

Current 10-Point Criteria compared to proposed criteria

<u>Current 10-Point Criteria</u>	<u>Proposed Criteria</u>
1. Subject admits to being a Gang Member;	1. Admits to being a gang member and has a history of gang related criminal activity;
2. Has Tattoos indicating Gang Membership;	
3. Wears Gang Symbols to identify with a Specific Gang;	
4. Is observed to associate on regular basis with known gang members;	2. Associates with or is photographed with a gang member(s) where there is sufficient evidence that both individuals are engaged in criminal activity; ¹
5. Is in a Photograph with Known Gang Members and/or using Gang-Related Hand Signs;	
6. Corresponds with Known Gang Members or Writes and/or Receives Correspondence about Gang Activity;	
7. Arrested in the Company of identified Gang Members or Associates;	3. Individual is arrested or taken into custody with a known street gang member for an offense "consistent with [gang related criminal] activity;" ²
8. Name is on Gang Document, Hit List, or Gang-Related Graffiti;	4. Writes and/or receives correspondence that evidences intent to commit gang related criminal activities; and
9. Writes about Gang (Graffiti) on Walls, Books and Paper. ³	
10. Is Identified as a Gang Member by a Reliable Source;	5. Is identified as a gang member by a person with sufficient knowledge of gang activity and gang self-identification to qualify him/her as a reliable source.

¹ See 720 Ill. Comp. Stat. 5/25-1.1 (2009). Here, the statute allows for an exception. This statute does not apply to "person when the only street gang member or members he or she is with is a *family* or *household member* or members as defined in paragraph (3) of Section 112A-3 of the Code of Criminal Procedure of 1963 [720 ILCS 5/112A-3] and the street gang members are not engaged in any street gang-related activity. Therefore, Illinois limits the use this statute to discussions relating to "street gang related activities" in which an individual "knowingly" communicates with a known gang member.

² See Tex. Rev. Civ. Stat. Ann. Art. 61.02 (2008).

³ 2008 Annual Report, Metro Gang Strike Force, p. 7.