



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4335

Introduced 1/29/2020, by Rep. John M. Cabello

SYNOPSIS AS INTRODUCED:

50 ILCS 705/8.1

from Ch. 85, par. 508.1

55 ILCS 5/3-6001.5

Amends the Counties Code. Provides that a person is not eligible to be elected or appointed to the office of sheriff unless he or she has a certificate attesting to his or her successful completion of the Minimum Standards Basic Law Enforcement Officers Training Course as prescribed by the Illinois Law Enforcement Training Standards Board or a substantially similar training program of another state or the federal government. Amends the Illinois Police Training Act making a conforming change.

LRB101 16364 AWJ 65742 b

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 Illinois Police Training Act is amended by
5 changing Section 8.1 as follows:

6 (50 ILCS 705/8.1) (from Ch. 85, par. 508.1)

7 Sec. 8.1. Full-time police and county corrections
8 officers.

9 (a) After January 1, 1976, no person shall receive a
10 permanent appointment as a law enforcement officer as defined
11 in this Act nor shall any person receive, after the effective
12 date of this amendatory Act of 1984, a permanent appointment as
13 a county corrections officer unless that person has been
14 awarded, within 6 months of his or her initial full-time
15 employment, a certificate attesting to his or her successful
16 completion of the Minimum Standards Basic Law Enforcement and
17 County Correctional Training Course as prescribed by the Board;
18 or has been awarded a certificate attesting to his or her
19 satisfactory completion of a training program of similar
20 content and number of hours and which course has been found
21 acceptable by the Board under the provisions of this Act; or by
22 reason of extensive prior law enforcement or county corrections
23 experience the basic training requirement is determined by the

1 Board to be illogical and unreasonable.

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

15 (b) No provision of this Section shall be construed to mean
16 that a law enforcement officer employed by a local governmental
17 agency at the time of the effective date of this amendatory
18 Act, either as a probationary police officer or as a permanent
19 police officer, shall require certification under the
20 provisions of this Section. No provision of this Section shall
21 be construed to mean that a county corrections officer employed
22 by a local governmental agency at the time of the effective
23 date of this amendatory Act of 1984, either as a probationary
24 county corrections or as a permanent county corrections
25 officer, shall require certification under the provisions of
26 this Section. ~~No provision of this Section shall be construed~~

1 ~~to apply to certification of elected county sheriffs.~~

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

4 (Source: P.A. 101-187, eff. 1-1-20.)

5 Section 10. The Counties Code is amended by changing
6 Section 3-6001.5 as follows:

7 (55 ILCS 5/3-6001.5)

8 Sec. 3-6001.5. Sheriff qualifications. ~~A~~ ~~On or after the~~
9 ~~effective date of this amendatory Act of the 98th General~~
10 ~~Assembly, except as otherwise provided in this Section, a~~
11 person is not eligible to be elected or appointed to the office
12 of sheriff, unless that person meets all of the following
13 requirements:

14 (1) Is a United States citizen.

15 (2) Has been a resident of the county for at least one
16 year.

17 (3) Is not a convicted felon.

18 (4) Has a certificate attesting to his or her
19 successful completion of the Minimum Standards Basic Law
20 Enforcement Officers Training Course as prescribed by the
21 Illinois Law Enforcement Training Standards Board or a
22 substantially similar training program of another state or
23 the federal government. This paragraph does not apply to a
24 sheriff currently serving on the effective date of this

1 amendatory Act of the 101st General Assembly.

2 (Source: P.A. 98-115, eff. 7-29-13.)