that upon release of a person who is eligible to vote, the Department of Corrections shall provide the person with a specified form that informs him or her that his or her voting rights have been restored. Amends the Unified Code of Corrections and Counties Code. Provides that upon discharge from a county jail or release from the Department of Corrections, a person shall be provided with a voter registration form. Provides that the Department, each county jail, and each county probation office shall provide an individual in its custody with specified information on voting rights. Makes other changes.

Excerpt from the Public Act not necessary.

“Local Government-CRIM PRO-VIDEO-SENTENCING” 20 ILCS 2605/2605-99 (new), 50 ILCS 705/7, 720 ILCS 5/3-6, 720 ILCS 5/10-9

Effective Date: 06/20/2019

Public Act: [101-0018](#)

Synopsis:

Creates the Lodging Establishment Human Trafficking Recognition Training Act. Requires hotels and motels to train employees in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. Provides that the Department of Labor shall develop the curriculum for the training. Provides that beginning June 1, 2020, a lodging establishment shall provide its employees with training in the recognition of human trafficking and protocols for reporting observed human trafficking to the appropriate authority. Provides that the Department shall develop and publish the human trafficking recognition training program by July 1, 2020. Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Provides that the Director of State Police shall conduct or approve a training program in the detection and investigation of all forms of human trafficking, including, but not limited to "involuntary servitude", "involuntary sexual servitude of a minor", and "trafficking in persons" and that the program shall be made available to all cadets and state police officers. In the amendatory changes to the Illinois Police Training Act, provides that the curriculum of police training schools shall include training in the detection and investigation of all forms of human trafficking. In the amendatory changes to the Criminal Code of 2012, provides that a company is criminally liable for trafficking in persons when the company knowingly benefits, financially or by receiving anything of value, from participation in a venture that has engaged in an act of involuntary servitude or involuntary sexual servitude of a minor. Makes other changes.

Excerpt from the Public Act:

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(20 ILCS 2605/2605-99 new)

Sec. 2605-99. Training; human trafficking. The Director shall conduct or approve a training program in the detection and investigation of all forms of human trafficking, including, but not limited to "involuntary servitude" under subsection (b) of Section 10-9 of the Criminal Code of 2012, "involuntary sexual servitude of a minor" under subsection (c) of Section 10-9 of the Criminal Code of 2012, and "trafficking in persons" under subsection (d) of Section 10-9 of the Criminal Code of 2012. This program shall be made available to all cadets and State police officers.

(Source: P.A. 101-18, eff. 1-1-20.)

"Police Training - ANCRA-MANDATED REPORTERS" 50 ILCS 705/7

Effective Date: 01/01/2020

Public Act [101-0564](#)

Synopsis:

Provides that the curriculum for probationary police officers at all certified police training schools shall include a block of instruction addressing the mandatory reporting requirements under the Abused and Neglected Child Reporting Act. Provides that minimum in-service training requirements, which a police officer must complete every 3 years, shall include training on reporting child abuse and neglect. Further amends the Abused and Neglected Child Reporting Act. Provides that persons required to report under the Act must complete an initial mandated reporter training (rather than must complete mandated reporter training) within 3 months of their date of engagement in a professional or official capacity as a mandated reporter, or within the time frame of any other applicable State law that governs training requirements for a specific profession, and at least every 3 years thereafter. Provides that the initial requirement (rather than the initial 3-month requirement) only applies to the first time they engage in their professional or official capacity (rather than only applies to the first time they engage in their professional or official capacity and may be extended to 6 months pursuant to any other applicable State law that governs training requirements for a specific profession)..

Excerpt from the Public Act not necessary.

"Police Training - MENTAL HEALTH" 50 ILCS 705/7, 50 ILCS 705/10.23 new

Effective Date: 01/01/2020

Public Act: [101-0215](#)

Synopsis:

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Provides that the curriculum for police officer training schools shall include recognizing signs and symptoms of work-related cumulative stress, issues that may lead to suicide, and solutions for intervention with peer support resources. Provides that the minimum in-service training requirements, which a police officer must satisfactorily complete every 3 years, shall include officer wellness. Provides that the Illinois Law Enforcement Training Standards Board shall create, develop, or approve an in-service course addressing issues of officer wellness and suicide prevention. Provides that the course shall include instruction on job-related stress management techniques, skills for recognizing signs and symptoms of work-related cumulative stress, recognition of other issues that may lead to officer suicide, solutions for intervention, and a presentation on available peer support resources.

Excerpt from the Public Act not necessary.

“Police Training - CERTIFICATION”

50 ILCS 705/6, 50 ILCS 705/6.1, 50 ILCS 705/10.2

Effective Date: 01/01/2020

Public Act: [101-0187](#)

Synopsis:

Requires denial to an applicant for admission to a certified academy or decertification of a full-time or part-time police officer if the person has entered a plea guilty to (currently, only convicted of) a felony or certain specified misdemeanor offenses. Provides that the Illinois Law Enforcement Training Standards Board's investigators are peace officers and have all the powers possessed by policemen in cities and by sheriff's, and these investigators may exercise those powers anywhere in the State. Provides that an investigator shall not have peace officer status or exercise police powers unless he or she successfully completes the basic police training course mandated and approved by the Board or the Board waives the training requirement by reason of the investigator's prior law enforcement experience, training, or both. Provides that the Board shall not waive the training requirement unless the investigator has had a minimum of 5 years experience as a sworn officer of a local, State, or federal law enforcement agency. Provides that any hiring agency that fails to train a law enforcement officer within this period shall be prohibited from employing this individual in a law enforcement capacity for one year from the date training was to be completed. Provides that if an agency again fails to train the individual a second time, the agency shall be permanently barred from employing this individual in a law enforcement capacity. Makes conforming and technical changes.

Excerpt from the Public Act not necessary.

“SCH CD-TEMP DOOR LOCK DEVICE”

105 ILCS 5/10-20.69 (new), 105 ILCS 5/34-18.61 (new)

Effective Date: 08/23/2019

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Public Act: [101-548](#)

Synopsis:

Provides that, upon submitting an application to the regional superintendent of schools, a school district may obtain a temporary door locking device for use on a school building. Specifies application requirements. Provides that an approved temporary door locking device shall be used only (i) by a staff member of a school district trained under the provision, (ii) during an emergency situation that threatens the health and safety of students and staff members or during an active shooter drill, and (iii) when law enforcement officials and the local fire department have been notified prior to use of the device. Provides that the device shall be engaged for a finite period of time in accordance with the school district's school safety plan adopted under the School Safety Drill Act. Provides that a school district with an approved temporary door locking device shall conduct an in-service training program for staff members on the proper use of the device.

Changes the definition of "door security locking means" to mean a door locking means intended for use by a trained school district employee in a school building for the purpose of preventing ingress (rather than both ingress and egress) through a door of the building. Adds to the requirements a school district must meet to install a door security locking means. Provides that a school district may install a door security locking means that does not comply with all applicable State and federal accessibility requirements or that is more than 48 inches above the finished floor if (i) the school district meets all other requirements for installing a door security locking means and (ii) prior to its installation, local law enforcement officials, the local fire department, and the school board agree, in writing, to the installation and use of the door security locking means. Provides that the school district must keep the agreement on file, must, upon request, provide the agreement to its regional office of education, and must include the agreement in its filed school safety plan under the School Safety Drill Act. Effective July 1, 2019.

Excerpt from the Public Act not necessary.

"SCH CD-SCH BOOKING STATION"

105 ILCS 5/22-85 (new)

Effective Date: 08/23/2019

Public Act: [101-0478](#)

Synopsis:

Amends the School Code. Provides that, before detaining and questioning a student on school grounds who is under 18 years of age and who is suspected of committing a criminal act, a law enforcement officer, school resource officer, or other school security personnel must comply with certain requirements; defines "school grounds". Provides that the requirements do not limit the authority of a law enforcement officer to make an arrest on school grounds and do not apply to specified circumstances that would cause a reasonable person to believe that urgent and immediate action is necessary.

Provides that, before detaining and questioning a student on school grounds who is under 18 years of age and who is suspected of committing a criminal act, a law enforcement officer, school resource officer, or other school security personnel must, among other requirements, (i) make reasonable efforts (rather than all reasonable efforts) to ensure that the student's parent or guardian or school personnel is present during the questioning and (ii) if practicable, make reasonable efforts (rather than all reasonable efforts) to ensure that a law enforcement officer trained in promoting safe interactions and communications with youth is present during the questioning.

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Excerpt from the Public Act not necessary.

"DCFS - ANCRA-CRIM INVESTIGATIONS" 325 ILCS 5/7, 325 ILCS 5/7.3

Effective Date: 01/01/2020

Public Act [101-0583](#)

Synopsis:

Provides that any report received by the Department of Children and Family Services alleging abuse or neglect of a child by a person who is not the child's parent, a member of the child's immediate family, a person responsible for the child's welfare, an individual residing in the same home as the child, or a paramour of the child's parent shall immediately be referred to the appropriate local enforcement agency for consideration of criminal investigation or other action.

Excerpt from the Public Act not necessary.

"Juvenile Court - SERVICE OF SUMMONS" 705 ILCS 405/2-15

Effective Date: 01/01/2020

Public Act: [101-0146](#)

Synopsis:

Provides that service of a summons and petition shall be made by leaving a copy at his or her usual place of abode with a person residing there.

Excerpt from the Public Act not necessary

"Corrections - CONDITIONS OF PAROLE" 730 ILCS 5/3-3-7

Effective Date: 08/16/2019

Public Act [101-0382](#)

Synopsis:

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Provides that the conditions of every parole and mandatory supervised release include that the subject: (1) not knowingly frequent (rather than frequent) places where controlled substances are illegally sold, used, distributed, or administered; and (2) except when the association described in (2)(A) or (2)(B) involves activities related to community programs, worship services, volunteering, engaging families, or some other pro-social activity in which there is no evidence of criminal intent: (A) not knowingly associate with other persons on parole or mandatory supervised release without prior written permission of his or her parole agent; or (B) not knowingly associate with persons who are members of an organized gang as that term is defined in the Illinois Streetgang Terrorism Omnibus Prevention Act.

Excerpt from the Public Act not necessary.

"CD CORR-AGGRAVATING FACTORS" 730 ILCS 5/5-5-3.2

Effective Date: 01/01/2020

Public Act: [101-0417](#)

Synopsis:

Amends the Unified Code of Corrections. Provides that if the defendant committed the offense of leaving the scene of an accident in violation of the Illinois Vehicle Code and the accident resulted in the death of a person and at the time of the offense, the defendant was: (1) driving under the influence of alcohol, other drug or drugs, intoxicating compound or compounds or any combination thereof as defined by the Illinois Vehicle Code; or (2) operating the motor vehicle while using an electronic communication device as defined in the Illinois Vehicle Code shall be an aggravating factor that is accorded weight in favor of imposing a term of imprisonment or may be considered by the court as reasons to impose a more severe sentence under the Code.

Excerpt from the Public Act not necessary.

"Corrections - FOR-PROFIT CORRECTIONAL" 730 ILCS 140/2, 730 ILCS 140/3

Effective Date: 06/21/2019

Public Act [101-0020](#)

Synopsis:

Provides that neither the State, nor any unit of local government, any county Sheriff, or any agency, officer, employee, or agent thereof, shall: (1) enter into an agreement of any kind for the detention of individuals in a detention facility owned, managed, or operated, in whole or in part, by a private entity; (2) pay, reimburse, subsidize, or defray in any way any costs related to the sale, purchase, construction, development, ownership, management, or operation of a detention facility that is or will be owned, managed, or operated, in whole or in part, by a private entity; (3) receive per diem, per detainee, or any other payment related to the detention of individuals in a

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detention facility owned, managed, or operated, in whole or in part, by a private entity; or (4) otherwise give any financial incentive or benefit to any private entity or person in connection with the sale, purchase, construction, development, ownership, management, or operation of a detention facility that is or will be owned, managed, or operated, in whole or in part, by a private entity. Makes other technical changes.

Excerpt from the Public Act not necessary.

End