



Sen. Terry Link

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10100HB2591sam001

LRB101 07708 RLC 60253 a

1 AMENDMENT TO HOUSE BILL 2591

2 AMENDMENT NO. _____. Amend House Bill 2591 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Police Training Act is amended by
5 changing Sections 6, 6.1, 8.1, and 10.2 as follows:

6 (50 ILCS 705/6) (from Ch. 85, par. 506)

7 Sec. 6. Powers and duties of the Board; selection and
8 certification of schools. The Board shall select and certify
9 schools within the State of Illinois for the purpose of
10 providing basic training for probationary police officers,
11 probationary county corrections officers, and court security
12 officers and of providing advanced or in-service training for
13 permanent police officers or permanent county corrections
14 officers, which schools may be either publicly or privately
15 owned and operated. In addition, the Board has the following
16 power and duties:

1 a. To require local governmental units to furnish such
2 reports and information as the Board deems necessary to
3 fully implement this Act.

4 b. To establish appropriate mandatory minimum
5 standards relating to the training of probationary local
6 law enforcement officers or probationary county
7 corrections officers, and in-service training of permanent
8 police officers.

9 c. To provide appropriate certification to those
10 probationary officers who successfully complete the
11 prescribed minimum standard basic training course.

12 d. To review and approve annual training curriculum for
13 county sheriffs.

14 e. To review and approve applicants to ensure that no
15 applicant is admitted to a certified academy unless the
16 applicant is a person of good character and has not been
17 convicted of, or entered a plea of guilty to, a felony
18 offense, any of the misdemeanors in Sections 11-1.50, 11-6,
19 11-9.1, 11-14, 11-17, 11-19, 12-2, 12-15, 16-1, 17-1, 17-2,
20 28-3, 29-1, 31-1, 31-6, 31-7, 32-4a, or 32-7 of the
21 Criminal Code of 1961 or the Criminal Code of 2012,
22 subdivision (a) (1) or (a) (2) (C) of Section 11-14.3 of the
23 Criminal Code of 1961 or the Criminal Code of 2012, or
24 subsection (a) of Section 17-32 of the Criminal Code of
25 1961 or the Criminal Code of 2012, or Section 5 or 5.2 of
26 the Cannabis Control Act, or a crime involving moral

1 turpitude under the laws of this State or any other state
2 which if committed in this State would be punishable as a
3 felony or a crime of moral turpitude. The Board may appoint
4 investigators who shall enforce the duties conferred upon
5 the Board by this Act.

6 (Source: P.A. 99-352, eff. 1-1-16.)

7 (50 ILCS 705/6.1)

8 Sec. 6.1. Decertification of full-time and part-time
9 police officers.

10 (a) The Board must review police officer conduct and
11 records to ensure that no police officer is certified or
12 provided a valid waiver if that police officer has been
13 convicted of, or entered a plea of guilty to, a felony offense
14 under the laws of this State or any other state which if
15 committed in this State would be punishable as a felony. The
16 Board must also ensure that no police officer is certified or
17 provided a valid waiver if that police officer has been
18 convicted of, or entered a plea of guilty to, on or after the
19 effective date of this amendatory Act of 1999 of any
20 misdemeanor specified in this Section or if committed in any
21 other state would be an offense similar to Section 11-1.50,
22 11-6, 11-9.1, 11-14, 11-17, 11-19, 12-2, 12-15, 16-1, 17-1,
23 17-2, 28-3, 29-1, 31-1, 31-6, 31-7, 32-4a, or 32-7 of the
24 Criminal Code of 1961 or the Criminal Code of 2012, to
25 subdivision (a)(1) or (a)(2)(C) of Section 11-14.3 of the

1 Criminal Code of 1961 or the Criminal Code of 2012, or
2 subsection (a) of Section 17-32 of the Criminal Code of 1961 or
3 the Criminal Code of 2012, or to Section 5 or 5.2 of the
4 Cannabis Control Act. The Board must appoint investigators to
5 enforce the duties conferred upon the Board by this Act.

6 (b) It is the responsibility of the sheriff or the chief
7 executive officer of every local law enforcement agency or
8 department within this State to report to the Board any arrest,
9 ~~or~~ conviction, or plea of guilty of any officer for an offense
10 identified in this Section.

11 (c) It is the duty and responsibility of every full-time
12 and part-time police officer in this State to report to the
13 Board within 30 days, and the officer's sheriff or chief
14 executive officer, of his or her arrest, ~~or~~ conviction, or plea
15 of guilty for an offense identified in this Section. Any
16 full-time or part-time police officer who knowingly makes,
17 submits, causes to be submitted, or files a false or untruthful
18 report to the Board must have his or her certificate or waiver
19 immediately decertified or revoked.

20 (d) Any person, or a local or State agency, or the Board is
21 immune from liability for submitting, disclosing, or releasing
22 information of arrests, ~~or~~ convictions, or pleas of guilty in
23 this Section as long as the information is submitted,
24 disclosed, or released in good faith and without malice. The
25 Board has qualified immunity for the release of the
26 information.

1 (e) Any full-time or part-time police officer with a
2 certificate or waiver issued by the Board who is convicted of,
3 or entered a plea of guilty to, any offense described in this
4 Section immediately becomes decertified or no longer has a
5 valid waiver. The decertification and invalidity of waivers
6 occurs as a matter of law. Failure of a convicted person to
7 report to the Board his or her conviction as described in this
8 Section or any continued law enforcement practice after
9 receiving a conviction is a Class 4 felony.

10 (f) The Board's investigators are peace officers and have
11 all the powers possessed by policemen in cities and by
12 sheriff's, and these ~~provided that the~~ investigators may
13 exercise those powers anywhere in the State, ~~only after contact~~
14 ~~and cooperation with the appropriate local law enforcement~~
15 ~~authorities.~~ An investigator shall not have peace officer
16 status or exercise police powers unless he or she successfully
17 completes the basic police training course mandated and
18 approved by the Board or the Board waives the training
19 requirement by reason of the investigator's prior law
20 enforcement experience, training, or both. The Board shall not
21 wave the training requirement unless the investigator has had
22 a minimum of 5 years experience as a sworn officer of a local,
23 State, or federal law enforcement agency.

24 (g) The Board must request and receive information and
25 assistance from any federal, state, or local governmental
26 agency as part of the authorized criminal background

1 investigation. The Department of State Police must process,
2 retain, and additionally provide and disseminate information
3 to the Board concerning criminal charges, arrests,
4 convictions, and their disposition, that have been filed
5 before, on, or after the effective date of this amendatory Act
6 of the 91st General Assembly against a basic academy applicant,
7 law enforcement applicant, or law enforcement officer whose
8 fingerprint identification cards are on file or maintained by
9 the Department of State Police. The Federal Bureau of
10 Investigation must provide the Board any criminal history
11 record information contained in its files pertaining to law
12 enforcement officers or any applicant to a Board certified
13 basic law enforcement academy as described in this Act based on
14 fingerprint identification. The Board must make payment of fees
15 to the Department of State Police for each fingerprint card
16 submission in conformance with the requirements of paragraph 22
17 of Section 55a of the Civil Administrative Code of Illinois.

18 (h) A police officer who has been certified or granted a
19 valid waiver shall also be decertified or have his or her
20 waiver revoked upon a determination by the Illinois Labor
21 Relations Board State Panel that he or she, while under oath,
22 has knowingly and willfully made false statements as to a
23 material fact going to an element of the offense of murder. If
24 an appeal is filed, the determination shall be stayed.

25 (1) In the case of an acquittal on a charge of murder,
26 a verified complaint may be filed:

1 (A) by the defendant; or

2 (B) by a police officer with personal knowledge of
3 perjured testimony.

4 The complaint must allege that a police officer, while
5 under oath, knowingly and willfully made false statements
6 as to a material fact going to an element of the offense of
7 murder. The verified complaint must be filed with the
8 Executive Director of the Illinois Law Enforcement
9 Training Standards Board within 2 years of the judgment of
10 acquittal.

11 (2) Within 30 days, the Executive Director of the
12 Illinois Law Enforcement Training Standards Board shall
13 review the verified complaint and determine whether the
14 verified complaint is frivolous and without merit, or
15 whether further investigation is warranted. The Illinois
16 Law Enforcement Training Standards Board shall notify the
17 officer and the Executive Director of the Illinois Labor
18 Relations Board State Panel of the filing of the complaint
19 and any action taken thereon. If the Executive Director of
20 the Illinois Law Enforcement Training Standards Board
21 determines that the verified complaint is frivolous and
22 without merit, it shall be dismissed. The Executive
23 Director of the Illinois Law Enforcement Training
24 Standards Board has sole discretion to make this
25 determination and this decision is not subject to appeal.

26 (i) If the Executive Director of the Illinois Law

1 Enforcement Training Standards Board determines that the
2 verified complaint warrants further investigation, he or she
3 shall refer the matter to a task force of investigators created
4 for this purpose. This task force shall consist of 8 sworn
5 police officers: 2 from the Illinois State Police, 2 from the
6 City of Chicago Police Department, 2 from county police
7 departments, and 2 from municipal police departments. These
8 investigators shall have a minimum of 5 years of experience in
9 conducting criminal investigations. The investigators shall be
10 appointed by the Executive Director of the Illinois Law
11 Enforcement Training Standards Board. Any officer or officers
12 acting in this capacity pursuant to this statutory provision
13 will have statewide police authority while acting in this
14 investigative capacity. Their salaries and expenses for the
15 time spent conducting investigations under this paragraph
16 shall be reimbursed by the Illinois Law Enforcement Training
17 Standards Board.

18 (j) Once the Executive Director of the Illinois Law
19 Enforcement Training Standards Board has determined that an
20 investigation is warranted, the verified complaint shall be
21 assigned to an investigator or investigators. The investigator
22 or investigators shall conduct an investigation of the verified
23 complaint and shall write a report of his or her findings. This
24 report shall be submitted to the Executive Director of the
25 Illinois Labor Relations Board State Panel.

26 Within 30 days, the Executive Director of the Illinois

1 Labor Relations Board State Panel shall review the
2 investigative report and determine whether sufficient evidence
3 exists to conduct an evidentiary hearing on the verified
4 complaint. If the Executive Director of the Illinois Labor
5 Relations Board State Panel determines upon his or her review
6 of the investigatory report that a hearing should not be
7 conducted, the complaint shall be dismissed. This decision is
8 in the Executive Director's sole discretion, and this dismissal
9 may not be appealed.

10 If the Executive Director of the Illinois Labor Relations
11 Board State Panel determines that there is sufficient evidence
12 to warrant a hearing, a hearing shall be ordered on the
13 verified complaint, to be conducted by an administrative law
14 judge employed by the Illinois Labor Relations Board State
15 Panel. The Executive Director of the Illinois Labor Relations
16 Board State Panel shall inform the Executive Director of the
17 Illinois Law Enforcement Training Standards Board and the
18 person who filed the complaint of either the dismissal of the
19 complaint or the issuance of the complaint for hearing. The
20 Executive Director shall assign the complaint to the
21 administrative law judge within 30 days of the decision
22 granting a hearing.

23 (k) In the case of a finding of guilt on the offense of
24 murder, if a new trial is granted on direct appeal, or a state
25 post-conviction evidentiary hearing is ordered, based on a
26 claim that a police officer, under oath, knowingly and

1 willfully made false statements as to a material fact going to
2 an element of the offense of murder, the Illinois Labor
3 Relations Board State Panel shall hold a hearing to determine
4 whether the officer should be decertified if an interested
5 party requests such a hearing within 2 years of the court's
6 decision. The complaint shall be assigned to an administrative
7 law judge within 30 days so that a hearing can be scheduled.

8 At the hearing, the accused officer shall be afforded the
9 opportunity to:

10 (1) Be represented by counsel of his or her own
11 choosing;

12 (2) Be heard in his or her own defense;

13 (3) Produce evidence in his or her defense;

14 (4) Request that the Illinois Labor Relations Board
15 State Panel compel the attendance of witnesses and
16 production of related documents including but not limited
17 to court documents and records.

18 Once a case has been set for hearing, the verified
19 complaint shall be referred to the Department of Professional
20 Regulation. That office shall prosecute the verified complaint
21 at the hearing before the administrative law judge. The
22 Department of Professional Regulation shall have the
23 opportunity to produce evidence to support the verified
24 complaint and to request the Illinois Labor Relations Board
25 State Panel to compel the attendance of witnesses and the
26 production of related documents, including, but not limited to,

1 court documents and records. The Illinois Labor Relations Board
2 State Panel shall have the power to issue subpoenas requiring
3 the attendance of and testimony of witnesses and the production
4 of related documents including, but not limited to, court
5 documents and records and shall have the power to administer
6 oaths.

7 The administrative law judge shall have the responsibility
8 of receiving into evidence relevant testimony and documents,
9 including court records, to support or disprove the allegations
10 made by the person filing the verified complaint and, at the
11 close of the case, hear arguments. If the administrative law
12 judge finds that there is not clear and convincing evidence to
13 support the verified complaint that the police officer has,
14 while under oath, knowingly and willfully made false statements
15 as to a material fact going to an element of the offense of
16 murder, the administrative law judge shall make a written
17 recommendation of dismissal to the Illinois Labor Relations
18 Board State Panel. If the administrative law judge finds that
19 there is clear and convincing evidence that the police officer
20 has, while under oath, knowingly and willfully made false
21 statements as to a material fact that goes to an element of the
22 offense of murder, the administrative law judge shall make a
23 written recommendation so concluding to the Illinois Labor
24 Relations Board State Panel. The hearings shall be transcribed.
25 The Executive Director of the Illinois Law Enforcement Training
26 Standards Board shall be informed of the administrative law

1 judge's recommended findings and decision and the Illinois
2 Labor Relations Board State Panel's subsequent review of the
3 recommendation.

4 (l) An officer named in any complaint filed pursuant to
5 this Act shall be indemnified for his or her reasonable
6 attorney's fees and costs by his or her employer. These fees
7 shall be paid in a regular and timely manner. The State, upon
8 application by the public employer, shall reimburse the public
9 employer for the accused officer's reasonable attorney's fees
10 and costs. At no time and under no circumstances will the
11 accused officer be required to pay his or her own reasonable
12 attorney's fees or costs.

13 (m) The accused officer shall not be placed on unpaid
14 status because of the filing or processing of the verified
15 complaint until there is a final non-appealable order
16 sustaining his or her guilt and his or her certification is
17 revoked. Nothing in this Act, however, restricts the public
18 employer from pursuing discipline against the officer in the
19 normal course and under procedures then in place.

20 (n) The Illinois Labor Relations Board State Panel shall
21 review the administrative law judge's recommended decision and
22 order and determine by a majority vote whether or not there was
23 clear and convincing evidence that the accused officer, while
24 under oath, knowingly and willfully made false statements as to
25 a material fact going to the offense of murder. Within 30 days
26 of service of the administrative law judge's recommended

1 decision and order, the parties may file exceptions to the
2 recommended decision and order and briefs in support of their
3 exceptions with the Illinois Labor Relations Board State Panel.
4 The parties may file responses to the exceptions and briefs in
5 support of the responses no later than 15 days after the
6 service of the exceptions. If exceptions are filed by any of
7 the parties, the Illinois Labor Relations Board State Panel
8 shall review the matter and make a finding to uphold, vacate,
9 or modify the recommended decision and order. If the Illinois
10 Labor Relations Board State Panel concludes that there is clear
11 and convincing evidence that the accused officer, while under
12 oath, knowingly and willfully made false statements as to a
13 material fact going to an element of the offense murder, the
14 Illinois Labor Relations Board State Panel shall inform the
15 Illinois Law Enforcement Training Standards Board and the
16 Illinois Law Enforcement Training Standards Board shall revoke
17 the accused officer's certification. If the accused officer
18 appeals that determination to the Appellate Court, as provided
19 by this Act, he or she may petition the Appellate Court to stay
20 the revocation of his or her certification pending the court's
21 review of the matter.

22 (o) None of the Illinois Labor Relations Board State
23 Panel's findings or determinations shall set any precedent in
24 any of its decisions decided pursuant to the Illinois Public
25 Labor Relations Act by the Illinois Labor Relations Board State
26 Panel or the courts.

1 (p) A party aggrieved by the final order of the Illinois
2 Labor Relations Board State Panel may apply for and obtain
3 judicial review of an order of the Illinois Labor Relations
4 Board State Panel, in accordance with the provisions of the
5 Administrative Review Law, except that such judicial review
6 shall be afforded directly in the Appellate Court for the
7 district in which the accused officer resides. Any direct
8 appeal to the Appellate Court shall be filed within 35 days
9 from the date that a copy of the decision sought to be reviewed
10 was served upon the party affected by the decision.

11 (q) Interested parties. Only interested parties to the
12 criminal prosecution in which the police officer allegedly,
13 while under oath, knowingly and willfully made false statements
14 as to a material fact going to an element of the offense of
15 murder may file a verified complaint pursuant to this Section.
16 For purposes of this Section, "interested parties" shall be
17 limited to the defendant and any police officer who has
18 personal knowledge that the police officer who is the subject
19 of the complaint has, while under oath, knowingly and willfully
20 made false statements as to a material fact going to an element
21 of the offense of murder.

22 (r) Semi-annual reports. The Executive Director of the
23 Illinois Labor Relations Board shall submit semi-annual
24 reports to the Governor, President, and Minority Leader of the
25 Senate, and to the Speaker and Minority Leader of the House of
26 Representatives beginning on June 30, 2004, indicating:

1 (1) the number of verified complaints received since
2 the date of the last report;

3 (2) the number of investigations initiated since the
4 date of the last report;

5 (3) the number of investigations concluded since the
6 date of the last report;

7 (4) the number of investigations pending as of the
8 reporting date;

9 (5) the number of hearings held since the date of the
10 last report; and

11 (6) the number of officers decertified since the date
12 of the last report.

13 (Source: P.A. 96-1551, eff. 7-1-11; 97-1150, eff. 1-25-13.)

14 (50 ILCS 705/8.1) (from Ch. 85, par. 508.1)

15 Sec. 8.1. Full-time police and county corrections
16 officers.

17 (a) After January 1, 1976, no person shall receive a
18 permanent appointment as a law enforcement officer as defined
19 in this Act nor shall any person receive, after the effective
20 date of this amendatory Act of 1984, a permanent appointment as
21 a county corrections officer unless that person has been
22 awarded, within 6 ~~six~~ months of his or her initial full-time
23 employment, a certificate attesting to his or her successful
24 completion of the Minimum Standards Basic Law Enforcement and
25 County Correctional Training Course as prescribed by the Board;

1 or has been awarded a certificate attesting to his or her
2 satisfactory completion of a training program of similar
3 content and number of hours and which course has been found
4 acceptable by the Board under the provisions of this Act; or by
5 reason of extensive prior law enforcement or county corrections
6 experience the basic training requirement is determined by the
7 Board to be illogical and unreasonable.

8 If such training is required and not completed within the
9 applicable 6 ~~six~~ months, then the officer must forfeit his or
10 her position, or the employing agency must obtain a waiver from
11 the Board extending the period for compliance. Such waiver
12 shall be issued only for good and justifiable reasons, and in
13 no case shall extend more than 90 days beyond the initial 6 ~~six~~
14 months. Any hiring agency that fails to train a law enforcement
15 officer within this period shall be prohibited from employing
16 this individual in a law enforcement capacity for one year from
17 the date training was to be completed. If an agency again fails
18 to train the individual a second time, the agency shall be
19 permanently barred from employing this individual in a law
20 enforcement capacity.

21 (b) No provision of this Section shall be construed to mean
22 that a law enforcement officer employed by a local governmental
23 agency at the time of the effective date of this amendatory
24 Act, either as a probationary police officer or as a permanent
25 police officer, shall require certification under the
26 provisions of this Section. No provision of this Section shall

1 be construed to mean that a county corrections officer employed
2 by a local governmental agency at the time of the effective
3 date of this amendatory Act of 1984, either as a probationary
4 county corrections or as a permanent county corrections
5 officer, shall require certification under the provisions of
6 this Section. No provision of this Section shall be construed
7 to apply to certification of elected county sheriffs.

8 (c) This Section does not apply to part-time police
9 officers or probationary part-time police officers.

10 (Source: P.A. 89-170, eff. 1-1-96; 90-271, eff. 7-30-97.)

11 (50 ILCS 705/10.2)

12 Sec. 10.2. Criminal background investigations.

13 (a) On and after the effective date of this amendatory Act
14 of the 92nd General Assembly, an applicant for employment as a
15 peace officer, or for annual certification as a retired law
16 enforcement officer qualified under federal law to carry a
17 concealed weapon, shall authorize an investigation to
18 determine if the applicant has been convicted of, or entered a
19 plea of guilty to, any criminal offense that disqualifies the
20 person as a peace officer.

21 (b) No law enforcement agency may knowingly employ a
22 person, or certify a retired law enforcement officer qualified
23 under federal law to carry a concealed weapon, unless (i) a
24 criminal background investigation of that person has been
25 completed and (ii) that investigation reveals no convictions or

1 pleas of guilty of offenses specified in subsection (a) of
2 Section 6.1 of this Act.

3 (Source: P.A. 94-103, eff. 7-1-05.)

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

7 (50 ILCS 708/5)

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

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

12 "Board" means the Illinois Law Enforcement Training
13 Standards Board created by the Illinois Police Training Act.

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

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

22 "Law Enforcement Intern" means a civilian who has met the
23 requirements to enter the Law Enforcement Intern Training
24 Program and who is not employed as a law enforcement officer

1 under the Illinois Police Training Act.

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

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

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

9 (50 ILCS 708/10)

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

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

18 (50 ILCS 708/15)

19 Sec. 15. Election to participate in the Law Enforcement
20 Intern Training Program ~~program~~. Any person may elect to apply
21 to participate in the Law Enforcement Intern Training Program.
22 To be eligible to participate, the person must meet the minimum
23 criteria established by the Board that includes, but is not
24 limited to, physical fitness standards, educational standards,

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

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

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

1 (50 ILCS 708/20)

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

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

1 (50 ILCS 708/22 new)

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

1 records, or other records that may be needed. Nothing in this
2 Act shall override or replace, preempt, or supersede any hiring
3 or selection standard, process, procedure, requirement, or
4 mechanism established by any local governmental unit, or State
5 statute or regulation.

6 (50 ILCS 708/23 new)

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

21 (50 ILCS 708/25)

22 Sec. 25. Police Training Board Services Fund. The Board
23 shall charge, collect, or receive fees, tuition, or moneys from
24 persons electing to enter the Law Enforcement Intern Training

1 Program or the Correctional Officer Intern Program equivalent
2 to the costs of providing personnel, equipment, services, and
3 training to law enforcement interns that, in the judgement of
4 the Board, are in the best interest of the State.

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

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

12 Section 99. Effective date. This Act takes effect upon
13 becoming law."