

1 AN ACT concerning criminal law.

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

4 Section 5. The Code of Criminal Procedure of 1963 is
5 amended by adding Section 115-9.2 as follows:

6 (725 ILCS 5/115-9.2 new)

7 Sec. 115-9.2. Currency used in undercover investigation.

8 (a) In a prosecution in which United States currency was
9 used by a law enforcement officer or agency or by a person
10 acting under the direction of a law enforcement officer or
11 agency in an undercover investigation of an offense that has
12 imprisonment as an available sentence for a violation of the
13 offense, the court shall receive as competent evidence, a
14 photograph, photostatic copy, or photocopy of the currency used
15 in the undercover investigation, if the photograph,
16 photostatic copy, or photocopy:

17 (1) will serve the purpose of demonstrating the nature
18 of the currency;

19 (2) the individual serial numbers of the currency are
20 clearly visible or if the amount of currency exceeds \$500
21 the individual serial numbers of a sample of 10% of the
22 currency are clearly visible, and any identification marks
23 placed on the currency by law enforcement as part of the

1 investigation are clearly visible;

2 (3) complies with federal law, rule, or regulation
3 requirements on photographs, photostatic copies, or
4 photocopies of United States currency; and

5 (4) is otherwise admissible into evidence under all
6 other rules of law governing the admissibility of
7 photographs, photostatic copies, or photocopies into
8 evidence.

9 (b) The fact that it is impractical to introduce into
10 evidence the actual currency for any reason, including its
11 size, weight, or unavailability, need not be established for
12 the court to find a photograph, photostatic copy, or photocopy
13 of that currency to be competent evidence.

14 (c) If a photograph, photostatic copy, or photocopy is
15 found to be competent evidence under this Section, it is
16 admissible into evidence in place of the currency and to the
17 same extent as the currency itself.