



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5485

Introduced 1/31/2022, by Rep. Anne Stava-Murray

SYNOPSIS AS INTRODUCED:

50 ILCS 727/1-25

Amends the Police and Community Relations Improvement Act. Provides that each law enforcement agency shall adopt a written policy regarding drug and alcohol testing when the conduct of a law enforcement officer results in great bodily harm to or the death of another person (now, only following an officer-involved shooting). Provides that the written policy must include: (1) that each law enforcement officer whose conduct resulted in great bodily harm to or the death of another person must submit to drug and alcohol testing, including, without limitation, testing for the use of cannabis, prescription drugs, and illegal drugs; and (2) the drug and alcohol testing must be completed as soon as practicable after the conduct of the law enforcement officer that resulted in great bodily harm to or the death of another person, but no later than the end of the involved officer's shift or tour of duty.

LRB102 22317 RLC 31454 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 Police and Community Relations Improvement
5 Act is amended by changing Section 1-25 as follows:

6 (50 ILCS 727/1-25)

7 Sec. 1-25. Drug and alcohol testing.

8 (a) As used in this Section, "officer-involved shooting"
9 means any instance when a law enforcement officer discharges
10 his or her firearm, causing injury or death to a person or
11 persons, during the performance of his or her official duties
12 or in the line of duty.

13 (b) Each law enforcement agency shall adopt a written
14 policy regarding drug and alcohol testing following an
15 officer-involved shooting or when the conduct of a law
16 enforcement officer results in great bodily harm to or the
17 death of another person. The written policy adopted by the law
18 enforcement agency must include the following requirements:

19 (1) each law enforcement officer who is involved in an
20 officer-involved shooting or whose conduct resulted in
21 great bodily harm to or the death of another person must
22 submit to drug and alcohol testing, including, but not
23 limited to, testing for the use of cannabis, prescription

1 drugs, and illegal drugs; and

2 (2) the drug and alcohol testing must be completed as
3 soon as practicable after the officer-involved shooting or
4 the conduct of the law enforcement officer that resulted
5 in great bodily harm to or the death of another person, but
6 no later than the end of the involved officer's shift or
7 tour of duty.

8 (Source: P.A. 100-389, eff. 8-25-17.)