

LAKE COUNTY SHERIFF'S OFFICE

**Changes in Illinois Law Beginning
January 1, 2019**

Information Source

- Effective January 1, 2019, 250 new laws go into effect. To learn more about all new laws, visit the [Illinois Senate President's Office](#) or the [Illinois Senate Republican's Office](#).
- In the following slides, the Lake County Sheriff's Office used content from both offices above and the Illinois General Assembly website to share changes in 17 laws impacting public safety. Readers are encouraged to click the SB, HB, or Public Act links for a more complete reading.

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Disclosure

- Please note several new laws were passed by the Illinois General Assembly.
- SB (Senate Bill), HB (House Bill) or Public Act numbers may be entered into the Illinois General Assembly website, www.ilga.gov, for a more detailed description of the law(s).



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Top Seventeen New Laws You Should Be Aware Of

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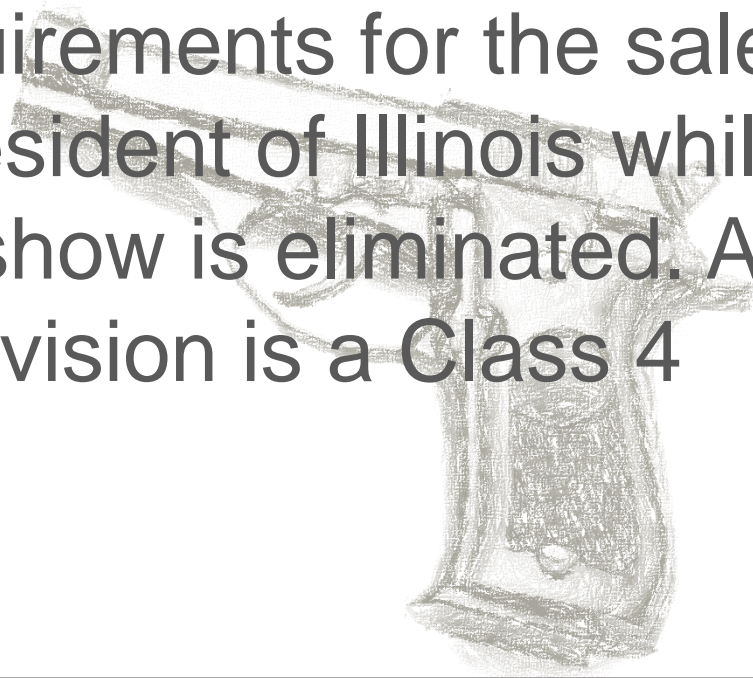


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72-Hour Waiting Period

SB 3256/[PA 100-0606](#)

- Establishes a 72-hour waiting period on all firearms. The current exemption from the waiting period requirements for the sale of firearms to a nonresident of Illinois while at a recognized gun show is eliminated. A violation of this provision is a Class 4 felony.



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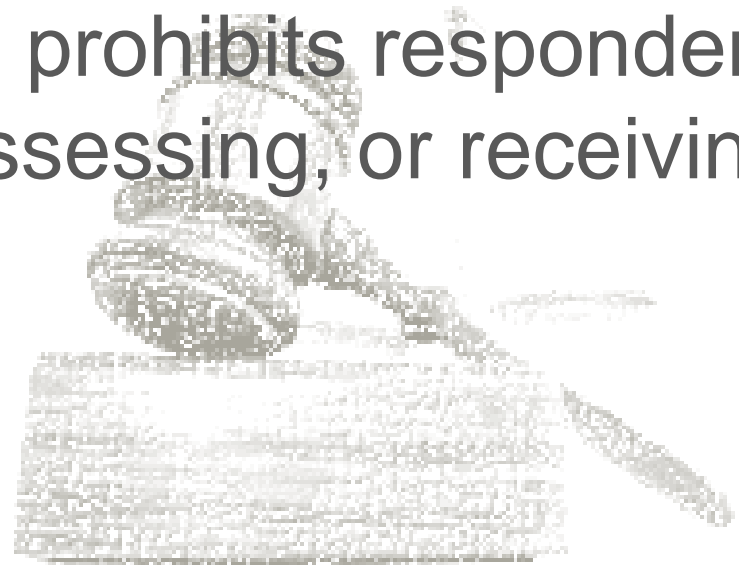
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Firearms Restraining Order

[HB 2354/PA 100-0607](#)

- Creates the Lethal Violence Order of Protection Act. A family member may petition court for a “firearms restraining order;” and if issued, prohibits respondent from purchasing, possessing, or receiving any firearm.



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High Risk Missing Persons

[SB 2265/PA 100-0662](#)

- Adds lost or missing individuals with developmental or intellectual disabilities to Law Enforcement Agencies Data System (LEADS) for immediate response.
- Adds veterans and active duty members of the reserves and Armed Forces believed to have physical or mental health issues to LEADS as well. [SB 2278](#)

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DUI Sentencing Factor

HB 4554/PA 100-1053

- Provides that it is an aggravating factor in sentencing if a defendant committed the offense of driving under the influence of alcohol, drugs, or any combination of intoxicating compounds, if his or her vehicle was travelling down a one-way street in the opposite direction.



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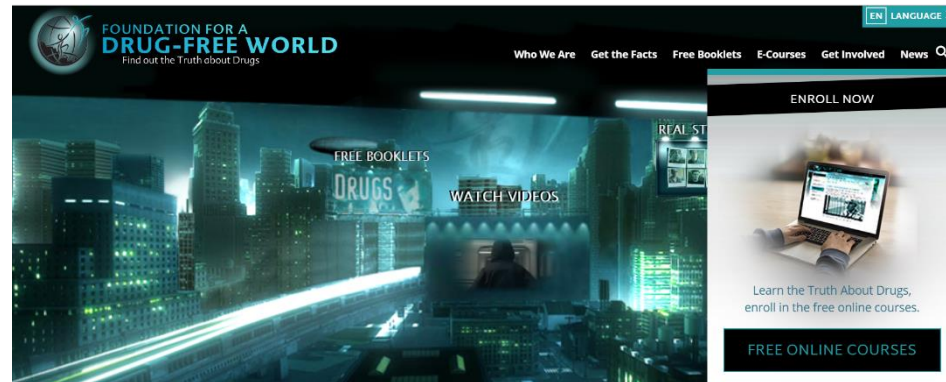
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Synthetic Cannabisis, Bath Salts and Piperazines Make Schedule 1 List

[SB 2341](#)

- Adds synthetic cannabinoids, piperazines and cathinones, not approved by the FDA, to the list of Schedule I controlled substances.



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Human Trafficking Notice

[HB 4340](#)

- Amends the Human Trafficking Resource Center Notice Act to include the following establishments required to post notice under the act; massage parlors and bath houses; public gatherings and special events conducted on property open to the public and require a local government permit, gaming facilities and public and private elementary and secondary schools. [Download posters here.](#)

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Human Trafficking Awareness

Lawsuits SB 3108/PA 100-0939

- Provides that a victim of involuntary servitude or labor trafficking has a cause of action against any person or entity who knowingly subjects, attempts to subject, or engages in a conspiracy to subject the victim to involuntary servitude or labor trafficking. Provides that the standard of proof in specified actions under the Act is a preponderance of the evidence. Provides that a legal guardian, family member, agent of the victim, court appointee, certain type of organization, or government entity responsible for enforcing the laws of this State may bring an action on behalf of a victim. Provides that it is not a defense to an action brought under the Act that a defendant has been acquitted or has not been investigated, arrested, prosecuted, or convicted under the Criminal Code of 2012 or has been convicted of a different offense for the conduct that is alleged to give rise to liability under the Act.

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Rear-Facing Car Seat

HB 4377/[PA 100-0672](#)

- When transporting a child under 2 years of age in a motor vehicle, the child must be properly secured in a rear-facing child restraint system (unless the child weighs 40 or more pounds or is 40 or more inches tall).



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Stalking Expanded

SB 3411/[PA 100-1000](#)

- Expands stalking behavior to include unwanted messages via social media. Also includes language stating the Petitioner of the stalking no contact order can be an authorized agent of a place of employment, an authorized agent of a place of worship, or an authorized agent of a school.

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Carnival Background Check

[SB 3240](#)/PA 100-0944

- A person, firm, corporation, or other entity owning an amusement enterprise, and employing amusement or carnival workers is required to conduct a criminal history records check or a sex offender registry check. Failure to do so includes hefty civil penalties.

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Reckless Dog Owner Penalties

[SB 2386](#)/PA 100-0971

- Courts are allowed to confiscate dogs of reckless dog owners and to set penalties. Confiscation of dogs from those owners may range from 12 to 36 months for the first violation.



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Out-of-State Vehicle Liability Insurance [HB 4472](#)/PA100-0828

- Provides that no person shall operate a motor vehicle registered in another state upon the highways of Illinois, unless the vehicle is covered by a liability insurance policy issued by the state where the vehicles is registered. Operator of the vehicle is required to carry evidence of the insurance within the vehicle.

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School Law Enforcement Drills

SB 2350/[PA 100-0996](#)

- Requires active shooter/threat school safety drills be conducted within 90 days of the start of the school year. Requires drills be conducted on days when students and staff are in the building and that students and staff participate in the drill. Requires law enforcement observe the drill.

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Missing Persons ID Act

HB 4348/PA 100-0901

- Requires Illinois investigative agencies of an identified persons or human remains case to provide the National Missing and Unidentified Persons System with information that could be used for identification.

NamUs Program

PEOPLE + INFORMATION + TECHNOLOGY + FORENSIC SCIENCE



NamUs is a national information clearinghouse and resource center for missing, unidentified, and unclaimed person cases across the United States. Funded and administered by the National Institute of Justice and managed through a cooperative agreement with the UNT Health Science Center in Fort Worth, Texas, all NamUs resources are provided at no cost to law enforcement, medical examiners, coroners, allied forensic professionals, and family members of missing persons.



NamUs Application

The NamUs database application fills the nation's need for a unified, online, free, secure database for unidentified remains and missing persons records.



Forensic Services

NamUs provides free forensic services, to include forensic odontology, fingerprint examination, forensic anthropology, and DNA analyses through the UNT Center for Human Identification. Family DNA collection kits are also provided at no cost.



Investigative Support

NamUs' seasoned staff consult on cases and support criminal justice efforts to drive resolution - all free of charge.



Training & Outreach

NamUs subject matter experts provide free training and perform direct outreach to families of the missing by coordinating Missing Person Day events with agencies across the country.

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Expansion of Protective Orders

HB 4796

- Amends the Illinois Domestic Violence Act of 1986 and the Protective Orders Article of the Code of Criminal Procedure of 1963. To the list of protected persons, adds any of the following persons abused by a family or household member of a child: (1) a foster parent of that child if the child has been placed in the foster parent's home by the Department of Children and Family Services or by another state's public child welfare agency; (2) a legally appointed guardian or legally appointed custodian of that child; (3) an adoptive parent of that child; or (4) a prospective adoptive parent of that child if the child has been placed in the prospective adoptive parent's home pursuant to the Adoption Act or pursuant to another state's law. Includes these persons in the list of persons permitted to file a petition for an order of protection. Provides that, for purposes of the provisions of the amendatory Act, individuals who would have been considered "family or household members" of the child before a termination of the parental rights with respect to the child continue to meet the definition of "family or household members" of the child.

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Child Abuse Reports

SB 293/PA 100-0697

- Amends the Abused and Neglected Child Reporting Act. In provisions concerning suspected cases of child abuse or neglect maintained by the Department of Children and Family Services in the central register, requires the Department to maintain all unfounded reports for a minimum of 5 years following the date of the final finding. Extends the period of time the Department is required to maintain all prior unfounded reports pertaining to an individual who is the subject of a pending investigation to 5 years (rather than 12 months) or until the pending investigation has been completed.

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Pink is the New Orange in Hunting

HB 4231/Public Act 100-0949

- Hunters historically wear blaze orange hunting attire; but now they can add blaze pink attire to their wardrobe.



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New Illinois Days of Recognition

- First Responder Mental Health Awareness Day – 3rd Friday of May [HB 4345](#)
- G.I. Bill of Rights Day – November 4 each year – [HB 4954](#)
- Statehood Day – December 3 of each year – [HB 489](#)

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