



Sen. Sara Feigenholtz

**Filed: 4/8/2022**

10200HB0260sam001

LRB102 02581 HEP 38997 a

1 AMENDMENT TO HOUSE BILL 260

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 260 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Expressway Camera Act is amended by  
5 changing Sections 5 and 90 and by adding Section 3 as follows:

6 (605 ILCS 140/3 new)

7 Sec. 3. Definitions. As used in this Act:

8 "Aggravated vehicular hijacking" has the meaning provided  
9 in Section 18-4 of the Criminal Code of 2012.

10 "Authorized user" means a designated peace officer or  
11 member of law enforcement personnel who has received training  
12 in the review and use of images and associated technology.

13 "Expressway" has the meaning provided in Section 1-119.3  
14 of the Illinois Vehicle Code.

15 "Forcible felony" means the following offenses: treason,  
16 first degree murder, second degree murder, predatory criminal

1 sexual assault of a child, aggravated criminal sexual assault,  
2 criminal sexual assault, robbery, burglary, residential  
3 burglary, aggravated arson, arson, aggravated kidnaping,  
4 kidnaping, and aggravated battery resulting in great bodily  
5 harm or permanent disability or disfigurement.

6 "Terrorism" has the meaning provided in Section 29D-14.9  
7 of the Criminal Code of 2012.

8 "Vehicular hijacking" has the meaning provided in Section  
9 18-3 of the Criminal Code of 2012.

10 (605 ILCS 140/5)

11 (Section scheduled to be repealed on July 1, 2023)

12 Sec. 5. Camera program.

13 (a) The Illinois State Police, the Illinois Department of  
14 Transportation, and the Illinois State Toll Highway Authority  
15 shall work together to conduct a program to increase the  
16 amount of cameras along expressways and Jean-Baptiste Pointe  
17 DuSable Lake Shore Drive in Cook County. Within 90 days after  
18 the effective date of this amendatory Act of the 102nd General  
19 Assembly, details about the program objectives, counties where  
20 the program is operational, and policies under which the  
21 program operates shall be made publicly available and posted  
22 online.

23 (b) Images from the cameras may be extracted ~~used~~ by any  
24 authorized user and used by any municipal police department,  
25 county sheriff's office, State Police officer, or other law

1 enforcement agency with jurisdiction ~~over the expressway in~~  
2 ~~Cook County~~ in the investigation of any offenses involving  
3 vehicular hijacking, aggravated vehicular hijacking,  
4 terrorism, or any forcible felony, including, but not limited  
5 to, offenses ~~offense~~ involving the use of a firearm; ~~and~~ to  
6 detect expressway hazards and highway conditions; and to  
7 facilitate highway safety and incident management. Images from  
8 the cameras shall not be used to enforce petty offenses or  
9 offenses not listed in this subsection. Images from the  
10 cameras may be used by any law enforcement agency conducting  
11 an active law enforcement investigation. Images from the  
12 cameras are exempt from disclosure under the Freedom of  
13 Information Act. All images from the cameras shall be deleted  
14 within 120 days, unless the images are relevant to an ongoing  
15 investigation or pending criminal trial. Cameras shall not be  
16 used to monitor individuals or groups in a discriminatory  
17 manner contrary to applicable State or federal law.

18 (b-5) By June 30th of each year, the Illinois State  
19 Police, the Illinois Department of Transportation, and the  
20 Illinois State Toll Highway Authority shall issue a joint  
21 report to the General Assembly detailing the program  
22 operations, including, but not limited to:

- 23 (1) the cost of installation of cameras by county;  
24 (2) the cost of ongoing maintenance of the camera  
25 systems per county, including electrical costs and data  
26 transfer costs;

1           (3) the number of inquiries where the investigation  
2           involved the criminal offenses outlined in subsection (b);  
3           and

4           (4) the number of incidents in which law enforcement  
5           searched the stored data for the criminal offenses  
6           outlined in subsection (b).

7           (c) Subject to appropriation, any funds needed to conduct  
8           the program for use on expressways under the jurisdiction of  
9           the Department of Transportation shall be taken from the Road  
10          Fund.

11          (c-5) Any forcible felony, gunrunning, or firearms  
12          trafficking offense, as defined in Section 2-8, 24-3a, or  
13          24-3b of the Criminal Code of 2012, respectively, committed on  
14          an expressway monitored by a camera system funded by money  
15          from the Road Fund and investigated by officers of the  
16          Illinois State Police may be prosecuted by the Attorney  
17          General or the State's Attorney where the offense was  
18          committed.

19          (d) (Blank). ~~As used in this Section, "expressway" has the~~  
20          ~~meaning provided in Section 1-119.3 of the Illinois Vehicle~~  
21          ~~Code.~~

22          (Source: P.A. 101-42, eff. 1-1-20.)

23               (605 ILCS 140/90)

24               (Section scheduled to be repealed on July 1, 2023)

25               Sec. 90. Repeal. This Act is repealed on July 1, 2025 ~~2023~~.

1 (Source: P.A. 101-42, eff. 1-1-20.)

2 Section 99. Effective date. This Act takes effect upon  
3 becoming law.".