



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1136

Introduced 1/12/2023, by Rep. Dan Caulkins

SYNOPSIS AS INTRODUCED:

720 ILCS 5/33-10 new

Amends the Criminal Code of 2012. Creates the offense of unlawful dissemination of crime, crash, or accident scene information. Provides that a person commits the offense when he or she is a first responder or representative of a governmental agency and disseminates or publishes the photograph of any crime, crash, or accident scene or the names of the victims of a crime, crash, or accident until after the immediate family of all victims have been notified of the crime, crash, or accident. Exempt the dissemination of information that does not include images or names of victims in order to alert the public to avoid a crime, crash, or accident scene. Provides that a violation is a Class A misdemeanor. Defines terms. Provides that the Act may be referred to as the Accident and Crisis Victims Privacy Protection Act.

LRB103 04829 RLC 49839 b

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 1. References to Act. This Act may be referred to
5 as the Accident and Crisis Victims Privacy Protection Act.

6 Section 5. The Criminal Code of 2012 is amended by adding
7 Section 33-10 as follows:

8 (720 ILCS 5/33-10 new)

9 Sec. 33-10. Unlawful dissemination of crime, crash, or
10 accident scene information.

11 (a) A person commits unlawful dissemination of crime,
12 crash, or accident scene information when he or she is a first
13 responder or representative of a governmental agency and
14 disseminates or publishes the photograph of any crime, crash,
15 or accident scene or the names of the victims of a crime,
16 crash, or accident until after the immediate family of all
17 victims have been notified of the crime, crash, or accident.
18 This Section does not prohibit the dissemination of
19 information that does not include images or names of victims
20 in order to alert the public to avoid a crime, crash, or
21 accident scene.

22 (b) As used in this Section:

1 "Accident" means an incident of noncriminal conduct that
2 happens unexpectedly and unintentionally, resulting in damage
3 to property or death or injury to a person or persons.

4 "Accident, motor vehicle crash, and crime scene
5 information" includes, but is not limited to, information
6 concerning: a motor vehicle crash, arson, fire, first degree
7 murder, second degree murder, involuntary manslaughter, and
8 the lawful or unlawful discharge of a firearm causing death or
9 bodily harm.

10 "First responder" means a law enforcement officer,
11 firefighter, emergency medical services personnel as defined
12 in Section 3.5 of the Emergency Medical Services (EMS) Systems
13 Act, or public safety telecommunicator as defined in Section 2
14 of the Emergency Telephone Systems Act.

15 "Governmental agency" means a State agency, unit of local
16 government, or school district.

17 "Immediate family" means the spouse, parent, stepparent,
18 child at least 18 years of age, or guardian of the victim.

19 "Photograph" includes, but is not limited to, a sketch,
20 drawing, digital or nondigital image, or video transmission.

21 (c) Sentence. Unlawful dissemination of crime, crash, or
22 accident scene information is a Class A misdemeanor.