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1 AMENDMENT TO SENATE BILL 2640

2 AMENDMENT NO. _____. Amend Senate Bill 2640 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Natural Resources
5 (Conservation) Law of the Civil Administrative Code of Illinois
6 is amended by adding Section 805-538 as follows:

7 (20 ILCS 805/805-538 new)

8 Sec. 805-538. Retiring officer; purchase of service
9 firearm and police badge. The Director of Natural Resources
10 shall establish a program to allow a Conservation Police
11 Officer who is honorably retiring in good standing to purchase
12 either one or both of the following: (1) any Department of
13 Natural Resources police badge previously issued to that
14 officer; or (2) if the officer has a currently valid Firearm
15 Owner's Identification Card, the service firearm issued or
16 previously issued to the officer by the Department of Natural

1 Resources. The cost of the firearm shall be the replacement
2 value of the firearm and not the firearm's fair market value.

3 Section 10. The State Police Act is amended by adding
4 Section 17b as follows:

5 (20 ILCS 2610/17b new)

6 Sec. 17b. Retiring officer; purchase of service firearm and
7 police badge. The Director of State Police shall establish a
8 policy to allow a State Police officer who is honorably
9 retiring or separating in good standing to purchase either one
10 or both of the following: (i) any State Police badge previously
11 issued to that officer; or (ii) if the officer has a currently
12 valid Firearm Owner's Identification Card, the service firearm
13 issued or previously issued to the officer by the Department of
14 State Police. The cost of the firearm purchased shall be the
15 replacement value of the firearm and not the firearm's fair
16 market value.

17 Section 15. The State Property Control Act is amended by
18 changing Section 7 as follows:

19 (30 ILCS 605/7) (from Ch. 127, par. 133b10)

20 Sec. 7. Disposition of transferable property.

21 (a) Except as provided in subsection (c), whenever a
22 responsible officer considers it advantageous to the State to

1 dispose of transferable property by trading it in for credit on
2 a replacement of like nature, the responsible officer shall
3 report the trade-in and replacement to the administrator on
4 forms furnished by the latter. The exchange, trade or transfer
5 of "textbooks" as defined in Section 18-17 of the School Code
6 between schools or school districts pursuant to regulations
7 adopted by the State Board of Education under that Section
8 shall not constitute a disposition of transferable property
9 within the meaning of this Section, even though such exchange,
10 trade or transfer occurs within 5 years after the textbooks are
11 first provided for loan pursuant to Section 18-17 of the School
12 Code.

13 (b) Except as provided in subsection (c), whenever it is
14 deemed necessary to dispose of any item of transferable
15 property, the administrator shall proceed to dispose of the
16 property by sale or scrapping as the case may be, in whatever
17 manner he considers most advantageous and most profitable to
18 the State. Items of transferable property which would
19 ordinarily be scrapped and disposed of by burning or by burial
20 in a landfill may be examined and a determination made whether
21 the property should be recycled. This determination and any
22 sale of recyclable property shall be in accordance with rules
23 promulgated by the Administrator.

24 When the administrator determines that property is to be
25 disposed of by sale, he shall offer it first to the
26 municipalities, counties, and school districts of the State and

1 to charitable, not-for-profit educational and public health
2 organizations, including but not limited to medical
3 institutions, clinics, hospitals, health centers, schools,
4 colleges, universities, child care centers, museums, nursing
5 homes, programs for the elderly, food banks, State Use
6 Sheltered Workshops and the Boy and Girl Scouts of America, for
7 purchase at an appraised value. Notice of inspection or viewing
8 dates and property lists shall be distributed in the manner
9 provided in rules and regulations promulgated by the
10 Administrator for that purpose.

11 Electronic data processing equipment purchased and charged
12 to appropriations may, at the discretion of the administrator,
13 be sold, pursuant to contracts entered into by the Director of
14 Central Management Services or the heads of agencies exempt
15 from "The Illinois Purchasing Act". However such equipment
16 shall not be sold at prices less than the purchase cost thereof
17 or depreciated value as determined by the administrator. No
18 sale of the electronic data processing equipment and lease to
19 the State by the purchaser of such equipment shall be made
20 under this Act unless the Director of Central Management
21 Services finds that such contracts are financially
22 advantageous to the State.

23 Disposition of other transferable property by sale, except
24 sales directly to local governmental units, school districts,
25 and not-for-profit educational, charitable and public health
26 organizations, shall be subject to the following minimum

1 conditions:

2 (1) The administrator shall cause the property to be
3 advertised for sale to the highest responsible bidder,
4 stating time, place, and terms of such sale at least 7 days
5 prior to the time of sale and at least once in a newspaper
6 having a general circulation in the county where the
7 property is to be sold.

8 (2) If no acceptable bids are received, the
9 administrator may then sell the property in whatever manner
10 he considers most advantageous and most profitable to the
11 State.

12 (c) Notwithstanding any other provision of this Act, an
13 agency covered by this Act may transfer books, serial
14 publications, or other library materials that are transferable
15 property, or that have been withdrawn from the agency's library
16 collection through a regular collection evaluation process, to
17 any of the following entities:

18 (1) Another agency covered by this Act located in
19 Illinois.

20 (2) A State supported university library located in
21 Illinois.

22 (3) A tax-supported public library located in
23 Illinois, including a library established by a public
24 library district.

25 (4) A library system organized under the Illinois
26 Library System Act or any library located in Illinois that

1 is a member of such a system.

2 (5) A non-profit agency, located in or outside
3 Illinois.

4 A transfer of property under this subsection is not subject
5 to the requirements of subsection (a) or (b).

6 In addition, an agency covered by this Act may sell or
7 exchange books, serial publications, and other library
8 materials that have been withdrawn from its library collection
9 through a regular collection evaluation process. Those items
10 may be sold to the public at library book sales or to book
11 dealers or may be offered through exchange to book dealers or
12 other organizations. Revenues generated from the sale of
13 withdrawn items shall be retained by the agency in a separate
14 account to be used solely for the purchase of library
15 materials; except that in the case of the State Library,
16 revenues from the sale of withdrawn items shall be deposited
17 into the State Library Fund to be used for the purposes stated
18 in Section 25 of the State Library Act.

19 For purposes of this subsection (c), "library materials"
20 means physical entities of any substance that serve as carriers
21 of information, including, without limitation, books, serial
22 publications, periodicals, microforms, graphics, audio or
23 video recordings, and machine readable data files.

24 (d) Notwithstanding any other provision of this Act, the
25 Director of State Police may dispose of a service firearm or
26 police badge issued or previously issued to a retiring or

1 separating State Police officer as provided in Section 17b of
2 the State Police Act. The Director of Natural Resources may
3 dispose of a service firearm or police badge issued previously
4 to a retiring Conservation Police Officer as provided in
5 Section 805-538 of the Department of Natural Resources
6 (Conservation) Law of the Civil Administrative Code of
7 Illinois. The Director of the Secretary of State Department of
8 Police may dispose of a service firearm or police badge issued
9 or previously issued to a retiring Secretary of State Police
10 officer, inspector, or investigator as provided in Section
11 2-116 of the Illinois Vehicle Code.

12 (Source: P.A. 96-498, eff. 8-14-09.)

13 Section 20. The Illinois Vehicle Code is amended by
14 changing Section 2-116 as follows:

15 (625 ILCS 5/2-116) (from Ch. 95 1/2, par. 2-116)

16 Sec. 2-116. Secretary of State Department of Police.

17 (a) The Secretary of State and the officers, inspectors,
18 and investigators appointed by him shall cooperate with the
19 State Police and the sheriffs and police in enforcing the laws
20 regulating the operation of vehicles and the use of the
21 highways.

22 (b) The Secretary of State may provide training and
23 education for members of his office in traffic regulation, the
24 promotion of traffic safety and the enforcement of laws vested

1 in the Secretary of State for administration and enforcement
2 regulating the operation of vehicles and the use of the
3 highways.

4 (c) The Secretary of State may provide distinctive uniforms
5 and badges for officers, inspectors and investigators employed
6 in the administration of laws relating to the operation of
7 vehicles and the use of the highways and vesting the
8 administration and enforcement of such laws in the Secretary of
9 State.

10 (c-5) The Director of the Secretary of State Department of
11 Police shall establish a program to allow a Secretary of State
12 Police officer, inspector, or investigator who is honorably
13 retiring in good standing to purchase either one or both of the
14 following: (1) any Secretary of State Department of Police
15 badge previously issued to that officer, inspector, or
16 investigator; or (2) if the officer, inspector, or investigator
17 has a currently valid Firearm Owner's Identification Card, the
18 service firearm issued or previously issued to the officer,
19 inspector, or investigator by the Secretary of State Department
20 of Police. The cost of the firearm shall be the replacement
21 value of the firearm and not the firearm's fair market value.

22 (d) The Secretary of State Department of Police is
23 authorized to:

24 (1) investigate the origins, activities, persons, and
25 incidents of crime and the ways and means, if any, to
26 redress the victims of crimes, and study the impact, if

1 any, of legislation relative to the criminal laws of this
2 State related thereto and conduct any other investigations
3 as may be provided by law;

4 (2) employ skilled experts, technicians,
5 investigators, special agents, or otherwise specially
6 qualified persons to aid in preventing or detecting crime,
7 apprehending criminals, or preparing and presenting
8 evidence of violations of the criminal laws of the State;

9 (3) cooperate with the police of cities, villages, and
10 incorporated towns, and with the police officers of any
11 county, in enforcing the laws of the State and in making
12 arrests;

13 (4) provide, as may be required by law, assistance to
14 local law enforcement agencies through training,
15 management, and consultant services for local law
16 enforcement agencies, pertaining to law enforcement
17 activities;

18 (5) exercise the rights, powers, and duties which have
19 been vested in it by the Secretary of State Act and this
20 Code; and

21 (6) enforce and administer any other laws in relation
22 to law enforcement as may be vested in the Secretary of
23 State Department of Police.

24 Persons within the Secretary of State Department of Police
25 who exercise these powers are conservators of the peace and
26 have all the powers possessed by policemen in municipalities

1 and sheriffs, and may exercise these powers anywhere in the
2 State in cooperation with local law enforcement officials.
3 These persons may use false or fictitious names in the
4 performance of their duties under this Section, upon approval
5 of the Director of Police-Secretary of State, and shall not be
6 subject to prosecution under the criminal laws for that use.

7 (e) The Secretary of State Department of Police may charge,
8 collect, and receive fees or moneys equivalent to the cost of
9 providing its personnel, equipment, and services to
10 governmental agencies when explicitly requested by a
11 governmental agency and according to an intergovernmental
12 agreement or memorandums of understanding as provided by this
13 Section, including but not limited to fees or moneys equivalent
14 to the cost of providing training to other governmental
15 agencies on terms and conditions that in the judgment of the
16 Director of Police-Secretary of State are in the best interest
17 of the Secretary of State. All fees received by the Secretary
18 of State Police Department under this Act shall be deposited in
19 a special fund in the State Treasury to be known as the
20 Secretary of State Police Services Fund. The money deposited in
21 the Secretary of State Police Services Fund shall be
22 appropriated to the Secretary of State Department of Police as
23 provided for in subsection (g).

24 (f) The Secretary of State Department of Police may apply
25 for grants or contracts and receive, expend, allocate, or
26 disburse moneys made available by public or private entities,

1 including, but not limited to, contracts, bequests, grants, or
2 receiving equipment from corporations, foundations, or public
3 or private institutions of higher learning.

4 (g) The Secretary of State Police Services Fund is hereby
5 created as a special fund in the State Treasury. All moneys
6 received under this Section by the Secretary of State
7 Department of Police shall be deposited into the Secretary of
8 State Police Services Fund to be appropriated to the Secretary
9 of State Department of Police for purposes as indicated by the
10 grantor or contractor or, in the case of moneys bequeathed or
11 granted for no specific purpose, for any purpose as deemed
12 appropriate by the Director of Police-Secretary of State in
13 administering the responsibilities of the Secretary of State
14 Department of Police.

15 (Source: P.A. 92-501, eff. 12-19-01.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law."