



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB2148

Introduced 2/15/2019, by Sen. Michael E. Hastings

SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Police Training Act. Provides that the Law Enforcement Training Assistance Fund is created as a nonappropriated State trust fund within the State treasury. Provides that all gifts, donations, and charitable contributions that are contributed by any public or private individual or entity to the Illinois Law Enforcement Training Standards Board for the purpose of supporting local law enforcement training shall be deposited into this Fund. Amends the Law Enforcement Intern Training Act. Creates the Correctional Officer Intern Program. To be eligible to participate, the person must meet the minimum criteria established by the Illinois Law Enforcement Training Standards Board that includes, but is not limited to, physical fitness standards, educational standards, psychological standards, being at least 21 years of age, of good character, and not convicted of a felony offense or other crime involving moral turpitude under the laws of this State or any other State that, if convicted in this State, would be punishable as a felony or a crime of moral turpitude. Provides that the Board shall require correctional interns to undertake, at a minimum, the same training requirements as established for correctional officers. Provides that the Board certificate reserved for correctional officers shall not be awarded until the correctional intern is employed, has successfully completed the State certification exam, and meets the requirements. Makes other conforming changes. Effective immediately.

LRB101 11213 SLF 56470 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Finance Act is amended by adding
5 Section 5.891 as follows:

6 (30 ILCS 105/5.891 new)

7 Sec. 5.891. The Law Enforcement Training Assistance Fund.

8 Section 10. The Illinois Police Training Act is amended by
9 adding Section 10.23 as follows:

10 (50 ILCS 705/10.23 new)

11 Sec. 10.23. Law Enforcement Training Assistance Fund. The
12 Law Enforcement Training Assistance Fund is created as a
13 nonappropriated State trust fund within the State treasury. All
14 gifts, donations, and charitable contributions that are
15 contributed by any public or private individual or entity to
16 the Board for the purpose of supporting local law enforcement
17 training shall be deposited into this Fund. All money in the
18 Fund shall not be subject to appropriation and shall be used by
19 the Board for the purpose of supporting local law enforcement
20 training. Investment income that is attributable to the
21 investment of moneys in the Law Enforcement Training Assistance

1 Fund shall be retained in the Fund for the uses specified in
2 this Section. The Fund is not subject to sweeps, administrative
3 charge-backs, or any other fiscal or budgetary maneuver that
4 would in any way transfer any amounts from Fund into any other
5 fund of the State.

6 Section 15. The Law Enforcement Intern Training Act is
7 amended by changing Sections 5, 10, 15, 20, and 25 and by
8 adding Sections 22 and 23 as follows:

9 (50 ILCS 708/5)

10 Sec. 5. Definitions. As used in this Act:

11 "Academy" means a school certified by the Illinois Law
12 Enforcement Training Standards Board to provide basic training
13 under Section 6 of the Illinois Police Training Act.

14 "Board" means the Illinois Law Enforcement Training
15 Standards Board created by the Illinois Police Training Act.

16 "Correctional Intern" means a civilian who has met the
17 requirements to enter the Correctional Intern Training Program
18 and who is not employed as a correctional officer under the
19 Illinois Police Training Act.

20 "Graduate Correctional Intern" means a civilian who has
21 successfully completed the correctional intern training course
22 and is not employed as a correctional officer under the
23 Illinois Police Training Act.

24 "Law Enforcement Intern" means a civilian who has met the

1 requirements to enter the Law Enforcement Intern Training
2 Program and who is not employed as a law enforcement officer
3 under the Illinois Police Training Act.

4 "Graduate Law Enforcement Intern" means a civilian who has
5 successfully completed the law enforcement intern training
6 course and is not employed as a law enforcement officer under
7 the Illinois Police Training Act.

8 "Trainee" means a law enforcement intern who is enrolled in
9 the Law Enforcement Intern Training Program.

10 (Source: P.A. 90-259, eff. 7-30-97; 91-357, eff. 7-29-99.)

11 (50 ILCS 708/10)

12 Sec. 10. Initiation, administration, and conduct of
13 program by Board. The Board may initiate, administer, and
14 conduct the Law Enforcement Intern Training Program and the
15 Correctional Officer Intern Program. The training for ~~law~~
16 ~~enforcement~~ interns shall be provided at any certified academy
17 selected by the Board. The Board shall have the authority to
18 establish enrollment limitations.

19 (Source: P.A. 90-259, eff. 7-30-97.)

20 (50 ILCS 708/15)

21 Sec. 15. Election to participate in the Law Enforcement
22 Intern Training Program ~~program~~. Any person may elect to apply
23 to participate in the Law Enforcement Intern Training Program.
24 To be eligible to participate, the person must meet the minimum

1 criteria established by the Board that includes, but is not
2 limited to, physical fitness standards, educational standards,
3 psychological standards, 21 years of age, of good character,
4 and not convicted of a felony offense or other crime involving
5 moral turpitude under the laws of this State or any other State
6 that, if convicted in this State, would be punishable as a
7 felony or a crime of moral turpitude. Applicants shall be
8 accepted for the program on a person by person basis and shall
9 not take the place of or prevent a law enforcement officer from
10 entering an academy class to meet the basic training
11 requirements set forth in the Illinois Police Training Act.
12 When reviewing applications, special consideration shall be
13 given to persons who have been members of the Armed Forces of
14 the United States in accordance with the Veterans Preference
15 Act. The Board's investigators shall enforce the provisions of
16 this Act to ensure compliance with the Act, including, but not
17 limited to, administering a criminal justice background check
18 that includes State and federal criminal histories, conducting
19 interviews, obtaining, by subpoena if necessary, investigative
20 records, police records, personnel records, or other records
21 that may be needed.

22 Nothing in this Act shall override or replace, preempt, or
23 supersede, any hiring or selection standard, process,
24 procedure, requirement, or mechanism established by any local
25 governmental unit, or State statute or regulation that is in
26 effect or amended hereafter.

1 (Source: P.A. 90-259, eff. 7-30-97.)

2 (50 ILCS 708/20)

3 Sec. 20. Law enforcement certification ~~Certification~~;
4 transition course. The Board shall require law enforcement
5 interns to undertake, at a minimum, the same training
6 requirements as established for law enforcement officers under
7 the Illinois Police Training Act. The Board certificate
8 reserved for law enforcement officers shall not be awarded
9 until the law enforcement intern is employed, has successfully
10 completed the State certification exam, and meets the
11 requirements established by the Board. The Law Enforcement
12 Intern Certificate shall be issued to the trainee following the
13 successful completion of the course. The graduate law
14 enforcement intern, if not employed as a law enforcement
15 officer within 2 years after issuance of the law enforcement
16 intern certificate, must then meet the requirements of the
17 Illinois Police Training Act upon employment. A graduate law
18 enforcement intern who is not employed within one year, but is
19 hired within 2 years after completing the course, must
20 successfully complete a transition course approved by the
21 Illinois Law Enforcement Training Standards Board and again
22 successfully complete the law enforcement State certification
23 exam in order to obtain the Board's certificate reserved for
24 law enforcement officers. The transition course shall consist
25 of a minimum of 80 hours and shall be conducted at a Board

1 certified academy.

2 (Source: P.A. 90-259, eff. 7-30-97; 91-357, eff. 7-29-99.)

3 (50 ILCS 708/22 new)

4 Sec. 22. Election to participate in the Correctional
5 Officer Intern Program. Any person may elect to apply to
6 participate in the Correctional Officer Intern Training
7 Program. To be eligible to participate, the person must meet
8 the minimum criteria established by the Board that includes,
9 but is not limited to, physical fitness standards, educational
10 standards, psychological standards, being at least 21 years of
11 age, of good character, and not convicted of a felony offense
12 or other crime involving moral turpitude under the laws of this
13 State or any other State that, if convicted in this State,
14 would be punishable as a felony or a crime of moral turpitude.
15 Applicants shall be accepted for the program on a person by
16 person basis and shall not take the place of or prevent a
17 correctional officer from entering an academy class to meet the
18 basic training requirements set forth in the Illinois Police
19 Training Act. When reviewing applications, special
20 consideration shall be given to persons who have been members
21 of the Armed Forces of the United States in accordance with the
22 Veterans Preference Act. The Board's investigators shall
23 enforce this Act to ensure compliance with the Act, including,
24 but not limited to, administering a criminal justice
25 background check that includes State and federal criminal

1 histories, conducting interviews, obtaining, by subpoena if
2 necessary, investigative records, police records, personnel
3 records, or other records that may be needed. Nothing in this
4 Act shall override or replace, preempt, or supersede any hiring
5 or selection standard, process, procedure, requirement, or
6 mechanism established by any local governmental unit, or State
7 statute or regulation.

8 (50 ILCS 708/23 new)

9 Sec. 23. Correctional certification. The Board shall
10 require correctional interns to undertake, at a minimum, the
11 same training requirements as established for correctional
12 officers under the Illinois Police Training Act. The Board
13 certificate reserved for correctional officers shall not be
14 awarded until the correctional intern is employed, has
15 successfully completed the State certification exam, and meets
16 the requirements established by the Board. The Correctional
17 Intern Certificate shall be issued to the trainee following the
18 successful completion of the course. The graduate correctional
19 intern, if not employed as a correctional officer within 2
20 years after issuance of the correctional intern certificate,
21 must then meet the requirements of the Illinois Police Training
22 Act upon employment.

23 (50 ILCS 708/25)

24 Sec. 25. Police Training Board Services Fund. The Board

1 shall charge, collect, or receive fees, tuition, or moneys from
2 persons electing to enter the Law Enforcement Intern Training
3 Program or the Correctional Officer Intern Program equivalent
4 to the costs of providing personnel, equipment, services, and
5 training to law enforcement interns that, in the judgement of
6 the Board, are in the best interest of the State.

7 All fees or moneys received by the Board under this Act
8 shall be deposited in a special fund in the State Treasury to
9 be known as the Police Training Board Services Fund. The moneys
10 deposited in the Police Training Board Services Fund shall be
11 appropriated to the Board for expenses of the Board for the
12 administration and conduct of training.

13 (Source: P.A. 90-259, eff. 7-30-90.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.

1 INDEX

2 Statutes amended in order of appearance

3 30 ILCS 105/5.891 new

4 50 ILCS 705/10.23 new

5 50 ILCS 708/5

6 50 ILCS 708/10

7 50 ILCS 708/15

8 50 ILCS 708/20

9 50 ILCS 708/22 new

10 50 ILCS 708/23 new

11 50 ILCS 708/25