# COMMISSION ON GOVERNMENT FORECASTING AND ACCOUNTABILITY

PENSION IMPACT NOTE

98TH GENERAL ASSEMBLY

BILL NO: **HB 2960** April 19, 2013

SPONSOR(S): Drury – Flowers, et al.

SYSTEM(S): None

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FISCAL IMPACT: There is no discernible fiscal impact of any pension system associated with HB 2960.

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SUBJECT MATTER: Amends the Code of Criminal Procedure of 1963. Requires State, county and local law enforcement to use identification lineup procedures, if practicable, that the administrator conducting the lineup shall not be aware of which person in the lineup or photo spread is suspected as the perpetrator of the offense under investigation. If it is not practicable to have an unaware administrator, the reason shall be explained in a report prepared prior to the lineup, or if a photo spread the spread shall be conducted by the use of a folder shuffle method, computer program, or other comparable method so that the person conducting the procedure does not know which photograph the eyewitness is viewing during the procedure. A lineup of persons or a photo spread lineup shall be presented to witnesses sequentially, with each person or photo presented separately and then removed before the next person or photo is viewed. If practicable an audio video or audio recording shall be made of the entire identification procedure and if not practicable a detailed written report stating the reason the recording could not be made. Provides instructions to the eyewitness to whom the identification procedure is presented. Sets forth procedures for conducting identification procedures. Provides remedies for failure to comply with identification procedures. Repeals current lineup and photo spread procedures. Repeals an expired pilot study on sequential lineup procedures.

FISCAL IMPACT: There is no discernible fiscal impact of any pension system associated with HB 2960.

COMMENT: HB 2960 contains no language directly or indirectly affecting the state of being of any pension system nor members, active or retired, of any pension system within Illinois.

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