

1 AN ACT concerning the Illinois State Police.

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

4 Section 3. The Freedom of Information Act is amended by  
5 changing Section 7.5 as follows:

6 (5 ILCS 140/7.5)

7 Sec. 7.5. Statutory exemptions. To the extent provided for  
8 by the statutes referenced below, the following shall be  
9 exempt from inspection and copying:

10 (a) All information determined to be confidential  
11 under Section 4002 of the Technology Advancement and  
12 Development Act.

13 (b) Library circulation and order records identifying  
14 library users with specific materials under the Library  
15 Records Confidentiality Act.

16 (c) Applications, related documents, and medical  
17 records received by the Experimental Organ Transplantation  
18 Procedures Board and any and all documents or other  
19 records prepared by the Experimental Organ Transplantation  
20 Procedures Board or its staff relating to applications it  
21 has received.

22 (d) Information and records held by the Department of  
23 Public Health and its authorized representatives relating

1 to known or suspected cases of sexually transmissible  
2 disease or any information the disclosure of which is  
3 restricted under the Illinois Sexually Transmissible  
4 Disease Control Act.

5 (e) Information the disclosure of which is exempted  
6 under Section 30 of the Radon Industry Licensing Act.

7 (f) Firm performance evaluations under Section 55 of  
8 the Architectural, Engineering, and Land Surveying  
9 Qualifications Based Selection Act.

10 (g) Information the disclosure of which is restricted  
11 and exempted under Section 50 of the Illinois Prepaid  
12 Tuition Act.

13 (h) Information the disclosure of which is exempted  
14 under the State Officials and Employees Ethics Act, and  
15 records of any lawfully created State or local inspector  
16 general's office that would be exempt if created or  
17 obtained by an Executive Inspector General's office under  
18 that Act.

19 (i) Information contained in a local emergency energy  
20 plan submitted to a municipality in accordance with a  
21 local emergency energy plan ordinance that is adopted  
22 under Section 11-21.5-5 of the Illinois Municipal Code.

23 (j) Information and data concerning the distribution  
24 of surcharge moneys collected and remitted by carriers  
25 under the Emergency Telephone System Act.

26 (k) Law enforcement officer identification information

1 or driver identification information compiled by a law  
2 enforcement agency or the Department of Transportation  
3 under Section 11-212 of the Illinois Vehicle Code.

4 (l) Records and information provided to a residential  
5 health care facility resident sexual assault and death  
6 review team or the Executive Council under the Abuse  
7 Prevention Review Team Act.

8 (m) Information provided to the predatory lending  
9 database created pursuant to Article 3 of the Residential  
10 Real Property Disclosure Act, except to the extent  
11 authorized under that Article.

12 (n) Defense budgets and petitions for certification of  
13 compensation and expenses for court appointed trial  
14 counsel as provided under Sections 10 and 15 of the  
15 Capital Crimes Litigation Act. This subsection (n) shall  
16 apply until the conclusion of the trial of the case, even  
17 if the prosecution chooses not to pursue the death penalty  
18 prior to trial or sentencing.

19 (o) Information that is prohibited from being  
20 disclosed under Section 4 of the Illinois Health and  
21 Hazardous Substances Registry Act.

22 (p) Security portions of system safety program plans,  
23 investigation reports, surveys, schedules, lists, data, or  
24 information compiled, collected, or prepared by or for the  
25 Department of Transportation under Sections 2705-300 and  
26 2705-616 of the Department of Transportation Law of the

1 Civil Administrative Code of Illinois, the Regional  
2 Transportation Authority under Section 2.11 of the  
3 Regional Transportation Authority Act, or the St. Clair  
4 County Transit District under the Bi-State Transit Safety  
5 Act.

6 (q) Information prohibited from being disclosed by the  
7 Personnel Record Review Act.

8 (r) Information prohibited from being disclosed by the  
9 Illinois School Student Records Act.

10 (s) Information the disclosure of which is restricted  
11 under Section 5-108 of the Public Utilities Act.

12 (t) All identified or deidentified health information  
13 in the form of health data or medical records contained  
14 in, stored in, submitted to, transferred by, or released  
15 from the Illinois Health Information Exchange, and  
16 identified or deidentified health information in the form  
17 of health data and medical records of the Illinois Health  
18 Information Exchange in the possession of the Illinois  
19 Health Information Exchange Office due to its  
20 administration of the Illinois Health Information  
21 Exchange. The terms "identified" and "deidentified" shall  
22 be given the same meaning as in the Health Insurance  
23 Portability and Accountability Act of 1996, Public Law  
24 104-191, or any subsequent amendments thereto, and any  
25 regulations promulgated thereunder.

26 (u) Records and information provided to an independent

1 team of experts under the Developmental Disability and  
2 Mental Health Safety Act (also known as Brian's Law).

3 (v) Names and information of people who have applied  
4 for or received Firearm Owner's Identification Cards under  
5 the Firearm Owners Identification Card Act or applied for  
6 or received a concealed carry license under the Firearm  
7 Concealed Carry Act, unless otherwise authorized by the  
8 Firearm Concealed Carry Act; and databases under the  
9 Firearm Concealed Carry Act, records of the Concealed  
10 Carry Licensing Review Board under the Firearm Concealed  
11 Carry Act, and law enforcement agency objections under the  
12 Firearm Concealed Carry Act.

13 (v-5) Records of the Firearm Owner's Identification  
14 Card Review Board that are exempted from disclosure under  
15 Section 10 of the Firearm Owners Identification Card Act.

16 (w) Personally identifiable information which is  
17 exempted from disclosure under subsection (g) of Section  
18 19.1 of the Toll Highway Act.

19 (x) Information which is exempted from disclosure  
20 under Section 5-1014.3 of the Counties Code or Section  
21 8-11-21 of the Illinois Municipal Code.

22 (y) Confidential information under the Adult  
23 Protective Services Act and its predecessor enabling  
24 statute, the Elder Abuse and Neglect Act, including  
25 information about the identity and administrative finding  
26 against any caregiver of a verified and substantiated

1 decision of abuse, neglect, or financial exploitation of  
2 an eligible adult maintained in the Registry established  
3 under Section 7.5 of the Adult Protective Services Act.

4 (z) Records and information provided to a fatality  
5 review team or the Illinois Fatality Review Team Advisory  
6 Council under Section 15 of the Adult Protective Services  
7 Act.

8 (aa) Information which is exempted from disclosure  
9 under Section 2.37 of the Wildlife Code.

10 (bb) Information which is or was prohibited from  
11 disclosure by the Juvenile Court Act of 1987.

12 (cc) Recordings made under the Law Enforcement  
13 Officer-Worn Body Camera Act, except to the extent  
14 authorized under that Act.

15 (dd) Information that is prohibited from being  
16 disclosed under Section 45 of the Condominium and Common  
17 Interest Community Ombudsperson Act.

18 (ee) Information that is exempted from disclosure  
19 under Section 30.1 of the Pharmacy Practice Act.

20 (ff) Information that is exempted from disclosure  
21 under the Revised Uniform Unclaimed Property Act.

22 (gg) Information that is prohibited from being  
23 disclosed under Section 7-603.5 of the Illinois Vehicle  
24 Code.

25 (hh) Records that are exempt from disclosure under  
26 Section 1A-16.7 of the Election Code.

1           (ii) Information which is exempted from disclosure  
2 under Section 2505-800 of the Department of Revenue Law of  
3 the Civil Administrative Code of Illinois.

4           (jj) Information and reports that are required to be  
5 submitted to the Department of Labor by registering day  
6 and temporary labor service agencies but are exempt from  
7 disclosure under subsection (a-1) of Section 45 of the Day  
8 and Temporary Labor Services Act.

9           (kk) Information prohibited from disclosure under the  
10 Seizure and Forfeiture Reporting Act.

11           (ll) Information the disclosure of which is restricted  
12 and exempted under Section 5-30.8 of the Illinois Public  
13 Aid Code.

14           (mm) Records that are exempt from disclosure under  
15 Section 4.2 of the Crime Victims Compensation Act.

16           (nn) Information that is exempt from disclosure under  
17 Section 70 of the Higher Education Student Assistance Act.

18           (oo) Communications, notes, records, and reports  
19 arising out of a peer support counseling session  
20 prohibited from disclosure under the First Responders  
21 Suicide Prevention Act.

22           (pp) Names and all identifying information relating to  
23 an employee of an emergency services provider or law  
24 enforcement agency under the First Responders Suicide  
25 Prevention Act.

26           (qq) Information and records held by the Department of

1 Public Health and its authorized representatives collected  
2 under the Reproductive Health Act.

3 (rr) Information that is exempt from disclosure under  
4 the Cannabis Regulation and Tax Act.

5 (ss) Data reported by an employer to the Department of  
6 Human Rights pursuant to Section 2-108 of the Illinois  
7 Human Rights Act.

8 (tt) Recordings made under the Children's Advocacy  
9 Center Act, except to the extent authorized under that  
10 Act.

11 (uu) Information that is exempt from disclosure under  
12 Section 50 of the Sexual Assault Evidence Submission Act.

13 (vv) Information that is exempt from disclosure under  
14 subsections (f) and (j) of Section 5-36 of the Illinois  
15 Public Aid Code.

16 (ww) Information that is exempt from disclosure under  
17 Section 16.8 of the State Treasurer Act.

18 (xx) Information that is exempt from disclosure or  
19 information that shall not be made public under the  
20 Illinois Insurance Code.

21 (yy) Information prohibited from being disclosed under  
22 the Illinois Educational Labor Relations Act.

23 (zz) Information prohibited from being disclosed under  
24 the Illinois Public Labor Relations Act.

25 (aaa) Information prohibited from being disclosed  
26 under Section 1-167 of the Illinois Pension Code.



1 (bbb) Information that is prohibited from disclosure  
2 by the Illinois Police Training Act and the Illinois State  
3 Police Act.

4 (ccc) Records exempt from disclosure under Section  
5 2605-304 of the Illinois State Police Law of the Civil  
6 Administrative Code of Illinois.

7 (ddd) Information prohibited from being disclosed  
8 under Section 35 of the Address Confidentiality for  
9 Victims of Domestic Violence, Sexual Assault, Human  
10 Trafficking, or Stalking Act.

11 (eee) Information prohibited from being disclosed  
12 under subsection (b) of Section 75 of the Domestic  
13 Violence Fatality Review Act.

14 (fff) Images from cameras under the Expressway Camera  
15 Act. This subsection (fff) is inoperative on and after  
16 July 1, 2025 ~~2023~~.

17 (ggg) Information prohibited from disclosure under  
18 paragraph (3) of subsection (a) of Section 14 of the Nurse  
19 Agency Licensing Act.

20 (hhh) Information submitted to the Illinois Department  
21 ~~of~~ State Police in an affidavit or application for an  
22 assault weapon endorsement, assault weapon attachment  
23 endorsement, .50 caliber rifle endorsement, or .50 caliber  
24 cartridge endorsement under the Firearm Owners  
25 Identification Card Act.

26 (Source: P.A. 101-13, eff. 6-12-19; 101-27, eff. 6-25-19;

1 101-81, eff. 7-12-19; 101-221, eff. 1-1-20; 101-236, eff.  
2 1-1-20; 101-375, eff. 8-16-19; 101-377, eff. 8-16-19; 101-452,  
3 eff. 1-1-20; 101-466, eff. 1-1-20; 101-600, eff. 12-6-19;  
4 101-620, eff. 12-20-19; 101-649, eff. 7-7-20; 101-652, eff.  
5 1-1-22; 101-656, eff. 3-23-21; 102-36, eff. 6-25-21; 102-237,  
6 eff. 1-1-22; 102-292, eff. 1-1-22; 102-520, eff. 8-20-21;  
7 102-559, eff. 8-20-21; 102-813, eff. 5-13-22; 102-946, eff.  
8 7-1-22; 102-1042, eff. 6-3-22; 102-1116, eff. 1-10-23; revised  
9 2-13-23.)

10 Section 5. The Gun Trafficking Information Act is amended  
11 by changing Section 10-5 as follows:

12 (5 ILCS 830/10-5)

13 Sec. 10-5. Gun trafficking information.

14 (a) The Illinois State Police shall use all reasonable  
15 efforts, as allowed by State law and regulations, federal law  
16 and regulations, and executed Memoranda of Understanding  
17 between Illinois law enforcement agencies and the U.S. Bureau  
18 of Alcohol, Tobacco, Firearms and Explosives, in making  
19 publicly available, on a regular and ongoing basis, key  
20 information related to firearms used in the commission of  
21 crimes in this State, including, but not limited to: reports  
22 on crimes committed with firearms, locations where the crimes  
23 occurred, the number of persons killed or injured in the  
24 commission of the crimes, the state where the firearms used

1 originated, the Federal Firearms Licensee that sold the  
2 firearm, the type of firearms used, if known, annual  
3 statistical information concerning Firearm Owner's  
4 Identification Card and concealed carry license applications,  
5 revocations, and compliance with Section 9.5 of the Firearm  
6 Owners Identification Card Act, the information required in  
7 the report or on the Illinois State Police's website under  
8 Section 85 of the Firearms Restraining Order Act ~~firearm~~  
9 ~~restraining order dispositions~~, and firearm dealer license  
10 certification inspections. The Illinois State Police shall  
11 make the information available on its website, which may be  
12 presented in a dashboard format, in addition to electronically  
13 filing a report with the Governor and the General Assembly.  
14 The report to the General Assembly shall be filed with the  
15 Clerk of the House of Representatives and the Secretary of the  
16 Senate in electronic form only, in the manner that the Clerk  
17 and the Secretary shall direct.

18 (b) The Illinois State Police shall study, on a regular  
19 and ongoing basis, and compile reports on the number of  
20 Firearm Owner's Identification Card checks to determine  
21 firearms trafficking or straw purchase patterns. The Illinois  
22 State Police shall, to the extent not inconsistent with law,  
23 share such reports and underlying data with academic centers,  
24 foundations, and law enforcement agencies studying firearms  
25 trafficking, provided that personally identifying information  
26 is protected. For purposes of this subsection (b), a Firearm

1 Owner's Identification Card number is not personally  
2 identifying information, provided that no other personal  
3 information of the card holder is attached to the record. The  
4 Illinois State Police may create and attach an alternate  
5 unique identifying number to each Firearm Owner's  
6 Identification Card number, instead of releasing the Firearm  
7 Owner's Identification Card number itself.

8 (c) Each department, office, division, and agency of this  
9 State shall, to the extent not inconsistent with law,  
10 cooperate fully with the Illinois State Police and furnish the  
11 Illinois State Police with all relevant information and  
12 assistance on a timely basis as is necessary to accomplish the  
13 purpose of this Act. The Illinois Criminal Justice Information  
14 Authority shall submit the information required in subsection  
15 (a) of this Section to the Illinois State Police, and any other  
16 information as the Illinois State Police may request, to  
17 assist the Illinois State Police in carrying out its duties  
18 under this Act.

19 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;  
20 102-813, eff. 5-13-22.)

21 Section 10. The Illinois State Police Law of the Civil  
22 Administrative Code of Illinois is amended by changing  
23 Sections 2605-10, 2605-25, 2605-30, 2605-35, 2605-40, 2605-45,  
24 2605-51, 2605-52, 2605-200, and 2605-615 as follows:

1 (20 ILCS 2605/2605-10) (was 20 ILCS 2605/55a in part)

2 Sec. 2605-10. Powers and duties, generally.

3 (a) The Illinois State Police shall exercise the rights,  
4 powers, and duties that have been vested in the Illinois State  
5 Police by the following:

6 The Illinois State Police Act.

7 The Illinois State Police Radio Act.

8 The Criminal Identification Act.

9 The Illinois Vehicle Code.

10 The Firearm Owners Identification Card Act.

11 The Firearm Concealed Carry Act.

12 The Firearm Dealer License Certification Act ~~Gun Dealer~~  
13 ~~Licensing Act.~~

14 The Intergovernmental Missing Child Recovery Act of 1984.

15 The Intergovernmental Drug Laws Enforcement Act.

16 The Narcotic Control Division Abolition Act.

17 The Illinois Uniform Conviction Information Act.

18 The Murderer and Violent Offender Against Youth  
19 Registration Act.

20 (b) The Illinois State Police shall have the powers and  
21 duties set forth in the following Sections.

22 (c) The Illinois State Police shall exercise the rights,  
23 powers, and duties vested in the Illinois State Police to  
24 implement the following protective service functions for State  
25 facilities, State officials, and State employees serving in  
26 their official capacity:

1           (1) Utilize subject matter expertise and law  
2 enforcement authority to strengthen the protection of  
3 State government facilities, State employees, State  
4 officials, and State critical infrastructure.

5           (2) Coordinate State, federal, and local law  
6 enforcement activities involving the protection of State  
7 facilities, officials and employees.

8           (3) Conduct investigations of criminal threats to  
9 State facilities, State critical infrastructure, State  
10 officials and State employees.

11           (4) Train State officials and employees in personal  
12 protection, crime prevention, facility occupant emergency  
13 planning, and incident management.

14           (5) Establish standard protocols for prevention and  
15 response to criminal threats to State facilities, State  
16 officials, State employees, State critical infrastructure,  
17 and standard protocols for reporting of suspicious  
18 activities.

19           (6) Establish minimum operational standards,  
20 qualifications, training, and compliance requirements for  
21 State employees and contractors engaged in the protection  
22 of State facilities and employees.

23           (7) At the request of departments or agencies of State  
24 government, conduct security assessments, including, but  
25 not limited to, examination of alarm systems, cameras  
26 systems, access points, personnel readiness, and emergency

1 protocols based on risk and need.

2 (8) Oversee the planning and implementation of  
3 security and law enforcement activities necessary for the  
4 protection of major, multi-jurisdictional events  
5 implicating potential criminal threats to State officials,  
6 State employees, or State-owned, State-leased, or  
7 State-operated critical infrastructure or facilities.

8 (9) Oversee and direct the planning and implementation  
9 of security and law enforcement activities by the  
10 departments and agencies of the State necessary for the  
11 protection of State employees, State officials, and  
12 State-owned, State-leased, or State-operated critical  
13 infrastructure or facilities from criminal activity.

14 (10) Advise the Governor and Homeland Security Advisor  
15 on any matters necessary for the effective protection of  
16 State facilities, critical infrastructure, officials, and  
17 employees from criminal threats.

18 (11) Utilize intergovernmental agreements and  
19 administrative rules as needed for the effective,  
20 efficient implementation of law enforcement and support  
21 activities necessary for the protection of State  
22 facilities, State infrastructure, State officials, and  
23 State employees.

24 (Source: P.A. 102-538, eff. 8-20-21.)

25 (20 ILCS 2605/2605-25) (was 20 ILCS 2605/55a-1)

1           Sec. 2605-25. Illinois State Police divisions.

2           (a) The Illinois State Police is divided into the Division  
3 of Statewide 9-1-1, the Division of Patrol ~~Operations~~, the  
4 Division of Criminal Investigation, the Division of Forensic  
5 Services, the Division of Justice Services, the Division of  
6 the Academy and Training, and the Division of Internal  
7 Investigation.

8           (b) The Office of the Director shall:

9           (1) Exercise the rights, powers, and duties vested in  
10 the Illinois State Police by the Governor's Office of  
11 Management and Budget Act.

12           (2) Exercise the rights, powers, and duties vested in  
13 the Illinois State Police by the Personnel Code.

14           (3) Exercise the rights, powers, and duties vested in  
15 the Illinois State Police by "An Act relating to internal  
16 auditing in State government", approved August 11, 1967  
17 (repealed; now the Fiscal Control and Internal Auditing  
18 Act).

19           (4) Oversee the Executive Protection Unit.

20           (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21.)

21           (20 ILCS 2605/2605-30) (was 20 ILCS 2605/55a-2)

22           Sec. 2605-30. Division of Patrol ~~Operations~~ (formerly  
23 State Troopers). The Division of Patrol ~~Operations~~ shall  
24 exercise the following functions and those in Section 2605-35:

25           (1) Cooperate with federal and State authorities



1            requesting utilization of the Illinois State Police's  
2            radio network system under the Illinois Aeronautics Act.

3            (2) Exercise the rights, powers, and duties of the  
4            Illinois State Police under the Illinois State Police Act.

5            (2.5) Provide uniformed patrol of Illinois highways  
6            and proactively enforce criminal and traffic laws.

7            (3) (Blank).

8            (4) Exercise the rights, powers, and duties of the  
9            Illinois State Police vested by law in the Illinois State  
10           Police by the Illinois Vehicle Code.

11           (5) Exercise other duties that have been or may be  
12           vested by law in the Illinois State Police.

13           (6) Exercise other duties that may be assigned by the  
14           Director in order to fulfill the responsibilities and to  
15           achieve the purposes of the Illinois State Police.

16           (7) Provide comprehensive law enforcement services to  
17           the public and to county, municipal, and federal law  
18           enforcement agencies, at their request.

19           (8) Patrol Illinois highways with the intent to  
20           interdict crime and ensure traffic safety while assisting  
21           citizens during times of need.

22           (Source: P.A. 102-538, eff. 8-20-21.)

23           (20 ILCS 2605/2605-35) (was 20 ILCS 2605/55a-3)

24           Sec. 2605-35. Division of Criminal Investigation.

25           (a) The Division of Criminal Investigation shall exercise

1 the following functions and those in Section 2605-30:

2 (1) Exercise the rights, powers, and duties vested by  
3 law in the Illinois State Police by the Illinois Horse  
4 Racing Act of 1975, including those set forth in Section  
5 2605-215.

6 (2) Investigate the origins, activities, personnel,  
7 and incidents of crime and enforce the criminal laws of  
8 this State related thereto.

9 (3) Enforce all laws regulating the production, sale,  
10 prescribing, manufacturing, administering, transporting,  
11 having in possession, dispensing, delivering,  
12 distributing, or use of controlled substances and  
13 cannabis.

14 (4) Cooperate with the police of cities, villages, and  
15 incorporated towns and with the police officers of any  
16 county in enforcing the laws of the State and in making  
17 arrests and recovering property.

18 (5) Apprehend and deliver up any person charged in  
19 this State or any other state with treason or a felony or  
20 other crime who has fled from justice and is found in this  
21 State.

22 (6) Investigate recipients and providers under the  
23 Illinois Public Aid Code and any personnel involved in the  
24 administration of the Code who are suspected of any  
25 violation of the Code pertaining to fraud in the  
26 administration, receipt, or provision of assistance and

1       pertaining to any violation of criminal law; and exercise  
2       the functions required under Section 2605-220 in the  
3       conduct of those investigations.

4           (7) Conduct other investigations as provided by law,  
5       including, but not limited to, investigations of human  
6       trafficking, illegal drug trafficking, ~~and~~ illegal  
7       firearms trafficking, and cyber crimes that can be  
8       investigated and prosecuted in Illinois.

9           (8) Investigate public corruption.

10          (9) Exercise other duties that may be assigned by the  
11       Director in order to fulfill the responsibilities and  
12       achieve the purposes of the Illinois State Police, which  
13       may include the coordination of gang, terrorist, and  
14       organized crime prevention, control activities, and  
15       assisting local law enforcement in their crime control  
16       activities.

17          (10) Conduct investigations (and cooperate with  
18       federal law enforcement agencies in the investigation) of  
19       any property-related crimes, such as money laundering,  
20       involving individuals or entities listed on the sanctions  
21       list maintained by the U.S. Department of Treasury's  
22       Office of Foreign Asset Control.

23           (11) Oversee Illinois State Police special weapons and  
24       tactics (SWAT) teams, including law enforcement response  
25       to weapons of mass destruction.

26           (12) Oversee Illinois State Police air operations.

1           (13) Investigate criminal domestic terrorism  
2           incidents, and otherwise deter all criminal threats to  
3           Illinois.

4           (a-5) The Division of Criminal Investigation shall gather  
5           information, intelligence, and evidence to facilitate the  
6           identification, apprehension, and prosecution of persons  
7           responsible for committing crime; to provide specialized  
8           intelligence and analysis, investigative, tactical, and  
9           technological services in support of law enforcement  
10           operations throughout the State of Illinois; and to oversee  
11           and operate the statewide criminal intelligence fusion center.

12           (b) (Blank).

13           (c) The Division of Criminal Investigation shall provide  
14           statewide coordination and strategy pertaining to  
15           firearm-related intelligence, firearms trafficking  
16           interdiction, and investigations reaching across all divisions  
17           of the Illinois State Police, including providing crime gun  
18           intelligence support for suspects and firearms involved in  
19           firearms trafficking or the commission of a crime involving  
20           firearms that is investigated by the Illinois State Police and  
21           other federal, State, and local law enforcement agencies, with  
22           the objective of reducing and preventing illegal possession  
23           and use of firearms, firearms trafficking, firearm-related  
24           homicides, and other firearm-related violent crimes in  
25           Illinois.

26           (Source: P.A. 102-538, eff. 8-20-21; 102-813, eff. 5-13-22;

1 102-1108, eff. 12-21-22; 102-1116, eff. 1-10-23.)

2 (20 ILCS 2605/2605-40) (was 20 ILCS 2605/55a-4)

3 Sec. 2605-40. Division of Forensic Services. The Division  
4 of Forensic Services shall exercise the following functions:

5 (1) Provide crime scene services and traffic crash  
6 reconstruction.

7 (2) Exercise the rights, powers, and duties vested by  
8 law in the Illinois State Police by Section 2605-300 of  
9 this Law.

10 (3) Provide assistance to local law enforcement  
11 agencies through training, management, and consultant  
12 services.

13 (4) (Blank).

14 (5) Exercise other duties that may be assigned by the  
15 Director in order to fulfill the responsibilities and  
16 achieve the purposes of the Illinois State Police.

17 (6) Establish and operate a forensic science  
18 laboratory system, including a forensic toxicological  
19 laboratory service, for the purpose of testing specimens  
20 submitted by coroners and other law enforcement officers  
21 in their efforts to determine whether alcohol, drugs, or  
22 poisonous or other toxic substances have been involved in  
23 deaths, accidents, or illness. Forensic ~~toxicological~~  
24 laboratories shall be established in Springfield, Chicago,  
25 and elsewhere in the State as needed.

1           (6.5) Establish administrative rules in order to set  
2           forth standardized requirements for the disclosure of  
3           toxicology results and other relevant documents related to  
4           a toxicological analysis. These administrative rules are  
5           to be adopted to produce uniform and sufficient  
6           information to allow a proper, well-informed determination  
7           of the admissibility of toxicology evidence and to ensure  
8           that this evidence is presented competently. These  
9           administrative rules are designed to provide a minimum  
10          standard for compliance of toxicology evidence and are not  
11          intended to limit the production and discovery of material  
12          information.

13          (7) Subject to specific appropriations made for these  
14          purposes, establish and coordinate a system for providing  
15          accurate and expedited forensic science and other  
16          investigative and laboratory services to local law  
17          enforcement agencies and local State's Attorneys in aid of  
18          the investigation and trial of capital cases.

19          (8) Exercise the rights, powers, and duties vested by  
20          law in the Illinois State Police under the Sexual Assault  
21          Evidence Submission Act.

22          (9) Serve as the State central repository for all  
23          genetic marker grouping analysis information and exercise  
24          the rights, powers, and duties vested by law in the  
25          Illinois State Police under Section 5-4-3 of the Unified  
26          Code of Corrections.

1           (10) Issue reports required under Section 5-4-3a of  
2           the Unified Code of Corrections.

3           (11) Oversee the Electronic Laboratory Information  
4           Management System under Section 5-4-3b of the Unified Code  
5           of Corrections.

6           (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21;  
7           102-813, eff. 5-13-22.)

8           (20 ILCS 2605/2605-45) (was 20 ILCS 2605/55a-5)  
9           Sec. 2605-45. Division of Justice Services. The Division  
10          of Justice Services shall provide administrative and technical  
11          services and support to the Illinois State Police, criminal  
12          justice agencies, and the public and shall exercise the  
13          following functions:

14                 (1) Operate and maintain the Law Enforcement Agencies  
15                 Data System (LEADS), a statewide, computerized  
16                 telecommunications system designed to provide services,  
17                 information, and capabilities to the law enforcement and  
18                 criminal justice community in the State of Illinois. The  
19                 Director is responsible for establishing policy,  
20                 procedures, and regulations consistent with State and  
21                 federal rules, policies, and law by which LEADS operates.  
22                 The Director shall designate a statewide LEADS  
23                 Administrator for management of the system. The Director  
24                 may appoint a LEADS Advisory Policy Board to reflect the  
25                 needs and desires of the law enforcement and criminal

1 justice community and to make recommendations concerning  
2 policies and procedures.

3 (2) Pursue research and the publication of studies  
4 pertaining to local law enforcement activities.

5 (3) Serve as the State's point of contact for the  
6 Federal Bureau of Investigation's Uniform Crime Reporting  
7 Program and National Incident-Based Reporting System.

8 (4) Operate an electronic data processing and computer  
9 center for the storage and retrieval of data pertaining to  
10 criminal activity.

11 (5) Exercise the rights, powers, and duties vested in  
12 the Illinois State Police by the Cannabis Regulation and  
13 Tax Act and the Compassionate Use of Medical Cannabis  
14 Program Act.

15 (6) (Blank).

16 (6.5) Exercise the rights, powers, and duties vested  
17 in the Illinois State Police by the Firearm Owners  
18 Identification Card Act, the Firearm Concealed Carry Act,  
19 the Firearm Transfer Inquiry Program, the prohibited  
20 persons portal under Section 2605-304, and the Firearm  
21 Dealer License Certification Act.

22 (7) Exercise other duties that may be assigned by the  
23 Director to fulfill the responsibilities and achieve the  
24 purposes of the Illinois State Police.

25 (8) Exercise the rights, powers, and duties vested by  
26 law in the Illinois State Police by the Criminal



1 Identification Act and the Illinois Uniform Conviction  
2 Information Act.

3 (9) Exercise the powers and perform the duties that  
4 have been vested in the Illinois State Police by the  
5 Murderer and Violent Offender Against Youth Registration  
6 Act, the Sex Offender Registration Act, and the Sex  
7 Offender Community Notification Law and adopt reasonable  
8 rules necessitated thereby.

9 (10) Serve as the State central repository for  
10 criminal history record information.

11 (11) Share all necessary information with the  
12 Concealed Carry Licensing Review Board and the Firearms  
13 Owner's Identification Card Review Board necessary for the  
14 execution of their duties.

15 (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21.)

16 (20 ILCS 2605/2605-51)

17 Sec. 2605-51. Division of the Academy and Training.

18 (a) The Division of the Academy and Training shall  
19 exercise, but not be limited to, the following functions:

20 (1) Oversee and operate the Illinois State Police  
21 Training Academy.

22 (2) Train and prepare new officers for a career in law  
23 enforcement, with innovative, quality training and  
24 educational practices.

25 (3) Offer continuing training and educational programs

1 for Illinois State Police employees.

2 (4) Oversee the Illinois State Police's recruitment  
3 initiatives.

4 (5) Oversee and operate the Illinois State Police's  
5 quartermaster.

6 (6) Duties assigned to the Illinois State Police in  
7 Article 5, Chapter 11 of the Illinois Vehicle Code  
8 concerning testing and training officers on the detection  
9 of impaired driving.

10 (7) Duties assigned to the Illinois State Police in  
11 Article 108B of the Code of Criminal Procedure.

12 (a-5) Successful completion of the Illinois State Police  
13 Academy satisfies the minimum standards pursuant to  
14 subsections (a), (b), and (d) of Section 7 of the Illinois  
15 Police Training Act and exempts State police officers from the  
16 Illinois Law Enforcement Training Standards Board's State  
17 Comprehensive Examination and Equivalency Examination.  
18 Satisfactory completion shall be evidenced by a commission or  
19 certificate issued to the officer.

20 (b) The Division of the Academy and Training shall  
21 exercise the rights, powers, and duties vested in the former  
22 Division of State Troopers by Section 17 of the Illinois State  
23 Police Act.

24 (c) Specialized training.

25 (1) Training; cultural diversity. The Division of the  
26 Academy and Training shall provide training and continuing

1 education to State police officers concerning cultural  
2 diversity, including sensitivity toward racial and ethnic  
3 differences. This training and continuing education shall  
4 include, but not be limited to, an emphasis on the fact  
5 that the primary purpose of enforcement of the Illinois  
6 Vehicle Code is safety and equal and uniform enforcement  
7 under the law.

8 (2) Training; death and homicide investigations. The  
9 Division of the Academy and Training shall provide  
10 training in death and homicide investigation for State  
11 police officers. Only State police officers who  
12 successfully complete the training may be assigned as lead  
13 investigators in death and homicide investigations.  
14 Satisfactory completion of the training shall be evidenced  
15 by a certificate issued to the officer by the Division of  
16 the Academy and Training. The Director shall develop a  
17 process for waiver applications for officers whose prior  
18 training and experience as homicide investigators may  
19 qualify them for a waiver. The Director may issue a  
20 waiver, at his or her discretion, based solely on the  
21 prior training and experience of an officer as a homicide  
22 investigator.

23 (A) The Division shall require all homicide  
24 investigator training to include instruction on  
25 victim-centered, trauma-informed investigation. This  
26 training must be implemented by July 1, 2023.

1           (B) The Division shall cooperate with the Division  
2           of Criminal Investigation to develop a model  
3           curriculum on victim-centered, trauma-informed  
4           investigation. This curriculum must be implemented by  
5           July 1, 2023.

6           (3) Training; police dog training standards. All  
7           police dogs used by the Illinois State Police for drug  
8           enforcement purposes pursuant to the Cannabis Control Act,  
9           the Illinois Controlled Substances Act, and the  
10          Methamphetamine Control and Community Protection Act shall  
11          be trained by programs that meet the certification  
12          requirements set by the Director or the Director's  
13          designee. Satisfactory completion of the training shall be  
14          evidenced by a certificate issued by the Division of the  
15          Academy and Training.

16          (4) Training; post-traumatic stress disorder. The  
17          Division of the Academy and Training shall conduct or  
18          approve a training program in post-traumatic stress  
19          disorder for State police officers. The purpose of that  
20          training shall be to equip State police officers to  
21          identify the symptoms of post-traumatic stress disorder  
22          and to respond appropriately to individuals exhibiting  
23          those symptoms.

24          (5) Training; opioid antagonists. The Division of the  
25          Academy and Training shall conduct or approve a training  
26          program for State police officers in the administration of

1           opioid antagonists as defined in paragraph (1) of  
2           subsection (e) of Section 5-23 of the Substance Use  
3           Disorder Act that is in accordance with that Section. As  
4           used in this Section, "State police officers" includes  
5           full-time or part-time State police officers,  
6           investigators, and any other employee of the Illinois  
7           State Police exercising the powers of a peace officer.

8           (6) Training; sexual assault and sexual abuse.

9           (A) Every 3 years, the Division of the Academy and  
10          Training shall present in-service training on sexual  
11          assault and sexual abuse response and report writing  
12          training requirements, including, but not limited to,  
13          the following:

14                   (i) recognizing the symptoms of trauma;

15                   (ii) understanding the role trauma has played  
16                   in a victim's life;

17                   (iii) responding to the needs and concerns of  
18                   a victim;

19                   (iv) delivering services in a compassionate,  
20                   sensitive, and nonjudgmental manner;

21                   (v) interviewing techniques in accordance with  
22                   the curriculum standards in this paragraph (6);

23                   (vi) understanding cultural perceptions and  
24                   common myths of sexual assault and sexual abuse;  
25                   and

26                   (vii) report writing techniques in accordance

1 with the curriculum standards in this paragraph  
2 (6).

3 (B) This training must also be presented in all  
4 full and part-time basic law enforcement academies.

5 (C) Instructors providing this training shall have  
6 successfully completed training on evidence-based,  
7 trauma-informed, victim-centered responses to cases of  
8 sexual assault and sexual abuse and have experience  
9 responding to sexual assault and sexual abuse cases.

10 (D) The Illinois State Police shall adopt rules,  
11 in consultation with the Office of the Attorney  
12 General and the Illinois Law Enforcement Training  
13 Standards Board, to determine the specific training  
14 requirements for these courses, including, but not  
15 limited to, the following:

16 (i) evidence-based curriculum standards for  
17 report writing and immediate response to sexual  
18 assault and sexual abuse, including  
19 trauma-informed, victim-centered interview  
20 techniques, which have been demonstrated to  
21 minimize retraumatization, for all State police  
22 officers; and

23 (ii) evidence-based curriculum standards for  
24 trauma-informed, victim-centered investigation  
25 and interviewing techniques, which have been  
26 demonstrated to minimize retraumatization, for

1 cases of sexual assault and sexual abuse for all  
2 State police officers who conduct sexual assault  
3 and sexual abuse investigations.

4 (7) Training; human trafficking. The Division of the  
5 Academy and Training shall conduct or approve a training  
6 program in the detection and investigation of all forms of  
7 human trafficking, including, but not limited to,  
8 involuntary servitude under subsection (b) of Section 10-9  
9 of the Criminal Code of 2012, involuntary sexual servitude  
10 of a minor under subsection (c) of Section 10-9 of the  
11 Criminal Code of 2012, and trafficking in persons under  
12 subsection (d) of Section 10-9 of the Criminal Code of  
13 2012. This program shall be made available to all cadets  
14 and State police officers.

15 (8) Training; hate crimes. The Division of the Academy  
16 and Training shall provide training for State police  
17 officers in identifying, responding to, and reporting all  
18 hate crimes.

19 (d) The Division of the Academy and Training shall  
20 administer and conduct a program consistent with 18 U.S.C.  
21 926B and 926C for qualified active and retired Illinois State  
22 Police officers.

23 (Source: P.A. 102-538, eff. 8-20-21; 102-756, eff. 5-10-22;  
24 102-813, eff. 5-13-22.)

25 (20 ILCS 2605/2605-52)

1           Sec. 2605-52. Division of Statewide 9-1-1.

2           (a) There shall be established an Office of the Statewide  
3           9-1-1 Administrator within the Division of Statewide 9-1-1.  
4           Beginning January 1, 2016, the Office of the Statewide 9-1-1  
5           Administrator shall be responsible for developing,  
6           implementing, and overseeing a uniform statewide 9-1-1 system  
7           for all areas of the State outside of municipalities having a  
8           population over 500,000.

9           (b) The Governor shall appoint, with the advice and  
10          consent of the Senate, a Statewide 9-1-1 Administrator. The  
11          Administrator shall serve for a term of 2 years, and until a  
12          successor is appointed and qualified; except that the term of  
13          the first 9-1-1 Administrator appointed under this Act shall  
14          expire on the third Monday in January, 2017. The Administrator  
15          shall not hold any other remunerative public office. The  
16          Administrator shall receive an annual salary as set by the  
17          Governor.

18          (c) The Illinois State Police, from appropriations made to  
19          it for that purpose, shall make grants to 9-1-1 Authorities  
20          for the purpose of defraying costs associated with 9-1-1  
21          system consolidations awarded by the Administrator under  
22          Section 15.4b of the Emergency Telephone System Act.

23          (d) The Division of Statewide 9-1-1 shall exercise the  
24          rights, powers, and duties vested by law in the Illinois State  
25          Police by the State Police Radio Act and shall oversee the  
26          Illinois State Police radio network, including the Illinois



1 State Police Emergency Radio Network and Illinois State  
2 Police's STARCOM21.

3 (e) The Division of Statewide 9-1-1 shall also conduct the  
4 following communication activities:

5 (1) Acquire and operate one or more radio broadcasting  
6 stations in the State to be used for police purposes.

7 (2) Operate a statewide communications network to  
8 gather and disseminate information for law enforcement  
9 agencies.

10 (3) Undertake other communication activities that may  
11 be required by law.

12 (4) Oversee Illinois State Police telecommunications.

13 (f) The Division of Statewide 9-1-1 shall oversee the  
14 Illinois State Police fleet operations.

15 (Source: P.A. 102-538, eff. 8-20-21.)

16 (20 ILCS 2605/2605-200) (was 20 ILCS 2605/55a in part)  
17 Sec. 2605-200. Investigations of crime; enforcement of  
18 laws; records; crime laboratories; personnel.

19 (a) To do the following:

20 (1) Investigate the origins, activities, personnel,  
21 and incidents of crime and the ways and means to redress  
22 the victims of crimes; study the impact, if any, of  
23 legislation relative to the effusion of crime and growing  
24 crime rates; and enforce the criminal laws of this State  
25 related thereto.

1           (2) Enforce all laws regulating the production, sale,  
2           prescribing, manufacturing, administering, transporting,  
3           having in possession, dispensing, delivering,  
4           distributing, or use of controlled substances and  
5           cannabis.

6           (3) Employ skilled experts, scientists, technicians,  
7           investigators, or otherwise specially qualified persons to  
8           aid in preventing or detecting crime, apprehending  
9           criminals, or preparing and presenting evidence of  
10          violations of the criminal laws of the State.

11          (4) Cooperate with the police of cities, villages, and  
12          incorporated towns and with the police officers of any  
13          county in enforcing the laws of the State and in making  
14          arrests and recovering property.

15          (5) Apprehend and deliver up any person charged in  
16          this State or any other state of the United States with  
17          treason or a felony or other crime who has fled from  
18          justice and is found in this State.

19          (6) Conduct other investigations as provided by law.

20          (7) Be a central repository and custodian of criminal  
21          statistics for the State.

22          (8) Be a central repository for criminal history  
23          record information.

24          (9) Procure and file for record information that is  
25          necessary and helpful to plan programs of crime  
26          prevention, law enforcement, and criminal justice.

1           (10) Procure and file for record copies of  
2 fingerprints that may be required by law.

3           (11) Establish general and field crime laboratories.

4           (12) Register and file for record information that may  
5 be required by law for the issuance of firearm owner's  
6 identification cards under the Firearm Owners  
7 Identification Card Act and concealed carry licenses under  
8 the Firearm Concealed Carry Act.

9           (13) Employ laboratory technicians and other specially  
10 qualified persons to aid in the identification of criminal  
11 activity and the identification, collection, and recovery  
12 of cyber forensics, including, but not limited to, digital  
13 evidence, and may employ polygraph operators and forensic  
14 anthropologists.

15           (14) Undertake other identification, information,  
16 laboratory, statistical, or registration activities that  
17 may be required by law.

18           (b) Persons exercising the powers set forth in subsection  
19 (a) within the Illinois State Police are conservators of the  
20 peace and as such have all the powers possessed by policemen in  
21 cities and sheriffs, except that they may exercise those  
22 powers anywhere in the State in cooperation with and after  
23 contact with the local law enforcement officials. Those  
24 persons may use false or fictitious names in the performance  
25 of their duties under this Section, upon approval of the  
26 Director, and shall not be subject to prosecution under the

1 criminal laws for that use.

2 (Source: P.A. 102-538, eff. 8-20-21.)

3 (20 ILCS 2605/2605-615)

4 Sec. 2605-615. Illinois Forensic Science Commission.

5 (a) Creation. There is created within the Illinois State  
6 Police the Illinois Forensic Science Commission.

7 (b) Duties and purpose. The Commission shall:

8 (1) Provide guidance to ensure the efficient delivery  
9 of forensic services and the sound practice of forensic  
10 science.

11 (2) Provide a forum for discussions between forensic  
12 science stakeholders to improve communication and  
13 coordination and to monitor the important issues impacting  
14 all stakeholders.

15 (3) Take a systems-based approach in reviewing all  
16 aspects of the delivery of forensic services and the sound  
17 practice of forensic science with the goal of reducing or  
18 eliminating the factors and inefficiencies that contribute  
19 to backlogs and errors, with a focus on education and  
20 training, funding, hiring, procurement, and other aspects  
21 identified by the Commission.

22 (4) Review significant non-conformities with the sound  
23 practice of forensic science documented by each publicly  
24 funded forensic laboratory and offer recommendations for  
25 the correction thereof.

1           (5) Subject to appropriation, provide educational,  
2           research, and professional training opportunities for  
3           practicing forensic scientists, police officers, judges,  
4           State's Attorneys and Assistant State's Attorneys, Public  
5           Defenders, and defense attorneys comporting with the sound  
6           practice of forensic science.

7           (6) Collect and analyze information related to the  
8           impact of current laws, rules, policies, and practices on  
9           forensic crime laboratories and the practice of forensic  
10          science; evaluate the impact of those laws, rules,  
11          policies, and practices on forensic crime laboratories and  
12          the practice of forensic science; identify new policies  
13          and approaches, together with changes in science, and  
14          technology; and make recommendations for changes to those  
15          laws, rules, policies, and practices that will yield  
16          better results in the criminal justice system consistent  
17          with the sound practice of forensic science.

18          (7) Perform such other studies or tasks pertaining to  
19          forensic crime laboratories as may be requested by the  
20          General Assembly by resolution or the Governor, and  
21          perform such other functions as may be required by law or  
22          as are necessary to carry out the purposes and goals of the  
23          Commission prescribed in this Section.

24          (8) Ensure that adequate resources and facilities are  
25          available for carrying out the changes proposed in  
26          legislation, rules, or policies and that rational

1 priorities are established for the use of those resources.  
2 To do so, the Commission may prepare statements to the  
3 Governor and General Assembly identifying the fiscal and  
4 practical effects of proposed legislation, rules, or  
5 policy changes. Such statements may include, but are not  
6 limited to: the impact on present levels of staffing and  
7 resources; a professional opinion on the practical value  
8 of the change or changes; the increase or decrease the  
9 number of crime laboratories; the increase or decrease the  
10 cost of operating crime laboratories; the impact on  
11 efficiencies and caseloads; other information, including  
12 but not limited to, facts, data, research, and science  
13 relevant to the legislation, rule, or policy; the direct  
14 or indirect alteration in any process involving or used by  
15 crime laboratories of such proposed legislation, rules, or  
16 policy changes; an analysis of the impact, either directly  
17 or indirectly, on the technology, improvements, or  
18 practices of forensic analyses for use in criminal  
19 proceedings; together with the direct or indirect impact  
20 on headcount, space, equipment, instruments,  
21 accreditation, the volume of cases for analysis,  
22 scientific controls, and quality assurance.

23 (c) Members. The Commission shall be composed of the  
24 Director of the Illinois State Police, or his or her designee,  
25 together with the following members appointed for a term of 4  
26 years by the Governor with the advice and consent of the

1 Senate:

2 (1) One crime laboratory director or administrator  
3 from each publicly funded forensic laboratory system.

4 (2) One member with experience in the admission of  
5 forensic evidence in trials from a statewide association  
6 representing prosecutors.

7 (3) One member with experience in the admission of  
8 forensic evidence in trials from a statewide association  
9 representing criminal defense attorneys.

10 (4) Three forensic scientists with bench work  
11 background from various forensic disciplines (e.g., DNA,  
12 chemistry, pattern evidence, etc.).

13 (5) One retired circuit court judge or associate  
14 circuit court judge with criminal trial experience,  
15 including experience in the admission of forensic evidence  
16 in trials.

17 (6) One academic specializing in the field of forensic  
18 sciences.

19 (7) One or more community representatives (e.g.,  
20 victim advocates, innocence project organizations, sexual  
21 assault examiners, etc.).

22 (8) One member who is a medical examiner or coroner.

23 The Governor shall designate one of the members of the  
24 Commission to serve as the chair of the Commission. The  
25 members of the Commission shall elect from their number such  
26 other officers as they may determine. Members of the

1 Commission shall serve without compensation, but may be  
2 reimbursed for reasonable expenses incurred in the performance  
3 of their duties from funds appropriated for that purpose.

4 (d) Subcommittees. The Commission may form subcommittees  
5 to study specific issues identified under paragraph (3) of  
6 subsection (b), including, but not limited to, subcommittees  
7 on education and training, procurement, funding and hiring. Ad  
8 hoc subcommittees may also be convened to address other  
9 issues. Such subcommittees shall meet as needed to complete  
10 their work, and shall report their findings back to the  
11 Commission. Subcommittees shall include members of the  
12 Commission, and may also include non-members such as forensic  
13 science stakeholders and subject matter experts.

14 (e) Meetings. The Commission shall meet quarterly, at the  
15 call of the chairperson. Facilities for meeting, whether  
16 remotely or in person, shall be provided for the Commission by  
17 the Illinois State Police.

18 (f) Reporting by publicly funded forensic laboratories.  
19 All State and local publicly funded forensic laboratory  
20 systems, including, but not limited to, the DuPage County  
21 Forensic Science Center, the Northeastern Illinois Regional  
22 Crime Laboratory, and the Illinois State Police, shall  
23 annually provide to the Commission a report summarizing its  
24 significant non-conformities with the efficient delivery of  
25 forensic services and the sound practice of forensic science.  
26 The report will identify: each significant non-conformity or



1 deficient method; how the non-conformity or deficient method  
2 was detected; the nature and extent of the non-conformity or  
3 deficient method; all corrective actions implemented to  
4 address the non-conformity or deficient method; and an  
5 analysis of the effectiveness of the corrective actions taken.

6 (g) Definition. As used in this Section, "Commission"  
7 means the Illinois Forensic Science Commission.

8 (Source: P.A. 102-523, eff. 8-20-21.)

9 Section 15. The Illinois State Police Act is amended by  
10 changing Sections 16 and 20 as follows:

11 (20 ILCS 2610/16) (from Ch. 121, par. 307.16)

12 Sec. 16. State policemen shall enforce the provisions of  
13 The Illinois Vehicle Code, approved September 29, 1969, as  
14 amended, and Article 9 of the "Illinois Highway Code" as  
15 amended; and shall patrol the public highways and rural  
16 districts to make arrests for violations of the provisions of  
17 such Acts. They are conservators of the peace and as such have  
18 all powers possessed by policemen in cities, and sheriffs,  
19 except that they may exercise such powers anywhere in this  
20 State. The State policemen shall cooperate with the police of  
21 cities, villages and incorporated towns, and with the police  
22 officers of any county, in enforcing the laws of the State and  
23 in making arrests and recovering property. They may be  
24 equipped with standardized and tested devices for weighing

1 motor vehicles and may stop and weigh, acting reasonably, or  
2 cause to be weighed, any motor vehicle which appears to weigh  
3 in excess of the weight permitted by law. It shall also be the  
4 duty of the Illinois State Police to determine, whenever  
5 possible, the person or persons or the causes responsible for  
6 the breaking or destruction of any improved hard-surfaced  
7 roadway; to arrest all persons criminally responsible for such  
8 breaking or destruction and bring them before the proper  
9 officer for trial. The Illinois State Police shall divide the  
10 State into zones, troops, or regions ~~Districts~~ and assign each  
11 zone, troop, or region ~~district~~ to one or more policemen. No  
12 person employed under this Act, however, shall serve or  
13 execute civil process, except for process issued under the  
14 authority of the General Assembly, or a committee or  
15 commission thereof vested with subpoena powers when the county  
16 sheriff refuses or fails to serve such process, and except for  
17 process allowed by statute or issued under the authority of  
18 the Illinois Department of Revenue.

19 (Source: P.A. 102-538, eff. 8-20-21.)

20 (20 ILCS 2610/20) (from Ch. 121, par. 307.18a)

21 Sec. 20. The Illinois State Police from time to time may  
22 enter into contracts with The Illinois State Toll Highway  
23 Authority, hereinafter called the Authority, with respect to  
24 the policing of toll highways by the Illinois State Police.  
25 Such contracts shall provide among other matters for the

1 compensation or reimbursement of the Illinois State Police by  
2 the Authority for the costs incurred by this State with  
3 respect to such policing service, including, but not limited  
4 to, the costs of: (1) compensation and training of the State  
5 policemen and the clerical employees assigned to such policing  
6 service; and (2) uniforms, equipment, and supplies, which  
7 shall be Illinois State Police property, and housing used by  
8 such personnel; and (3) reimbursement of such sums as the  
9 State expends in connection with payments of claims for  
10 injuries or illnesses suffered by such personnel in the line  
11 of duty. Each such contract may provide for the methods of  
12 ascertaining such costs, and shall be of such duration and may  
13 contain such other appropriate terms as the Illinois State  
14 Police and the Authority may agree upon. The Illinois State  
15 Police is not obliged to furnish policing service on any  
16 highway under the jurisdiction of the Authority except as  
17 required by contract.

18 (Source: P.A. 102-538, eff. 8-20-21.)

19 Section 20. The Illinois State Police Radio Act is amended  
20 by changing Section 10 as follows:

21 (20 ILCS 2615/10)

22 Sec. 10. Public safety radio interoperability. Upon their  
23 establishment and thereafter, the Director of the Illinois  
24 State Police, or his or her designee, shall serve as the

1 chairman of the Illinois Statewide Interoperability Executive  
2 Committee (SIEC) and as the chairman of the STARCOM21  
3 Oversight Committee. The Director or his or her designee, as  
4 chairman, may increase the size and makeup of the voting  
5 membership of each committee when deemed necessary for  
6 improved public safety radio interoperability, but the voting  
7 membership of each committee must represent public safety  
8 users (police, fire, or EMS) and must, at a minimum, include  
9 the representatives specified in this Section.

10 The STARCOM21 Oversight Committee must comprise public  
11 safety users accessing the system and shall include the  
12 Statewide Interoperability Coordinator. The members of the  
13 STARCOM21 Oversight Committee shall serve without compensation  
14 and may, at the call of the Chair, meet in person or remotely.  
15 The Illinois State Police shall provide administrative and  
16 other support to the STARCOM21 Oversight Committee. The  
17 STARCOM21 Oversight Committee shall:

18 (1) review existing statutory law and make  
19 recommendations for legislative changes to ensure  
20 efficient, effective, reliable, and sustainable radio  
21 interoperability statewide;

22 (2) make recommendations concerning better integration  
23 of the Integrated Public Alert and Warning System  
24 statewide; and

25 (3) develop a plan to sustainably fund radio  
26 infrastructure, radio equipment, and interoperability

1           statewide.

2           The SIEC shall have at a minimum one representative from  
3 each of the following: the Illinois Fire Chiefs Association,  
4 the Rural Fire Protection Association, the Office of the State  
5 Fire Marshal, the Illinois Association of Chiefs of Police,  
6 the Illinois Sheriffs' Association, the Illinois State Police,  
7 the Illinois Emergency Management Agency, the Department of  
8 Public Health, and the Secretary of State Police (which  
9 representative shall be the Director of the Secretary of State  
10 Police or his or her designee).

11           (Source: P.A. 102-538, eff. 8-20-21.)

12           Section 25. The State Finance Act is amended by changing  
13 Sections 6z-82, 6z-127, and 8.3 as follows:

14           (30 ILCS 105/6z-82)

15           Sec. 6z-82. State Police Operations Assistance Fund.

16           (a) There is created in the State treasury a special fund  
17 known as the State Police Operations Assistance Fund. The Fund  
18 shall receive revenue under the Criminal and Traffic  
19 Assessment Act. The Fund may also receive revenue from grants,  
20 donations, appropriations, and any other legal source.

21           (a-5) Notwithstanding any other provision of law to the  
22 contrary, and in addition to any other transfers that may be  
23 provided by law, on August 20, 2021 (the effective date of  
24 Public Act 102-505), or as soon thereafter as practical, the

1 State Comptroller shall direct and the State Treasurer shall  
2 transfer the remaining balance from the Over Dimensional Load  
3 Police Escort Fund into the State Police Operations Assistance  
4 Fund. Upon completion of the transfer, the Over Dimensional  
5 Load Police Escort Fund is dissolved, and any future deposits  
6 due to that Fund and any outstanding obligations or  
7 liabilities of that Fund shall pass to the State Police  
8 Operations Assistance Fund.

9 This Fund may charge, collect, and receive fees or moneys  
10 as described in Section 15-312 of the Illinois Vehicle Code,  
11 and receive all fees received by the Illinois State Police  
12 under that Section. The moneys shall be used by the Illinois  
13 State Police for its expenses in providing police escorts and  
14 commercial vehicle enforcement activities.

15 (b) The Illinois State Police may use moneys in the Fund to  
16 finance any of its lawful purposes or functions.

17 (c) Expenditures may be made from the Fund only as  
18 appropriated by the General Assembly by law.

19 (d) Investment income that is attributable to the  
20 investment of moneys in the Fund shall be retained in the Fund  
21 for the uses specified in this Section.

22 (e) The State Police Operations Assistance Fund shall not  
23 be subject to administrative chargebacks.

24 (f) (Blank).

25 (g) Notwithstanding any other provision of State law to  
26 the contrary, on or after July 1, 2021, in addition to any

1 other transfers that may be provided for by law, at the  
2 direction of and upon notification from the Director of the  
3 Illinois State Police, the State Comptroller shall direct and  
4 the State Treasurer shall transfer amounts not exceeding  
5 \$7,000,000 into the State Police Operations Assistance Fund  
6 from the State Police Services Fund.

7 (h) Notwithstanding any other provision of law, in  
8 addition to any other transfers that may be provided by law, on  
9 the effective date of this amendatory Act of the 103rd General  
10 Assembly, or as soon thereafter as practical, the State  
11 Comptroller shall direct and the State Treasurer shall  
12 transfer the remaining balance from the State Police  
13 Streetgang-Related Crime Fund to the State Police Operations  
14 Assistance Fund. Upon completion of the transfers, the State  
15 Police Streetgang-Related Crime Fund is dissolved, and any  
16 future deposits into the State Police Streetgang-Related Crime  
17 Fund and any outstanding obligations or liabilities of the  
18 State Police Streetgang-Related Crime Fund pass to the State  
19 Police Operations Assistance Fund.

20 (Source: P.A. 102-16, eff. 6-17-21; 102-505, eff. 8-20-21;  
21 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

22 (30 ILCS 105/6z-127)

23 Sec. 6z-127. State Police Revocation Enforcement Fund.

24 (a) The State Police Revocation Enforcement Fund is  
25 established as a special fund in the State treasury. This Fund

1 is established to receive moneys from the Firearm Owners  
2 Identification Card Act to enforce that Act, the Firearm  
3 Concealed Carry Act, Article 24 of the Criminal Code of 2012,  
4 and other firearm offenses. The Fund may also receive revenue  
5 from grants, donations, appropriations, and any other legal  
6 source.

7 (b) The Illinois State Police may use moneys from the Fund  
8 to establish task forces and, if necessary, include other law  
9 enforcement agencies, under intergovernmental contracts  
10 written and executed in conformity with the Intergovernmental  
11 Cooperation Act.

12 (c) The Illinois State Police may use moneys in the Fund to  
13 hire and train State Police officers and for the prevention of  
14 violent crime.

15 (d) The State Police Revocation Enforcement Fund is not  
16 subject to administrative chargebacks.

17 (e) Law enforcement agencies that participate in Firearm  
18 Owner's Identification Card revocation enforcement in the  
19 Violent Crime Intelligence Task Force may apply for grants  
20 from the Illinois State Police.

21 (f) Any surplus in the Fund beyond what is necessary to  
22 ensure compliance with subsections (a) through (e) or moneys  
23 that are specifically appropriated for those purposes shall be  
24 used by the Illinois State Police to award grants to assist  
25 with the data reporting requirements of the Gun Trafficking  
26 Information Act.



1 (Source: P.A. 102-237, eff. 1-1-22; 102-813, eff. 5-13-22.)

2 (30 ILCS 105/8.3) (from Ch. 127, par. 144.3)

3 Sec. 8.3. Money in the Road Fund shall, if and when the  
4 State of Illinois incurs any bonded indebtedness for the  
5 construction of permanent highways, be set aside and used for  
6 the purpose of paying and discharging annually the principal  
7 and interest on that bonded indebtedness then due and payable,  
8 and for no other purpose. The surplus, if any, in the Road Fund  
9 after the payment of principal and interest on that bonded  
10 indebtedness then annually due shall be used as follows:

11 first -- to pay the cost of administration of Chapters  
12 2 through 10 of the Illinois Vehicle Code, except the cost  
13 of administration of Articles I and II of Chapter 3 of that  
14 Code, and to pay the costs of the Executive Ethics  
15 Commission for oversight and administration of the Chief  
16 Procurement Officer appointed under paragraph (2) of  
17 subsection (a) of Section 10-20 of the Illinois  
18 Procurement Code for transportation; and

19 secondly -- for expenses of the Department of  
20 Transportation for construction, reconstruction,  
21 improvement, repair, maintenance, operation, and  
22 administration of highways in accordance with the  
23 provisions of laws relating thereto, or for any purpose  
24 related or incident to and connected therewith, including  
25 the separation of grades of those highways with railroads

1 and with highways and including the payment of awards made  
2 by the Illinois Workers' Compensation Commission under the  
3 terms of the Workers' Compensation Act or Workers'  
4 Occupational Diseases Act for injury or death of an  
5 employee of the Division of Highways in the Department of  
6 Transportation; or for the acquisition of land and the  
7 erection of buildings for highway purposes, including the  
8 acquisition of highway right-of-way or for investigations  
9 to determine the reasonably anticipated future highway  
10 needs; or for making of surveys, plans, specifications and  
11 estimates for and in the construction and maintenance of  
12 flight strips and of highways necessary to provide access  
13 to military and naval reservations, to defense industries  
14 and defense-industry sites, and to the sources of raw  
15 materials and for replacing existing highways and highway  
16 connections shut off from general public use at military  
17 and naval reservations and defense-industry sites, or for  
18 the purchase of right-of-way, except that the State shall  
19 be reimbursed in full for any expense incurred in building  
20 the flight strips; or for the operating and maintaining of  
21 highway garages; or for patrolling and policing the public  
22 highways and conserving the peace; or for the operating  
23 expenses of the Department relating to the administration  
24 of public transportation programs; or, during fiscal year  
25 2022, for the purposes of a grant not to exceed \$8,394,800  
26 to the Regional Transportation Authority on behalf of PACE

1 for the purpose of ADA/Para-transit expenses; or, during  
2 fiscal year 2023, for the purposes of a grant not to exceed  
3 \$8,394,800 to the Regional Transportation Authority on  
4 behalf of PACE for the purpose of ADA/Para-transit  
5 expenses; or for any of those purposes or any other  
6 purpose that may be provided by law.

7 Appropriations for any of those purposes are payable from  
8 the Road Fund. Appropriations may also be made from the Road  
9 Fund for the administrative expenses of any State agency that  
10 are related to motor vehicles or arise from the use of motor  
11 vehicles.

12 Beginning with fiscal year 1980 and thereafter, no Road  
13 Fund monies shall be appropriated to the following Departments  
14 or agencies of State government for administration, grants, or  
15 operations; but this limitation is not a restriction upon  
16 appropriating for those purposes any Road Fund monies that are  
17 eligible for federal reimbursement:

18 1. Department of Public Health;

19 2. Department of Transportation, only with respect to  
20 subsidies for one-half fare Student Transportation and  
21 Reduced Fare for Elderly, except fiscal year 2022 when no  
22 more than \$17,570,000 may be expended and except fiscal  
23 year 2023 when no more than \$17,570,000 may be expended;

24 3. Department of Central Management Services, except  
25 for expenditures incurred for group insurance premiums of  
26 appropriate personnel;

1           4. Judicial Systems and Agencies.

2           Beginning with fiscal year 1981 and thereafter, no Road  
3 Fund monies shall be appropriated to the following Departments  
4 or agencies of State government for administration, grants, or  
5 operations; but this limitation is not a restriction upon  
6 appropriating for those purposes any Road Fund monies that are  
7 eligible for federal reimbursement:

8           1. Illinois State Police, except for expenditures with  
9 respect to the Division of Patrol ~~Operations~~ and Division  
10 of Criminal Investigation;

11           2. Department of Transportation, only with respect to  
12 Intercity Rail Subsidies, except fiscal year 2022 when no  
13 more than \$50,000,000 may be expended and except fiscal  
14 year 2023 when no more than \$55,000,000 may be expended,  
15 and Rail Freight Services.

16           Beginning with fiscal year 1982 and thereafter, no Road  
17 Fund monies shall be appropriated to the following Departments  
18 or agencies of State government for administration, grants, or  
19 operations; but this limitation is not a restriction upon  
20 appropriating for those purposes any Road Fund monies that are  
21 eligible for federal reimbursement: Department of Central  
22 Management Services, except for awards made by the Illinois  
23 Workers' Compensation Commission under the terms of the  
24 Workers' Compensation Act or Workers' Occupational Diseases  
25 Act for injury or death of an employee of the Division of  
26 Highways in the Department of Transportation.

1           Beginning with fiscal year 1984 and thereafter, no Road  
2 Fund monies shall be appropriated to the following Departments  
3 or agencies of State government for administration, grants, or  
4 operations; but this limitation is not a restriction upon  
5 appropriating for those purposes any Road Fund monies that are  
6 eligible for federal reimbursement:

7           1. Illinois State Police, except not more than 40% of  
8 the funds appropriated for the Division of Patrol  
9 ~~Operations~~ and Division of Criminal Investigation;

10          2. State Officers.

11           Beginning with fiscal year 1984 and thereafter, no Road  
12 Fund monies shall be appropriated to any Department or agency  
13 of State government for administration, grants, or operations  
14 except as provided hereafter; but this limitation is not a  
15 restriction upon appropriating for those purposes any Road  
16 Fund monies that are eligible for federal reimbursement. It  
17 shall not be lawful to circumvent the above appropriation  
18 limitations by governmental reorganization or other methods.  
19 Appropriations shall be made from the Road Fund only in  
20 accordance with the provisions of this Section.

21           Money in the Road Fund shall, if and when the State of  
22 Illinois incurs any bonded indebtedness for the construction  
23 of permanent highways, be set aside and used for the purpose of  
24 paying and discharging during each fiscal year the principal  
25 and interest on that bonded indebtedness as it becomes due and  
26 payable as provided in the Transportation Bond Act, and for no

1 other purpose. The surplus, if any, in the Road Fund after the  
2 payment of principal and interest on that bonded indebtedness  
3 then annually due shall be used as follows:

4 first -- to pay the cost of administration of Chapters  
5 2 through 10 of the Illinois Vehicle Code; and

6 secondly -- no Road Fund monies derived from fees,  
7 excises, or license taxes relating to registration,  
8 operation and use of vehicles on public highways or to  
9 fuels used for the propulsion of those vehicles, shall be  
10 appropriated or expended other than for costs of  
11 administering the laws imposing those fees, excises, and  
12 license taxes, statutory refunds and adjustments allowed  
13 thereunder, administrative costs of the Department of  
14 Transportation, including, but not limited to, the  
15 operating expenses of the Department relating to the  
16 administration of public transportation programs, payment  
17 of debts and liabilities incurred in construction and  
18 reconstruction of public highways and bridges, acquisition  
19 of rights-of-way for and the cost of construction,  
20 reconstruction, maintenance, repair, and operation of  
21 public highways and bridges under the direction and  
22 supervision of the State, political subdivision, or  
23 municipality collecting those monies, or during fiscal  
24 year 2022 for the purposes of a grant not to exceed  
25 \$8,394,800 to the Regional Transportation Authority on  
26 behalf of PACE for the purpose of ADA/Para-transit

1 expenses, or during fiscal year 2023 for the purposes of a  
2 grant not to exceed \$8,394,800 to the Regional  
3 Transportation Authority on behalf of PACE for the purpose  
4 of ADA/Para-transit expenses, and the costs for patrolling  
5 and policing the public highways (by the State, political  
6 subdivision, or municipality collecting that money) for  
7 enforcement of traffic laws. The separation of grades of  
8 such highways with railroads and costs associated with  
9 protection of at-grade highway and railroad crossing shall  
10 also be permissible.

11 Appropriations for any of such purposes are payable from  
12 the Road Fund or the Grade Crossing Protection Fund as  
13 provided in Section 8 of the Motor Fuel Tax Law.

14 Except as provided in this paragraph, beginning with  
15 fiscal year 1991 and thereafter, no Road Fund monies shall be  
16 appropriated to the Illinois State Police for the purposes of  
17 this Section in excess of its total fiscal year 1990 Road Fund  
18 appropriations for those purposes unless otherwise provided in  
19 Section 5g of this Act. For fiscal years 2003, 2004, 2005,  
20 2006, and 2007 only, no Road Fund monies shall be appropriated  
21 to the Department of State Police for the purposes of this  
22 Section in excess of \$97,310,000. For fiscal year 2008 only,  
23 no Road Fund monies shall be appropriated to the Department of  
24 State Police for the purposes of this Section in excess of  
25 \$106,100,000. For fiscal year 2009 only, no Road Fund monies  
26 shall be appropriated to the Department of State Police for

1 the purposes of this Section in excess of \$114,700,000.  
2 Beginning in fiscal year 2010, no road fund moneys shall be  
3 appropriated to the Illinois State Police. It shall not be  
4 lawful to circumvent this limitation on appropriations by  
5 governmental reorganization or other methods unless otherwise  
6 provided in Section 5g of this Act.

7 In fiscal year 1994, no Road Fund monies shall be  
8 appropriated to the Secretary of State for the purposes of  
9 this Section in excess of the total fiscal year 1991 Road Fund  
10 appropriations to the Secretary of State for those purposes,  
11 plus \$9,800,000. It shall not be lawful to circumvent this  
12 limitation on appropriations by governmental reorganization or  
13 other method.

14 Beginning with fiscal year 1995 and thereafter, no Road  
15 Fund monies shall be appropriated to the Secretary of State  
16 for the purposes of this Section in excess of the total fiscal  
17 year 1994 Road Fund appropriations to the Secretary of State  
18 for those purposes. It shall not be lawful to circumvent this  
19 limitation on appropriations by governmental reorganization or  
20 other methods.

21 Beginning with fiscal year 2000, total Road Fund  
22 appropriations to the Secretary of State for the purposes of  
23 this Section shall not exceed the amounts specified for the  
24 following fiscal years:

25	Fiscal Year 2000	\$80,500,000;
26	Fiscal Year 2001	\$80,500,000;



1	Fiscal Year 2002	\$80,500,000;
2	Fiscal Year 2003	\$130,500,000;
3	Fiscal Year 2004	\$130,500,000;
4	Fiscal Year 2005	\$130,500,000;
5	Fiscal Year 2006	\$130,500,000;
6	Fiscal Year 2007	\$130,500,000;
7	Fiscal Year 2008	\$130,500,000;
8	Fiscal Year 2009	\$130,500,000.

9 For fiscal year 2010, no road fund moneys shall be  
10 appropriated to the Secretary of State.

11 Beginning in fiscal year 2011, moneys in the Road Fund  
12 shall be appropriated to the Secretary of State for the  
13 exclusive purpose of paying refunds due to overpayment of fees  
14 related to Chapter 3 of the Illinois Vehicle Code unless  
15 otherwise provided for by law.

16 It shall not be lawful to circumvent this limitation on  
17 appropriations by governmental reorganization or other  
18 methods.

19 No new program may be initiated in fiscal year 1991 and  
20 thereafter that is not consistent with the limitations imposed  
21 by this Section for fiscal year 1984 and thereafter, insofar  
22 as appropriation of Road Fund monies is concerned.

23 Nothing in this Section prohibits transfers from the Road  
24 Fund to the State Construction Account Fund under Section 5e  
25 of this Act; nor to the General Revenue Fund, as authorized by  
26 Public Act 93-25.

1           The additional amounts authorized for expenditure in this  
2 Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91  
3 shall be repaid to the Road Fund from the General Revenue Fund  
4 in the next succeeding fiscal year that the General Revenue  
5 Fund has a positive budgetary balance, as determined by  
6 generally accepted accounting principles applicable to  
7 government.

8           The additional amounts authorized for expenditure by the  
9 Secretary of State and the Department of State Police in this  
10 Section by Public Act 94-91 shall be repaid to the Road Fund  
11 from the General Revenue Fund in the next succeeding fiscal  
12 year that the General Revenue Fund has a positive budgetary  
13 balance, as determined by generally accepted accounting  
14 principles applicable to government.

15           (Source: P.A. 101-10, eff. 6-5-19; 101-636, eff. 6-10-20;  
16 102-16, eff. 6-17-21; 102-538, eff. 8-20-21; 102-699, eff.  
17 4-19-22; 102-813, eff. 5-13-22.)

18           (30 ILCS 105/5.783 rep.)

19           (30 ILCS 105/8p rep.)

20           Section 30. The State Finance Act is amended by repealing  
21 Sections 5.783 and 8p.

22           Section 31. The Intergovernmental Drug Laws Enforcement  
23 Act is amended by changing Section 3 as follows:

1 (30 ILCS 715/3) (from Ch. 56 1/2, par. 1703)

2 Sec. 3. A Metropolitan Enforcement Group which meets the  
3 minimum criteria established in this Section is eligible to  
4 receive State grants to help defray the costs of operation. To  
5 be eligible a MEG must:

6 (1) Be established and operating pursuant to  
7 intergovernmental contracts written and executed in  
8 conformity with the Intergovernmental Cooperation Act, and  
9 involve 2 or more units of local government.

10 (2) Establish a MEG Policy Board composed of an  
11 elected official, or his designee, and the chief law  
12 enforcement officer, or his designee, from each  
13 participating unit of local government to oversee the  
14 operations of the MEG and make such reports to the  
15 Illinois State Police as the Illinois State Police may  
16 require.

17 (3) Designate a single appropriate elected official of  
18 a participating unit of local government to act as the  
19 financial officer of the MEG for all participating units  
20 of local government and to receive funds for the operation  
21 of the MEG.

22 (4) Limit its operations to enforcement of drug laws;  
23 enforcement of Sections 10-9, 24-1, 24-1.1, 24-1.2,  
24 24-1.2-5, 24-1.5, 24-1.7, 24-1.8, 24-2.1, 24-2.2, 24-3,  
25 24-3.1, 24-3.2, 24-3.3, 24-3.4, 24-3.5, 24-3.7, 24-3.8,  
26 24-3.9, 24-3A, 24-3B, 24-4, and 24-5 of the Criminal Code

1 of 2012; Sections 2, 3, 6.1, 9.5, and 14 of the Firearm  
2 Owners Identification Card Act; and the investigation of  
3 streetgang related offenses.

4 (5) Cooperate with the Illinois State Police in order  
5 to assure compliance with this Act and to enable the  
6 Illinois State Police to fulfill its duties under this  
7 Act, and supply the Illinois State Police with all  
8 information the Illinois State Police deems necessary  
9 therefor.

10 (6) Receive funding of at least 50% of the total  
11 operating budget of the MEG from the participating units  
12 of local government.

13 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;  
14 102-813, eff. 5-13-22.)

15 Section 35. The School Code is amended by changing Section  
16 10-27.1A as follows:

17 (105 ILCS 5/10-27.1A)

18 Sec. 10-27.1A. Firearms in schools.

19 (a) All school officials, including teachers, school  
20 counselors, and support staff, shall immediately notify the  
21 office of the principal in the event that they observe any  
22 person in possession of a firearm on school grounds; provided  
23 that taking such immediate action to notify the office of the  
24 principal would not immediately endanger the health, safety,

1 or welfare of students who are under the direct supervision of  
2 the school official or the school official. If the health,  
3 safety, or welfare of students under the direct supervision of  
4 the school official or of the school official is immediately  
5 endangered, the school official shall notify the office of the  
6 principal as soon as the students under his or her supervision  
7 and he or she are no longer under immediate danger. A report is  
8 not required by this Section when the school official knows  
9 that the person in possession of the firearm is a law  
10 enforcement official engaged in the conduct of his or her  
11 official duties. Any school official acting in good faith who  
12 makes such a report under this Section shall have immunity  
13 from any civil or criminal liability that might otherwise be  
14 incurred as a result of making the report. The identity of the  
15 school official making such report shall not be disclosed  
16 except as expressly and specifically authorized by law.  
17 Knowingly and willfully failing to comply with this Section is  
18 a petty offense. A second or subsequent offense is a Class C  
19 misdemeanor.

20 (b) Upon receiving a report from any school official  
21 pursuant to this Section, or from any other person, the  
22 principal or his or her designee shall immediately notify a  
23 local law enforcement agency. If the person found to be in  
24 possession of a firearm on school grounds is a student, the  
25 principal or his or her designee shall also immediately notify  
26 that student's parent or guardian. Any principal or his or her

1 designee acting in good faith who makes such reports under  
2 this Section shall have immunity from any civil or criminal  
3 liability that might otherwise be incurred or imposed as a  
4 result of making the reports. Knowingly and willfully failing  
5 to comply with this Section is a petty offense. A second or  
6 subsequent offense is a Class C misdemeanor. If the person  
7 found to be in possession of the firearm on school grounds is a  
8 minor, the law enforcement agency shall detain that minor  
9 until such time as the agency makes a determination pursuant  
10 to clause (a) of subsection (1) of Section 5-401 of the  
11 Juvenile Court Act of 1987, as to whether the agency  
12 reasonably believes that the minor is delinquent. If the law  
13 enforcement agency determines that probable cause exists to  
14 believe that the minor committed a violation of item (4) of  
15 subsection (a) of Section 24-1 of the Criminal Code of 2012  
16 while on school grounds, the agency shall detain the minor for  
17 processing pursuant to Section 5-407 of the Juvenile Court Act  
18 of 1987.

19 (c) Upon ~~On or after January 1, 1997, upon~~ receipt of any  
20 written, electronic, or verbal report from any school  
21 personnel regarding a verified incident involving a firearm in  
22 a school or on school owned or leased property, including any  
23 conveyance owned, leased, or used by the school for the  
24 transport of students or school personnel, the superintendent  
25 or his or her designee shall report all such firearm-related  
26 incidents occurring in a school or on school property to the

1 local law enforcement authorities immediately, who shall  
2 report ~~and~~ to the Illinois State Police in a form, manner, and  
3 frequency as prescribed by the Illinois State Police.

4 The State Board of Education shall receive an annual  
5 statistical compilation and related data associated with  
6 incidents involving firearms in schools from the Illinois  
7 State Police. The State Board of Education shall compile this  
8 information by school district and make it available to the  
9 public.

10 (d) As used in this Section, the term "firearm" shall have  
11 the meaning ascribed to it in Section 1.1 of the Firearm Owners  
12 Identification Card Act.

13 As used in this Section, the term "school" means any  
14 public or private elementary or secondary school.

15 As used in this Section, the term "school grounds"  
16 includes the real property comprising any school, any  
17 conveyance owned, leased, or contracted by a school to  
18 transport students to or from school or a school-related  
19 activity, or any public way within 1,000 feet of the real  
20 property comprising any school.

21 (Source: P.A. 102-197, eff. 7-30-21; 102-538, eff. 8-20-21;  
22 102-813, eff. 5-13-22.)

23 Section 40. The Illinois Pension Code is amended by  
24 changing Section 14-110 as follows:

1 (40 ILCS 5/14-110) (from Ch. 108 1/2, par. 14-110)

2 (Text of Section from P.A. 102-813)

3 Sec. 14-110. Alternative retirement annuity.

4 (a) Any member who has withdrawn from service with not  
5 less than 20 years of eligible creditable service and has  
6 attained age 55, and any member who has withdrawn from service  
7 with not less than 25 years of eligible creditable service and  
8 has attained age 50, regardless of whether the attainment of  
9 either of the specified ages occurs while the member is still  
10 in service, shall be entitled to receive at the option of the  
11 member, in lieu of the regular or minimum retirement annuity,  
12 a retirement annuity computed as follows:

13 (i) for periods of service as a noncovered employee:  
14 if retirement occurs on or after January 1, 2001, 3% of  
15 final average compensation for each year of creditable  
16 service; if retirement occurs before January 1, 2001, 2  
17 1/4% of final average compensation for each of the first  
18 10 years of creditable service, 2 1/2% for each year above  
19 10 years to and including 20 years of creditable service,  
20 and 2 3/4% for each year of creditable service above 20  
21 years; and

22 (ii) for periods of eligible creditable service as a  
23 covered employee: if retirement occurs on or after January  
24 1, 2001, 2.5% of final average compensation for each year  
25 of creditable service; if retirement occurs before January  
26 1, 2001, 1.67% of final average compensation for each of



1 the first 10 years of such service, 1.90% for each of the  
2 next 10 years of such service, 2.10% for each year of such  
3 service in excess of 20 but not exceeding 30, and 2.30% for  
4 each year in excess of 30.

5 Such annuity shall be subject to a maximum of 75% of final  
6 average compensation if retirement occurs before January 1,  
7 2001 or to a maximum of 80% of final average compensation if  
8 retirement occurs on or after January 1, 2001.

9 These rates shall not be applicable to any service  
10 performed by a member as a covered employee which is not  
11 eligible creditable service. Service as a covered employee  
12 which is not eligible creditable service shall be subject to  
13 the rates and provisions of Section 14-108.

14 (b) For the purpose of this Section, "eligible creditable  
15 service" means creditable service resulting from service in  
16 one or more of the following positions:

17 (1) State policeman;

18 (2) fire fighter in the fire protection service of a  
19 department;

20 (3) air pilot;

21 (4) special agent;

22 (5) investigator for the Secretary of State;

23 (6) conservation police officer;

24 (7) investigator for the Department of Revenue or the  
25 Illinois Gaming Board;

26 (8) security employee of the Department of Human

1 Services;

2 (9) Central Management Services security police  
3 officer;

4 (10) security employee of the Department of  
5 Corrections or the Department of Juvenile Justice;

6 (11) dangerous drugs investigator;

7 (12) investigator for the Illinois State Police;

8 (13) investigator for the Office of the Attorney  
9 General;

10 (14) controlled substance inspector;

11 (15) investigator for the Office of the State's  
12 Attorneys Appellate Prosecutor;

13 (16) Commerce Commission police officer;

14 (17) arson investigator;

15 (18) State highway maintenance worker;

16 (19) security employee of the Department of Innovation  
17 and Technology; or

18 (20) transferred employee.

19 A person employed in one of the positions specified in  
20 this subsection is entitled to eligible creditable service for  
21 service credit earned under this Article while undergoing the  
22 basic police training course approved by the Illinois Law  
23 Enforcement Training Standards Board, if completion of that  
24 training is required of persons serving in that position. For  
25 the purposes of this Code, service during the required basic  
26 police training course shall be deemed performance of the

1 duties of the specified position, even though the person is  
2 not a sworn peace officer at the time of the training.

3 A person under paragraph (20) is entitled to eligible  
4 creditable service for service credit earned under this  
5 Article on and after his or her transfer by Executive Order No.  
6 2003-10, Executive Order No. 2004-2, or Executive Order No.  
7 2016-1.

8 (c) For the purposes of this Section:

9 (1) The term "State policeman" includes any title or  
10 position in the Illinois State Police that is held by an  
11 individual employed under the Illinois State Police Act.

12 (2) The term "fire fighter in the fire protection  
13 service of a department" includes all officers in such  
14 fire protection service including fire chiefs and  
15 assistant fire chiefs.

16 (3) The term "air pilot" includes any employee whose  
17 official job description on file in the Department of  
18 Central Management Services, or in the department by which  
19 he is employed if that department is not covered by the  
20 Personnel Code, states that his principal duty is the  
21 operation of aircraft, and who possesses a pilot's  
22 license; however, the change in this definition made by  
23 Public Act 83-842 shall not operate to exclude any  
24 noncovered employee who was an "air pilot" for the  
25 purposes of this Section on January 1, 1984.

26 (4) The term "special agent" means any person who by

1 reason of employment by the Division of Narcotic Control,  
2 the Bureau of Investigation or, after July 1, 1977, the  
3 Division of Criminal Investigation, the Division of  
4 Internal Investigation, the Division of Operations, the  
5 Division of Patrol ~~Operations~~, or any other Division or  
6 organizational entity in the Illinois State Police is  
7 vested by law with duties to maintain public order,  
8 investigate violations of the criminal law of this State,  
9 enforce the laws of this State, make arrests and recover  
10 property. The term "special agent" includes any title or  
11 position in the Illinois State Police that is held by an  
12 individual employed under the Illinois State Police Act.

13 (5) The term "investigator for the Secretary of State"  
14 means any person employed by the Office of the Secretary  
15 of State and vested with such investigative duties as  
16 render him ineligible for coverage under the Social  
17 Security Act by reason of Sections 218(d)(5)(A),  
18 218(d)(8)(D) and 218(1)(1) of that Act.

19 A person who became employed as an investigator for  
20 the Secretary of State between January 1, 1967 and  
21 December 31, 1975, and who has served as such until  
22 attainment of age 60, either continuously or with a single  
23 break in service of not more than 3 years duration, which  
24 break terminated before January 1, 1976, shall be entitled  
25 to have his retirement annuity calculated in accordance  
26 with subsection (a), notwithstanding that he has less than

1           20 years of credit for such service.

2           (6) The term "Conservation Police Officer" means any  
3 person employed by the Division of Law Enforcement of the  
4 Department of Natural Resources and vested with such law  
5 enforcement duties as render him ineligible for coverage  
6 under the Social Security Act by reason of Sections  
7 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The  
8 term "Conservation Police Officer" includes the positions  
9 of Chief Conservation Police Administrator and Assistant  
10 Conservation Police Administrator.

11           (7) The term "investigator for the Department of  
12 Revenue" means any person employed by the Department of  
13 Revenue and vested with such investigative duties as  
14 render him ineligible for coverage under the Social  
15 Security Act by reason of Sections 218(d)(5)(A),  
16 218(d)(8)(D) and 218(1)(1) of that Act.

17           The term "investigator for the Illinois Gaming Board"  
18 means any person employed as such by the Illinois Gaming  
19 Board and vested with such peace officer duties as render  
20 the person ineligible for coverage under the Social  
21 Security Act by reason of Sections 218(d)(5)(A),  
22 218(d)(8)(D), and 218(1)(1) of that Act.

23           (8) The term "security employee of the Department of  
24 Human Services" means any person employed by the  
25 Department of Human Services who (i) is employed at the  
26 Chester Mental Health Center and has daily contact with

1 the residents thereof, (ii) is employed within a security  
2 unit at a facility operated by the Department and has  
3 daily contact with the residents of the security unit,  
4 (iii) is employed at a facility operated by the Department  
5 that includes a security unit and is regularly scheduled  
6 to work at least 50% of his or her working hours within  
7 that security unit, or (iv) is a mental health police  
8 officer. "Mental health police officer" means any person  
9 employed by the Department of Human Services in a position  
10 pertaining to the Department's mental health and  
11 developmental disabilities functions who is vested with  
12 such law enforcement duties as render the person  
13 ineligible for coverage under the Social Security Act by  
14 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
15 218(1)(1) of that Act. "Security unit" means that portion  
16 of a facility that is devoted to the care, containment,  
17 and treatment of persons committed to the Department of  
18 Human Services as sexually violent persons, persons unfit  
19 to stand trial, or persons not guilty by reason of  
20 insanity. With respect to past employment, references to  
21 the Department of Human Services include its predecessor,  
22 the Department of Mental Health and Developmental  
23 Disabilities.

24 The changes made to this subdivision (c)(8) by Public  
25 Act 92-14 apply to persons who retire on or after January  
26 1, 2001, notwithstanding Section 1-103.1.

1           (9) "Central Management Services security police  
2 officer" means any person employed by the Department of  
3 Central Management Services who is vested with such law  
4 enforcement duties as render him ineligible for coverage  
5 under the Social Security Act by reason of Sections  
6 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

7           (10) For a member who first became an employee under  
8 this Article before July 1, 2005, the term "security  
9 employee of the Department of Corrections or the  
10 Department of Juvenile Justice" means any employee of the  
11 Department of Corrections or the Department of Juvenile  
12 Justice or the former Department of Personnel, and any  
13 member or employee of the Prisoner Review Board, who has  
14 daily contact with inmates or youth by working within a  
15 correctional facility or Juvenile facility operated by the  
16 Department of Juvenile Justice or who is a parole officer  
17 or an employee who has direct contact with committed  
18 persons in the performance of his or her job duties. For a  
19 member who first becomes an employee under this Article on  
20 or after July 1, 2005, the term means an employee of the  
21 Department of Corrections or the Department of Juvenile  
22 Justice who is any of the following: (i) officially  
23 headquartered at a correctional facility or Juvenile  
24 facility operated by the Department of Juvenile Justice,  
25 (ii) a parole officer, (iii) a member of the apprehension  
26 unit, (iv) a member of the intelligence unit, (v) a member

1 of the sort team, or (vi) an investigator.

2 (11) The term "dangerous drugs investigator" means any  
3 person who is employed as such by the Department of Human  
4 Services.

5 (12) The term "investigator for the Illinois State  
6 Police" means a person employed by the Illinois State  
7 Police who is vested under Section 4 of the Narcotic  
8 Control Division Abolition Act with such law enforcement  
9 powers as render him ineligible for coverage under the  
10 Social Security Act by reason of Sections 218(d)(5)(A),  
11 218(d)(8)(D) and 218(1)(1) of that Act.

12 (13) "Investigator for the Office of the Attorney  
13 General" means any person who is employed as such by the  
14 Office of the Attorney General and is vested with such  
15 investigative duties as render him ineligible for coverage  
16 under the Social Security Act by reason of Sections  
17 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For  
18 the period before January 1, 1989, the term includes all  
19 persons who were employed as investigators by the Office  
20 of the Attorney General, without regard to social security  
21 status.

22 (14) "Controlled substance inspector" means any person  
23 who is employed as such by the Department of Professional  
24 Regulation and is vested with such law enforcement duties  
25 as render him ineligible for coverage under the Social  
26 Security Act by reason of Sections 218(d)(5)(A),



1           218(d)(8)(D) and 218(1)(1) of that Act. The term  
2           "controlled substance inspector" includes the Program  
3           Executive of Enforcement and the Assistant Program  
4           Executive of Enforcement.

5           (15) The term "investigator for the Office of the  
6           State's Attorneys Appellate Prosecutor" means a person  
7           employed in that capacity on a full-time basis under the  
8           authority of Section 7.06 of the State's Attorneys  
9           Appellate Prosecutor's Act.

10           (16) "Commerce Commission police officer" means any  
11           person employed by the Illinois Commerce Commission who is  
12           vested with such law enforcement duties as render him  
13           ineligible for coverage under the Social Security Act by  
14           reason of Sections 218(d)(5)(A), 218(d)(8)(D), and  
15           218(1)(1) of that Act.

16           (17) "Arson investigator" means any person who is  
17           employed as such by the Office of the State Fire Marshal  
18           and is vested with such law enforcement duties as render  
19           the person ineligible for coverage under the Social  
20           Security Act by reason of Sections 218(d)(5)(A),  
21           218(d)(8)(D), and 218(1)(1) of that Act. A person who was  
22           employed as an arson investigator on January 1, 1995 and  
23           is no longer in service but not yet receiving a retirement  
24           annuity may convert his or her creditable service for  
25           employment as an arson investigator into eligible  
26           creditable service by paying to the System the difference

1 between the employee contributions actually paid for that  
2 service and the amounts that would have been contributed  
3 if the applicant were contributing at the rate applicable  
4 to persons with the same social security status earning  
5 eligible creditable service on the date of application.

6 (18) The term "State highway maintenance worker" means  
7 a person who is either of the following:

8 (i) A person employed on a full-time basis by the  
9 Illinois Department of Transportation in the position  
10 of highway maintainer, highway maintenance lead  
11 worker, highway maintenance lead/lead worker, heavy  
12 construction equipment operator, power shovel  
13 operator, or bridge mechanic; and whose principal  
14 responsibility is to perform, on the roadway, the  
15 actual maintenance necessary to keep the highways that  
16 form a part of the State highway system in serviceable  
17 condition for vehicular traffic.

18 (ii) A person employed on a full-time basis by the  
19 Illinois State Toll Highway Authority in the position  
20 of equipment operator/laborer H-4, equipment  
21 operator/laborer H-6, welder H-4, welder H-6,  
22 mechanical/electrical H-4, mechanical/electrical H-6,  
23 water/sewer H-4, water/sewer H-6, sign maker/hanger  
24 H-4, sign maker/hanger H-6, roadway lighting H-4,  
25 roadway lighting H-6, structural H-4, structural H-6,  
26 painter H-4, or painter H-6; and whose principal

1 responsibility is to perform, on the roadway, the  
2 actual maintenance necessary to keep the Authority's  
3 tollways in serviceable condition for vehicular  
4 traffic.

5 (19) The term "security employee of the Department of  
6 Innovation and Technology" means a person who was a  
7 security employee of the Department of Corrections or the  
8 Department of Juvenile Justice, was transferred to the  
9 Department of Innovation and Technology pursuant to  
10 Executive Order 2016-01, and continues to perform similar  
11 job functions under that Department.

12 (20) "Transferred employee" means an employee who was  
13 transferred to the Department of Central Management  
14 Services by Executive Order No. 2003-10 or Executive Order  
15 No. 2004-2 or transferred to the Department of Innovation  
16 and Technology by Executive Order No. 2016-1, or both, and  
17 was entitled to eligible creditable service for services  
18 immediately preceding the transfer.

19 (d) A security employee of the Department of Corrections  
20 or the Department of Juvenile Justice, a security employee of  
21 the Department of Human Services who is not a mental health  
22 police officer, and a security employee of the Department of  
23 Innovation and Technology shall not be eligible for the  
24 alternative retirement annuity provided by this Section unless  
25 he or she meets the following minimum age and service  
26 requirements at the time of retirement:

1           (i) 25 years of eligible creditable service and age  
2           55; or

3           (ii) beginning January 1, 1987, 25 years of eligible  
4           creditable service and age 54, or 24 years of eligible  
5           creditable service and age 55; or

6           (iii) beginning January 1, 1988, 25 years of eligible  
7           creditable service and age 53, or 23 years of eligible  
8           creditable service and age 55; or

9           (iv) beginning January 1, 1989, 25 years of eligible  
10          creditable service and age 52, or 22 years of eligible  
11          creditable service and age 55; or

12          (v) beginning January 1, 1990, 25 years of eligible  
13          creditable service and age 51, or 21 years of eligible  
14          creditable service and age 55; or

15          (vi) beginning January 1, 1991, 25 years of eligible  
16          creditable service and age 50, or 20 years of eligible  
17          creditable service and age 55.

18          Persons who have service credit under Article 16 of this  
19          Code for service as a security employee of the Department of  
20          Corrections or the Department of Juvenile Justice, or the  
21          Department of Human Services in a position requiring  
22          certification as a teacher may count such service toward  
23          establishing their eligibility under the service requirements  
24          of this Section; but such service may be used only for  
25          establishing such eligibility, and not for the purpose of  
26          increasing or calculating any benefit.

1           (e) If a member enters military service while working in a  
2 position in which eligible creditable service may be earned,  
3 and returns to State service in the same or another such  
4 position, and fulfills in all other respects the conditions  
5 prescribed in this Article for credit for military service,  
6 such military service shall be credited as eligible creditable  
7 service for the purposes of the retirement annuity prescribed  
8 in this Section.

9           (f) For purposes of calculating retirement annuities under  
10 this Section, periods of service rendered after December 31,  
11 1968 and before October 1, 1975 as a covered employee in the  
12 position of special agent, conservation police officer, mental  
13 health police officer, or investigator for the Secretary of  
14 State, shall be deemed to have been service as a noncovered  
15 employee, provided that the employee pays to the System prior  
16 to retirement an amount equal to (1) the difference between  
17 the employee contributions that would have been required for  
18 such service as a noncovered employee, and the amount of  
19 employee contributions actually paid, plus (2) if payment is  
20 made after July 31, 1987, regular interest on the amount  
21 specified in item (1) from the date of service to the date of  
22 payment.

23           For purposes of calculating retirement annuities under  
24 this Section, periods of service rendered after December 31,  
25 1968 and before January 1, 1982 as a covered employee in the  
26 position of investigator for the Department of Revenue shall

1 be deemed to have been service as a noncovered employee,  
2 provided that the employee pays to the System prior to  
3 retirement an amount equal to (1) the difference between the  
4 employee contributions that would have been required for such  
5 service as a noncovered employee, and the amount of employee  
6 contributions actually paid, plus (2) if payment is made after  
7 January 1, 1990, regular interest on the amount specified in  
8 item (1) from the date of service to the date of payment.

9 (g) A State policeman may elect, not later than January 1,  
10 1990, to establish eligible creditable service for up to 10  
11 years of his service as a policeman under Article 3, by filing  
12 a written election with the Board, accompanied by payment of  
13 an amount to be determined by the Board, equal to (i) the  
14 difference between the amount of employee and employer  
15 contributions transferred to the System under Section 3-110.5,  
16 and the amounts that would have been contributed had such  
17 contributions been made at the rates applicable to State  
18 policemen, plus (ii) interest thereon at the effective rate  
19 for each year, compounded annually, from the date of service  
20 to the date of payment.

21 Subject to the limitation in subsection (i), a State  
22 policeman may elect, not later than July 1, 1993, to establish  
23 eligible creditable service for up to 10 years of his service  
24 as a member of the County Police Department under Article 9, by  
25 filing a written election with the Board, accompanied by  
26 payment of an amount to be determined by the Board, equal to

1 (i) the difference between the amount of employee and employer  
2 contributions transferred to the System under Section 9-121.10  
3 and the amounts that would have been contributed had those  
4 contributions been made at the rates applicable to State  
5 policemen, plus (ii) interest thereon at the effective rate  
6 for each year, compounded annually, from the date of service  
7 to the date of payment.

8 (h) Subject to the limitation in subsection (i), a State  
9 policeman or investigator for the Secretary of State may elect  
10 to establish eligible creditable service for up to 12 years of  
11 his service as a policeman under Article 5, by filing a written  
12 election with the Board on or before January 31, 1992, and  
13 paying to the System by January 31, 1994 an amount to be  
14 determined by the Board, equal to (i) the difference between  
15 the amount of employee and employer contributions transferred  
16 to the System under Section 5-236, and the amounts that would  
17 have been contributed had such contributions been made at the  
18 rates applicable to State policemen, plus (ii) interest  
19 thereon at the effective rate for each year, compounded  
20 annually, from the date of service to the date of payment.

21 Subject to the limitation in subsection (i), a State  
22 policeman, conservation police officer, or investigator for  
23 the Secretary of State may elect to establish eligible  
24 creditable service for up to 10 years of service as a sheriff's  
25 law enforcement employee under Article 7, by filing a written  
26 election with the Board on or before January 31, 1993, and

1 paying to the System by January 31, 1994 an amount to be  
2 determined by the Board, equal to (i) the difference between  
3 the amount of employee and employer contributions transferred  
4 to the System under Section 7-139.7, and the amounts that  
5 would have been contributed had such contributions been made  
6 at the rates applicable to State policemen, plus (ii) interest  
7 thereon at the effective rate for each year, compounded  
8 annually, from the date of service to the date of payment.

9 Subject to the limitation in subsection (i), a State  
10 policeman, conservation police officer, or investigator for  
11 the Secretary of State may elect to establish eligible  
12 creditable service for up to 5 years of service as a police  
13 officer under Article 3, a policeman under Article 5, a  
14 sheriff's law enforcement employee under Article 7, a member  
15 of the county police department under Article 9, or a police  
16 officer under Article 15 by filing a written election with the  
17 Board and paying to the System an amount to be determined by  
18 the Board, equal to (i) the difference between the amount of  
19 employee and employer contributions transferred to the System  
20 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4  
21 and the amounts that would have been contributed had such  
22 contributions been made at the rates applicable to State  
23 policemen, plus (ii) interest thereon at the effective rate  
24 for each year, compounded annually, from the date of service  
25 to the date of payment.

26 Subject to the limitation in subsection (i), an



1 investigator for the Office of the Attorney General, or an  
2 investigator for the Department of Revenue, may elect to  
3 establish eligible creditable service for up to 5 years of  
4 service as a police officer under Article 3, a policeman under  
5 Article 5, a sheriff's law enforcement employee under Article  
6 7, or a member of the county police department under Article 9  
7 by filing a written election with the Board within 6 months  
8 after August 25, 2009 (the effective date of Public Act  
9 96-745) and paying to the System an amount to be determined by  
10 the Board, equal to (i) the difference between the amount of  
11 employee and employer contributions transferred to the System  
12 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the  
13 amounts that would have been contributed had such  
14 contributions been made at the rates applicable to State  
15 policemen, plus (ii) interest thereon at the actuarially  
16 assumed rate for each year, compounded annually, from the date  
17 of service to the date of payment.

18 Subject to the limitation in subsection (i), a State  
19 policeman, conservation police officer, investigator for the  
20 Office of the Attorney General, an investigator for the  
21 Department of Revenue, or investigator for the Secretary of  
22 State may elect to establish eligible creditable service for  
23 up to 5 years of service as a person employed by a  
24 participating municipality to perform police duties, or law  
25 enforcement officer employed on a full-time basis by a forest  
26 preserve district under Article 7, a county corrections

1 officer, or a court services officer under Article 9, by  
2 filing a written election with the Board within 6 months after  
3 August 25, 2009 (the effective date of Public Act 96-745) and  
4 paying to the System an amount to be determined by the Board,  
5 equal to (i) the difference between the amount of employee and  
6 employer contributions transferred to the System under  
7 Sections 7-139.8 and 9-121.10 and the amounts that would have  
8 been contributed had such contributions been made at the rates  
9 applicable to State policemen, plus (ii) interest thereon at  
10 the actuarially assumed rate for each year, compounded  
11 annually, from the date of service to the date of payment.

12 Subject to the limitation in subsection (i), a State  
13 policeman, arson investigator, or Commerce Commission police  
14 officer may elect to establish eligible creditable service for  
15 up to 5 years of service as a person employed by a  
16 participating municipality to perform police duties under  
17 Article 7, a county corrections officer, a court services  
18 officer under Article 9, or a firefighter under Article 4 by  
19 filing a written election with the Board within 6 months after  
20 July 30, 2021 (the effective date of Public Act 102-210) and  
21 paying to the System an amount to be determined by the Board  
22 equal to (i) the difference between the amount of employee and  
23 employer contributions transferred to the System under  
24 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that  
25 would have been contributed had such contributions been made  
26 at the rates applicable to State policemen, plus (ii) interest

1 thereon at the actuarially assumed rate for each year,  
2 compounded annually, from the date of service to the date of  
3 payment.

4 Subject to the limitation in subsection (i), a  
5 conservation police officer may elect to establish eligible  
6 creditable service for up to 5 years of service as a person  
7 employed by a participating municipality to perform police  
8 duties under Article 7, a county corrections officer, or a  
9 court services officer under Article 9 by filing a written  
10 election with the Board within 6 months after July 30, 2021  
11 (the effective date of Public Act 102-210) and paying to the  
12 System an amount to be determined by the Board equal to (i) the  
13 difference between the amount of employee and employer  
14 contributions transferred to the System under Sections 7-139.8  
15 and 9-121.10 and the amounts that would have been contributed  
16 had such contributions been made at the rates applicable to  
17 State policemen, plus (ii) interest thereon at the actuarially  
18 assumed rate for each year, compounded annually, from the date  
19 of service to the date of payment.

20 Notwithstanding the limitation in subsection (i), a State  
21 policeman or conservation police officer may elect to convert  
22 service credit earned under this Article to eligible  
23 creditable service, as defined by this Section, by filing a  
24 written election with the board within 6 months after July 30,  
25 2021 (the effective date of Public Act 102-210) and paying to  
26 the System an amount to be determined by the Board equal to (i)

1 the difference between the amount of employee contributions  
2 originally paid for that service and the amounts that would  
3 have been contributed had such contributions been made at the  
4 rates applicable to State policemen, plus (ii) the difference  
5 between the employer's normal cost of the credit prior to the  
6 conversion authorized by Public Act 102-210 and the employer's  
7 normal cost of the credit converted in accordance with Public  
8 Act 102-210, plus (iii) interest thereon at the actuarially  
9 assumed rate for each year, compounded annually, from the date  
10 of service to the date of payment.

11 (i) The total amount of eligible creditable service  
12 established by any person under subsections (g), (h), (j),  
13 (k), (l), (l-5), and (o) of this Section shall not exceed 12  
14 years.

15 (j) Subject to the limitation in subsection (i), an  
16 investigator for the Office of the State's Attorneys Appellate  
17 Prosecutor or a controlled substance inspector may elect to  
18 establish eligible creditable service for up to 10 years of  
19 his service as a policeman under Article 3 or a sheriff's law  
20 enforcement employee under Article 7, by filing a written  
21 election with the Board, accompanied by payment of an amount  
22 to be determined by the Board, equal to (1) the difference  
23 between the amount of employee and employer contributions  
24 transferred to the System under Section 3-110.6 or 7-139.8,  
25 and the amounts that would have been contributed had such  
26 contributions been made at the rates applicable to State

1 policemen, plus (2) interest thereon at the effective rate for  
2 each year, compounded annually, from the date of service to  
3 the date of payment.

4 (k) Subject to the limitation in subsection (i) of this  
5 Section, an alternative formula employee may elect to  
6 establish eligible creditable service for periods spent as a  
7 full-time law enforcement officer or full-time corrections  
8 officer employed by the federal government or by a state or  
9 local government located outside of Illinois, for which credit  
10 is not held in any other public employee pension fund or  
11 retirement system. To obtain this credit, the applicant must  
12 file a written application with the Board by March 31, 1998,  
13 accompanied by evidence of eligibility acceptable to the Board  
14 and payment of an amount to be determined by the Board, equal  
15 to (1) employee contributions for the credit being  
16 established, based upon the applicant's salary on the first  
17 day as an alternative formula employee after the employment  
18 for which credit is being established and the rates then  
19 applicable to alternative formula employees, plus (2) an  
20 amount determined by the Board to be the employer's normal  
21 cost of the benefits accrued for the credit being established,  
22 plus (3) regular interest on the amounts in items (1) and (2)  
23 from the first day as an alternative formula employee after  
24 the employment for which credit is being established to the  
25 date of payment.

26 (l) Subject to the limitation in subsection (i), a

1 security employee of the Department of Corrections may elect,  
2 not later than July 1, 1998, to establish eligible creditable  
3 service for up to 10 years of his or her service as a policeman  
4 under Article 3, by filing a written election with the Board,  
5 accompanied by payment of an amount to be determined by the  
6 Board, equal to (i) the difference between the amount of  
7 employee and employer contributions transferred to the System  
8 under Section 3-110.5, and the amounts that would have been  
9 contributed had such contributions been made at the rates  
10 applicable to security employees of the Department of  
11 Corrections, plus (ii) interest thereon at the effective rate  
12 for each year, compounded annually, from the date of service  
13 to the date of payment.

14 (1-5) Subject to the limitation in subsection (i) of this  
15 Section, a State policeman may elect to establish eligible  
16 creditable service for up to 5 years of service as a full-time  
17 law enforcement officer employed by the federal government or  
18 by a state or local government located outside of Illinois for  
19 which credit is not held in any other public employee pension  
20 fund or retirement system. To obtain this credit, the  
21 applicant must file a written application with the Board no  
22 later than 3 years after January 1, 2020 (the effective date of  
23 Public Act 101-610), accompanied by evidence of eligibility  
24 acceptable to the Board and payment of an amount to be  
25 determined by the Board, equal to (1) employee contributions  
26 for the credit being established, based upon the applicant's

1 salary on the first day as an alternative formula employee  
2 after the employment for which credit is being established and  
3 the rates then applicable to alternative formula employees,  
4 plus (2) an amount determined by the Board to be the employer's  
5 normal cost of the benefits accrued for the credit being  
6 established, plus (3) regular interest on the amounts in items  
7 (1) and (2) from the first day as an alternative formula  
8 employee after the employment for which credit is being  
9 established to the date of payment.

10 (m) The amendatory changes to this Section made by Public  
11 Act 94-696 apply only to: (1) security employees of the  
12 Department of Juvenile Justice employed by the Department of  
13 Corrections before June 1, 2006 (the effective date of Public  
14 Act 94-696) and transferred to the Department of Juvenile  
15 Justice by Public Act 94-696; and (2) persons employed by the  
16 Department of Juvenile Justice on or after June 1, 2006 (the  
17 effective date of Public Act 94-696) who are required by  
18 subsection (b) of Section 3-2.5-15 of the Unified Code of  
19 Corrections to have any bachelor's or advanced degree from an  
20 accredited college or university or, in the case of persons  
21 who provide vocational training, who are required to have  
22 adequate knowledge in the skill for which they are providing  
23 the vocational training.

24 (n) A person employed in a position under subsection (b)  
25 of this Section who has purchased service credit under  
26 subsection (j) of Section 14-104 or subsection (b) of Section

1 14-105 in any other capacity under this Article may convert up  
2 to 5 years of that service credit into service credit covered  
3 under this Section by paying to the Fund an amount equal to (1)  
4 the additional employee contribution required under Section  
5 14-133, plus (2) the additional employer contribution required  
6 under Section 14-131, plus (3) interest on items (1) and (2) at  
7 the actuarially assumed rate from the date of the service to  
8 the date of payment.

9 (o) Subject to the limitation in subsection (i), a  
10 conservation police officer, investigator for the Secretary of  
11 State, Commerce Commission police officer, investigator for  
12 the Department of Revenue or the Illinois Gaming Board, or  
13 arson investigator subject to subsection (g) of Section 1-160  
14 may elect to convert up to 8 years of service credit  
15 established before January 1, 2020 (the effective date of  
16 Public Act 101-610) as a conservation police officer,  
17 investigator for the Secretary of State, Commerce Commission  
18 police officer, investigator for the Department of Revenue or  
19 the Illinois Gaming Board, or arson investigator under this  
20 Article into eligible creditable service by filing a written  
21 election with the Board no later than one year after January 1,  
22 2020 (the effective date of Public Act 101-610), accompanied  
23 by payment of an amount to be determined by the Board equal to  
24 (i) the difference between the amount of the employee  
25 contributions actually paid for that service and the amount of  
26 the employee contributions that would have been paid had the



1 employee contributions been made as a noncovered employee  
2 serving in a position in which eligible creditable service, as  
3 defined in this Section, may be earned, plus (ii) interest  
4 thereon at the effective rate for each year, compounded  
5 annually, from the date of service to the date of payment.

6 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;  
7 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

8 (Text of Section from P.A. 102-856)

9 Sec. 14-110. Alternative retirement annuity.

10 (a) Any member who has withdrawn from service with not  
11 less than 20 years of eligible creditable service and has  
12 attained age 55, and any member who has withdrawn from service  
13 with not less than 25 years of eligible creditable service and  
14 has attained age 50, regardless of whether the attainment of  
15 either of the specified ages occurs while the member is still  
16 in service, shall be entitled to receive at the option of the  
17 member, in lieu of the regular or minimum retirement annuity,  
18 a retirement annuity computed as follows:

19 (i) for periods of service as a noncovered employee:  
20 if retirement occurs on or after January 1, 2001, 3% of  
21 final average compensation for each year of creditable  
22 service; if retirement occurs before January 1, 2001, 2  
23 1/4% of final average compensation for each of the first  
24 10 years of creditable service, 2 1/2% for each year above  
25 10 years to and including 20 years of creditable service,

1 and 2 3/4% for each year of creditable service above 20  
2 years; and

3 (ii) for periods of eligible creditable service as a  
4 covered employee: if retirement occurs on or after January  
5 1, 2001, 2.5% of final average compensation for each year  
6 of creditable service; if retirement occurs before January  
7 1, 2001, 1.67% of final average compensation for each of  
8 the first 10 years of such service, 1.90% for each of the  
9 next 10 years of such service, 2.10% for each year of such  
10 service in excess of 20 but not exceeding 30, and 2.30% for  
11 each year in excess of 30.

12 Such annuity shall be subject to a maximum of 75% of final  
13 average compensation if retirement occurs before January 1,  
14 2001 or to a maximum of 80% of final average compensation if  
15 retirement occurs on or after January 1, 2001.

16 These rates shall not be applicable to any service  
17 performed by a member as a covered employee which is not  
18 eligible creditable service. Service as a covered employee  
19 which is not eligible creditable service shall be subject to  
20 the rates and provisions of Section 14-108.

21 (b) For the purpose of this Section, "eligible creditable  
22 service" means creditable service resulting from service in  
23 one or more of the following positions:

24 (1) State policeman;

25 (2) fire fighter in the fire protection service of a  
26 department;

- 1 (3) air pilot;
- 2 (4) special agent;
- 3 (5) investigator for the Secretary of State;
- 4 (6) conservation police officer;
- 5 (7) investigator for the Department of Revenue or the
- 6 Illinois Gaming Board;
- 7 (8) security employee of the Department of Human
- 8 Services;
- 9 (9) Central Management Services security police
- 10 officer;
- 11 (10) security employee of the Department of
- 12 Corrections or the Department of Juvenile Justice;
- 13 (11) dangerous drugs investigator;
- 14 (12) investigator for the Illinois State Police;
- 15 (13) investigator for the Office of the Attorney
- 16 General;
- 17 (14) controlled substance inspector;
- 18 (15) investigator for the Office of the State's
- 19 Attorneys Appellate Prosecutor;
- 20 (16) Commerce Commission police officer;
- 21 (17) arson investigator;
- 22 (18) State highway maintenance worker;
- 23 (19) security employee of the Department of Innovation
- 24 and Technology; or
- 25 (20) transferred employee.

26 A person employed in one of the positions specified in

1 this subsection is entitled to eligible creditable service for  
2 service credit earned under this Article while undergoing the  
3 basic police training course approved by the Illinois Law  
4 Enforcement Training Standards Board, if completion of that  
5 training is required of persons serving in that position. For  
6 the purposes of this Code, service during the required basic  
7 police training course shall be deemed performance of the  
8 duties of the specified position, even though the person is  
9 not a sworn peace officer at the time of the training.

10 A person under paragraph (20) is entitled to eligible  
11 creditable service for service credit earned under this  
12 Article on and after his or her transfer by Executive Order No.  
13 2003-10, Executive Order No. 2004-2, or Executive Order No.  
14 2016-1.

15 (c) For the purposes of this Section:

16 (1) The term "State policeman" includes any title or  
17 position in the Illinois State Police that is held by an  
18 individual employed under the Illinois State Police Act.

19 (2) The term "fire fighter in the fire protection  
20 service of a department" includes all officers in such  
21 fire protection service including fire chiefs and  
22 assistant fire chiefs.

23 (3) The term "air pilot" includes any employee whose  
24 official job description on file in the Department of  
25 Central Management Services, or in the department by which  
26 he is employed if that department is not covered by the

1 Personnel Code, states that his principal duty is the  
2 operation of aircraft, and who possesses a pilot's  
3 license; however, the change in this definition made by  
4 Public Act 83-842 shall not operate to exclude any  
5 noncovered employee who was an "air pilot" for the  
6 purposes of this Section on January 1, 1984.

7 (4) The term "special agent" means any person who by  
8 reason of employment by the Division of Narcotic Control,  
9 the Bureau of Investigation or, after July 1, 1977, the  
10 Division of Criminal Investigation, the Division of  
11 Internal Investigation, the Division of Operations, the  
12 Division of Patrol ~~Operations~~, or any other Division or  
13 organizational entity in the Illinois State Police is  
14 vested by law with duties to maintain public order,  
15 investigate violations of the criminal law of this State,  
16 enforce the laws of this State, make arrests and recover  
17 property. The term "special agent" includes any title or  
18 position in the Illinois State Police that is held by an  
19 individual employed under the Illinois State Police Act.

20 (5) The term "investigator for the Secretary of State"  
21 means any person employed by the Office of the Secretary  
22 of State and vested with such investigative duties as  
23 render him ineligible for coverage under the Social  
24 Security Act by reason of Sections 218(d)(5)(A),  
25 218(d)(8)(D) and 218(1)(1) of that Act.

26 A person who became employed as an investigator for

1 the Secretary of State between January 1, 1967 and  
2 December 31, 1975, and who has served as such until  
3 attainment of age 60, either continuously or with a single  
4 break in service of not more than 3 years duration, which  
5 break terminated before January 1, 1976, shall be entitled  
6 to have his retirement annuity calculated in accordance  
7 with subsection (a), notwithstanding that he has less than  
8 20 years of credit for such service.

9 (6) The term "Conservation Police Officer" means any  
10 person employed by the Division of Law Enforcement of the  
11 Department of Natural Resources and vested with such law  
12 enforcement duties as render him ineligible for coverage  
13 under the Social Security Act by reason of Sections  
14 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The  
15 term "Conservation Police Officer" includes the positions  
16 of Chief Conservation Police Administrator and Assistant  
17 Conservation Police Administrator.

18 (7) The term "investigator for the Department of  
19 Revenue" means any person employed by the Department of  
20 Revenue and vested with such investigative duties as  
21 render him ineligible for coverage under the Social  
22 Security Act by reason of Sections 218(d)(5)(A),  
23 218(d)(8)(D) and 218(1)(1) of that Act.

24 The term "investigator for the Illinois Gaming Board"  
25 means any person employed as such by the Illinois Gaming  
26 Board and vested with such peace officer duties as render

1 the person ineligible for coverage under the Social  
2 Security Act by reason of Sections 218(d)(5)(A),  
3 218(d)(8)(D), and 218(1)(1) of that Act.

4 (8) The term "security employee of the Department of  
5 Human Services" means any person employed by the  
6 Department of Human Services who (i) is employed at the  
7 Chester Mental Health Center and has daily contact with  
8 the residents thereof, (ii) is employed within a security  
9 unit at a facility operated by the Department and has  
10 daily contact with the residents of the security unit,  
11 (iii) is employed at a facility operated by the Department  
12 that includes a security unit and is regularly scheduled  
13 to work at least 50% of his or her working hours within  
14 that security unit, or (iv) is a mental health police  
15 officer. "Mental health police officer" means any person  
16 employed by the Department of Human Services in a position  
17 pertaining to the Department's mental health and  
18 developmental disabilities functions who is vested with  
19 such law enforcement duties as render the person  
20 ineligible for coverage under the Social Security Act by  
21 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
22 218(1)(1) of that Act. "Security unit" means that portion  
23 of a facility that is devoted to the care, containment,  
24 and treatment of persons committed to the Department of  
25 Human Services as sexually violent persons, persons unfit  
26 to stand trial, or persons not guilty by reason of

1 insanity. With respect to past employment, references to  
2 the Department of Human Services include its predecessor,  
3 the Department of Mental Health and Developmental  
4 Disabilities.

5 The changes made to this subdivision (c)(8) by Public  
6 Act 92-14 apply to persons who retire on or after January  
7 1, 2001, notwithstanding Section 1-103.1.

8 (9) "Central Management Services security police  
9 officer" means any person employed by the Department of  
10 Central Management Services who is vested with such law  
11 enforcement duties as render him ineligible for coverage  
12 under the Social Security Act by reason of Sections  
13 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

14 (10) For a member who first became an employee under  
15 this Article before July 1, 2005, the term "security  
16 employee of the Department of Corrections or the  
17 Department of Juvenile Justice" means any employee of the  
18 Department of Corrections or the Department of Juvenile  
19 Justice or the former Department of Personnel, and any  
20 member or employee of the Prisoner Review Board, who has  
21 daily contact with inmates or youth by working within a  
22 correctional facility or Juvenile facility operated by the  
23 Department of Juvenile Justice or who is a parole officer  
24 or an employee who has direct contact with committed  
25 persons in the performance of his or her job duties. For a  
26 member who first becomes an employee under this Article on



1 or after July 1, 2005, the term means an employee of the  
2 Department of Corrections or the Department of Juvenile  
3 Justice who is any of the following: (i) officially  
4 headquartered at a correctional facility or Juvenile  
5 facility operated by the Department of Juvenile Justice,  
6 (ii) a parole officer, (iii) a member of the apprehension  
7 unit, (iv) a member of the intelligence unit, (v) a member  
8 of the sort team, or (vi) an investigator.

9 (11) The term "dangerous drugs investigator" means any  
10 person who is employed as such by the Department of Human  
11 Services.

12 (12) The term "investigator for the Illinois State  
13 Police" means a person employed by the Illinois State  
14 Police who is vested under Section 4 of the Narcotic  
15 Control Division Abolition Act with such law enforcement  
16 powers as render him ineligible for coverage under the  
17 Social Security Act by reason of Sections 218(d)(5)(A),  
18 218(d)(8)(D) and 218(1)(1) of that Act.

19 (13) "Investigator for the Office of the Attorney  
20 General" means any person who is employed as such by the  
21 Office of the Attorney General and is vested with such  
22 investigative duties as render him ineligible for coverage  
23 under the Social Security Act by reason of Sections  
24 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For  
25 the period before January 1, 1989, the term includes all  
26 persons who were employed as investigators by the Office

1 of the Attorney General, without regard to social security  
2 status.

3 (14) "Controlled substance inspector" means any person  
4 who is employed as such by the Department of Professional  
5 Regulation and is vested with such law enforcement duties  
6 as render him ineligible for coverage under the Social  
7 Security Act by reason of Sections 218(d)(5)(A),  
8 218(d)(8)(D) and 218(1)(1) of that Act. The term  
9 "controlled substance inspector" includes the Program  
10 Executive of Enforcement and the Assistant Program  
11 Executive of Enforcement.

12 (15) The term "investigator for the Office of the  
13 State's Attorneys Appellate Prosecutor" means a person  
14 employed in that capacity on a full-time basis under the  
15 authority of Section 7.06 of the State's Attorneys  
16 Appellate Prosecutor's Act.

17 (16) "Commerce Commission police officer" means any  
18 person employed by the Illinois Commerce Commission who is  
19 vested with such law enforcement duties as render him  
20 ineligible for coverage under the Social Security Act by  
21 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and  
22 218(1)(1) of that Act.

23 (17) "Arson investigator" means any person who is  
24 employed as such by the Office of the State Fire Marshal  
25 and is vested with such law enforcement duties as render  
26 the person ineligible for coverage under the Social

1 Security Act by reason of Sections 218(d)(5)(A),  
2 218(d)(8)(D), and 218(1)(1) of that Act. A person who was  
3 employed as an arson investigator on January 1, 1995 and  
4 is no longer in service but not yet receiving a retirement  
5 annuity may convert his or her creditable service for  
6 employment as an arson investigator into eligible  
7 creditable service by paying to the System the difference  
8 between the employee contributions actually paid for that  
9 service and the amounts that would have been contributed  
10 if the applicant were contributing at the rate applicable  
11 to persons with the same social security status earning  
12 eligible creditable service on the date of application.

13 (18) The term "State highway maintenance worker" means  
14 a person who is either of the following:

15 (i) A person employed on a full-time basis by the  
16 Illinois Department of Transportation in the position  
17 of highway maintainer, highway maintenance lead  
18 worker, highway maintenance lead/lead worker, heavy  
19 construction equipment operator, power shovel  
20 operator, or bridge mechanic; and whose principal  
21 responsibility is to perform, on the roadway, the  
22 actual maintenance necessary to keep the highways that  
23 form a part of the State highway system in serviceable  
24 condition for vehicular traffic.

25 (ii) A person employed on a full-time basis by the  
26 Illinois State Toll Highway Authority in the position

1 of equipment operator/laborer H-4, equipment  
2 operator/laborer H-6, welder H-4, welder H-6,  
3 mechanical/electrical H-4, mechanical/electrical H-6,  
4 water/sewer H-4, water/sewer H-6, sign maker/hanger  
5 H-4, sign maker/hanger H-6, roadway lighting H-4,  
6 roadway lighting H-6, structural H-4, structural H-6,  
7 painter H-4, or painter H-6; and whose principal  
8 responsibility is to perform, on the roadway, the  
9 actual maintenance necessary to keep the Authority's  
10 tollways in serviceable condition for vehicular  
11 traffic.

12 (19) The term "security employee of the Department of  
13 Innovation and Technology" means a person who was a  
14 security employee of the Department of Corrections or the  
15 Department of Juvenile Justice, was transferred to the  
16 Department of Innovation and Technology pursuant to  
17 Executive Order 2016-01, and continues to perform similar  
18 job functions under that Department.

19 (20) "Transferred employee" means an employee who was  
20 transferred to the Department of Central Management  
21 Services by Executive Order No. 2003-10 or Executive Order  
22 No. 2004-2 or transferred to the Department of Innovation  
23 and Technology by Executive Order No. 2016-1, or both, and  
24 was entitled to eligible creditable service for services  
25 immediately preceding the transfer.

26 (d) A security employee of the Department of Corrections

1 or the Department of Juvenile Justice, a security employee of  
2 the Department of Human Services who is not a mental health  
3 police officer, and a security employee of the Department of  
4 Innovation and Technology shall not be eligible for the  
5 alternative retirement annuity provided by this Section unless  
6 he or she meets the following minimum age and service  
7 requirements at the time of retirement:

8 (i) 25 years of eligible creditable service and age  
9 55; or

10 (ii) beginning January 1, 1987, 25 years of eligible  
11 creditable service and age 54, or 24 years of eligible  
12 creditable service and age 55; or

13 (iii) beginning January 1, 1988, 25 years of eligible  
14 creditable service and age 53, or 23 years of eligible  
15 creditable service and age 55; or

16 (iv) beginning January 1, 1989, 25 years of eligible  
17 creditable service and age 52, or 22 years of eligible  
18 creditable service and age 55; or

19 (v) beginning January 1, 1990, 25 years of eligible  
20 creditable service and age 51, or 21 years of eligible  
21 creditable service and age 55; or

22 (vi) beginning January 1, 1991, 25 years of eligible  
23 creditable service and age 50, or 20 years of eligible  
24 creditable service and age 55.

25 Persons who have service credit under Article 16 of this  
26 Code for service as a security employee of the Department of

1 Corrections or the Department of Juvenile Justice, or the  
2 Department of Human Services in a position requiring  
3 certification as a teacher may count such service toward  
4 establishing their eligibility under the service requirements  
5 of this Section; but such service may be used only for  
6 establishing such eligibility, and not for the purpose of  
7 increasing or calculating any benefit.

8 (e) If a member enters military service while working in a  
9 position in which eligible creditable service may be earned,  
10 and returns to State service in the same or another such  
11 position, and fulfills in all other respects the conditions  
12 prescribed in this Article for credit for military service,  
13 such military service shall be credited as eligible creditable  
14 service for the purposes of the retirement annuity prescribed  
15 in this Section.

16 (f) For purposes of calculating retirement annuities under  
17 this Section, periods of service rendered after December 31,  
18 1968 and before October 1, 1975 as a covered employee in the  
19 position of special agent, conservation police officer, mental  
20 health police officer, or investigator for the Secretary of  
21 State, shall be deemed to have been service as a noncovered  
22 employee, provided that the employee pays to the System prior  
23 to retirement an amount equal to (1) the difference between  
24 the employee contributions that would have been required for  
25 such service as a noncovered employee, and the amount of  
26 employee contributions actually paid, plus (2) if payment is

1 made after July 31, 1987, regular interest on the amount  
2 specified in item (1) from the date of service to the date of  
3 payment.

4 For purposes of calculating retirement annuities under  
5 this Section, periods of service rendered after December 31,  
6 1968 and before January 1, 1982 as a covered employee in the  
7 position of investigator for the Department of Revenue shall  
8 be deemed to have been service as a noncovered employee,  
9 provided that the employee pays to the System prior to  
10 retirement an amount equal to (1) the difference between the  
11 employee contributions that would have been required for such  
12 service as a noncovered employee, and the amount of employee  
13 contributions actually paid, plus (2) if payment is made after  
14 January 1, 1990, regular interest on the amount specified in  
15 item (1) from the date of service to the date of payment.

16 (g) A State policeman may elect, not later than January 1,  
17 1990, to establish eligible creditable service for up to 10  
18 years of his service as a policeman under Article 3, by filing  
19 a written election with the Board, accompanied by payment of  
20 an amount to be determined by the Board, equal to (i) the  
21 difference between the amount of employee and employer  
22 contributions transferred to the System under Section 3-110.5,  
23 and the amounts that would have been contributed had such  
24 contributions been made at the rates applicable to State  
25 policemen, plus (ii) interest thereon at the effective rate  
26 for each year, compounded annually, from the date of service

1 to the date of payment.

2 Subject to the limitation in subsection (i), a State  
3 policeman may elect, not later than July 1, 1993, to establish  
4 eligible creditable service for up to 10 years of his service  
5 as a member of the County Police Department under Article 9, by  
6 filing a written election with the Board, accompanied by  
7 payment of an amount to be determined by the Board, equal to  
8 (i) the difference between the amount of employee and employer  
9 contributions transferred to the System under Section 9-121.10  
10 and the amounts that would have been contributed had those  
11 contributions been made at the rates applicable to State  
12 policemen, plus (ii) interest thereon at the effective rate  
13 for each year, compounded annually, from the date of service  
14 to the date of payment.

15 (h) Subject to the limitation in subsection (i), a State  
16 policeman or investigator for the Secretary of State may elect  
17 to establish eligible creditable service for up to 12 years of  
18 his service as a policeman under Article 5, by filing a written  
19 election with the Board on or before January 31, 1992, and  
20 paying to the System by January 31, 1994 an amount to be  
21 determined by the Board, equal to (i) the difference between  
22 the amount of employee and employer contributions transferred  
23 to the System under Section 5-236, and the amounts that would  
24 have been contributed had such contributions been made at the  
25 rates applicable to State policemen, plus (ii) interest  
26 thereon at the effective rate for each year, compounded



1 annually, from the date of service to the date of payment.

2 Subject to the limitation in subsection (i), a State  
3 policeman, conservation police officer, or investigator for  
4 the Secretary of State may elect to establish eligible  
5 creditable service for up to 10 years of service as a sheriff's  
6 law enforcement employee under Article 7, by filing a written  
7 election with the Board on or before January 31, 1993, and  
8 paying to the System by January 31, 1994 an amount to be  
9 determined by the Board, equal to (i) the difference between  
10 the amount of employee and employer contributions transferred  
11 to the System under Section 7-139.7, and the amounts that  
12 would have been contributed had such contributions been made  
13 at the rates applicable to State policemen, plus (ii) interest  
14 thereon at the effective rate for each year, compounded  
15 annually, from the date of service to the date of payment.

16 Subject to the limitation in subsection (i), a State  
17 policeman, conservation police officer, or investigator for  
18 the Secretary of State may elect to establish eligible  
19 creditable service for up to 5 years of service as a police  
20 officer under Article 3, a policeman under Article 5, a  
21 sheriff's law enforcement employee under Article 7, a member  
22 of the county police department under Article 9, or a police  
23 officer under Article 15 by filing a written election with the  
24 Board and paying to the System an amount to be determined by  
25 the Board, equal to (i) the difference between the amount of  
26 employee and employer contributions transferred to the System

1 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4  
2 and the amounts that would have been contributed had such  
3 contributions been made at the rates applicable to State  
4 policemen, plus (ii) interest thereon at the effective rate  
5 for each year, compounded annually, from the date of service  
6 to the date of payment.

7 Subject to the limitation in subsection (i), an  
8 investigator for the Office of the Attorney General, or an  
9 investigator for the Department of Revenue, may elect to  
10 establish eligible creditable service for up to 5 years of  
11 service as a police officer under Article 3, a policeman under  
12 Article 5, a sheriff's law enforcement employee under Article  
13 7, or a member of the county police department under Article 9  
14 by filing a written election with the Board within 6 months  
15 after August 25, 2009 (the effective date of Public Act  
16 96-745) and paying to the System an amount to be determined by  
17 the Board, equal to (i) the difference between the amount of  
18 employee and employer contributions transferred to the System  
19 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the  
20 amounts that would have been contributed had such  
21 contributions been made at the rates applicable to State  
22 policemen, plus (ii) interest thereon at the actuarially  
23 assumed rate for each year, compounded annually, from the date  
24 of service to the date of payment.

25 Subject to the limitation in subsection (i), a State  
26 policeman, conservation police officer, investigator for the

1 Office of the Attorney General, an investigator for the  
2 Department of Revenue, or investigator for the Secretary of  
3 State may elect to establish eligible creditable service for  
4 up to 5 years of service as a person employed by a  
5 participating municipality to perform police duties, or law  
6 enforcement officer employed on a full-time basis by a forest  
7 preserve district under Article 7, a county corrections  
8 officer, or a court services officer under Article 9, by  
9 filing a written election with the Board within 6 months after  
10 August 25, 2009 (the effective date of Public Act 96-745) and  
11 paying to the System an amount to be determined by the Board,  
12 equal to (i) the difference between the amount of employee and  
13 employer contributions transferred to the System under  
14 Sections 7-139.8 and 9-121.10 and the amounts that would have  
15 been contributed had such contributions been made at the rates  
16 applicable to State policemen, plus (ii) interest thereon at  
17 the actuarially assumed rate for each year, compounded  
18 annually, from the date of service to the date of payment.

19 Subject to the limitation in subsection (i), a State  
20 policeman, arson investigator, or Commerce Commission police  
21 officer may elect to establish eligible creditable service for  
22 up to 5 years of service as a person employed by a  
23 participating municipality to perform police duties under  
24 Article 7, a county corrections officer, a court services  
25 officer under Article 9, or a firefighter under Article 4 by  
26 filing a written election with the Board within 6 months after

1 July 30, 2021 (the effective date of Public Act 102-210) and  
2 paying to the System an amount to be determined by the Board  
3 equal to (i) the difference between the amount of employee and  
4 employer contributions transferred to the System under  
5 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that  
6 would have been contributed had such contributions been made  
7 at the rates applicable to State policemen, plus (ii) interest  
8 thereon at the actuarially assumed rate for each year,  
9 compounded annually, from the date of service to the date of  
10 payment.

11 Subject to the limitation in subsection (i), a  
12 conservation police officer may elect to establish eligible  
13 creditable service for up to 5 years of service as a person  
14 employed by a participating municipality to perform police  
15 duties under Article 7, a county corrections officer, or a  
16 court services officer under Article 9 by filing a written  
17 election with the Board within 6 months after July 30, 2021  
18 (the effective date of Public Act 102-210) and paying to the  
19 System an amount to be determined by the Board equal to (i) the  
20 difference between the amount of employee and employer  
21 contributions transferred to the System under Sections 7-139.8  
22 and 9-121.10 and the amounts that would have been contributed  
23 had such contributions been made at the rates applicable to  
24 State policemen, plus (ii) interest thereon at the actuarially  
25 assumed rate for each year, compounded annually, from the date  
26 of service to the date of payment.

1           Subject to the limitation in subsection (i), an  
2 investigator for the Department of Revenue, investigator for  
3 the Illinois Gaming Board, investigator for the Secretary of  
4 State, or arson investigator may elect to establish eligible  
5 creditable service for up to 5 years of service as a person  
6 employed by a participating municipality to perform police  
7 duties under Article 7, a county corrections officer, a court  
8 services officer under Article 9, or a firefighter under  
9 Article 4 by filing a written election with the Board within 6  
10 months after the effective date of this amendatory Act of the  
11 102nd General Assembly and paying to the System an amount to be  
12 determined by the Board equal to (i) the difference between  
13 the amount of employee and employer contributions transferred  
14 to the System under Sections 4-108.8, 7-139.8, and 9-121.10  
15 and the amounts that would have been contributed had such  
16 contributions been made at the rates applicable to State  
17 policemen, plus (ii) interest thereon at the actuarially  
18 assumed rate for each year, compounded annually, from the date  
19 of service to the date of payment.

20           Notwithstanding the limitation in subsection (i), a State  
21 policeman or conservation police officer may elect to convert  
22 service credit earned under this Article to eligible  
23 creditable service, as defined by this Section, by filing a  
24 written election with the board within 6 months after July 30,  
25 2021 (the effective date of Public Act 102-210) and paying to  
26 the System an amount to be determined by the Board equal to (i)

1 the difference between the amount of employee contributions  
2 originally paid for that service and the amounts that would  
3 have been contributed had such contributions been made at the  
4 rates applicable to State policemen, plus (ii) the difference  
5 between the employer's normal cost of the credit prior to the  
6 conversion authorized by Public Act 102-210 and the employer's  
7 normal cost of the credit converted in accordance with Public  
8 Act 102-210, plus (iii) interest thereon at the actuarially  
9 assumed rate for each year, compounded annually, from the date  
10 of service to the date of payment.

11 Notwithstanding the limitation in subsection (i), an  
12 investigator for the Department of Revenue, investigator for  
13 the Illinois Gaming Board, investigator for the Secretary of  
14 State, or arson investigator may elect to convert service  
15 credit earned under this Article to eligible creditable  
16 service, as defined by this Section, by filing a written  
17 election with the Board within 6 months after the effective  
18 date of this amendatory Act of the 102nd General Assembly and  
19 paying to the System an amount to be determined by the Board  
20 equal to (i) the difference between the amount of employee  
21 contributions originally paid for that service and the amounts  
22 that would have been contributed had such contributions been  
23 made at the rates applicable to investigators for the  
24 Department of Revenue, investigators for the Illinois Gaming  
25 Board, investigators for the Secretary of State, or arson  
26 investigators, plus (ii) the difference between the employer's

1 normal cost of the credit prior to the conversion authorized  
2 by this amendatory Act of the 102nd General Assembly and the  
3 employer's normal cost of the credit converted in accordance  
4 with this amendatory Act of the 102nd General Assembly, plus  
5 (iii) interest thereon at the actuarially assumed rate for  
6 each year, compounded annually, from the date of service to  
7 the date of payment.

8 (i) The total amount of eligible creditable service  
9 established by any person under subsections (g), (h), (j),  
10 (k), (l), (l-5), and (o) of this Section shall not exceed 12  
11 years.

12 (j) Subject to the limitation in subsection (i), an  
13 investigator for the Office of the State's Attorneys Appellate  
14 Prosecutor or a controlled substance inspector may elect to  
15 establish eligible creditable service for up to 10 years of  
16 his service as a policeman under Article 3 or a sheriff's law  
17 enforcement employee under Article 7, by filing a written  
18 election with the Board, accompanied by payment of an amount  
19 to be determined by the Board, equal to (1) the difference  
20 between the amount of employee and employer contributions  
21 transferred to the System under Section 3-110.6 or 7-139.8,  
22 and the amounts that would have been contributed had such  
23 contributions been made at the rates applicable to State  
24 policemen, plus (2) interest thereon at the effective rate for  
25 each year, compounded annually, from the date of service to  
26 the date of payment.

1           (k) Subject to the limitation in subsection (i) of this  
2 Section, an alternative formula employee may elect to  
3 establish eligible creditable service for periods spent as a  
4 full-time law enforcement officer or full-time corrections  
5 officer employed by the federal government or by a state or  
6 local government located outside of Illinois, for which credit  
7 is not held in any other public employee pension fund or  
8 retirement system. To obtain this credit, the applicant must  
9 file a written application with the Board by March 31, 1998,  
10 accompanied by evidence of eligibility acceptable to the Board  
11 and payment of an amount to be determined by the Board, equal  
12 to (1) employee contributions for the credit being  
13 established, based upon the applicant's salary on the first  
14 day as an alternative formula employee after the employment  
15 for which credit is being established and the rates then  
16 applicable to alternative formula employees, plus (2) an  
17 amount determined by the Board to be the employer's normal  
18 cost of the benefits accrued for the credit being established,  
19 plus (3) regular interest on the amounts in items (1) and (2)  
20 from the first day as an alternative formula employee after  
21 the employment for which credit is being established to the  
22 date of payment.

23           (1) Subject to the limitation in subsection (i), a  
24 security employee of the Department of Corrections may elect,  
25 not later than July 1, 1998, to establish eligible creditable  
26 service for up to 10 years of his or her service as a policeman



1 under Article 3, by filing a written election with the Board,  
2 accompanied by payment of an amount to be determined by the  
3 Board, equal to (i) the difference between the amount of  
4 employee and employer contributions transferred to the System  
5 under Section 3-110.5, and the amounts that would have been  
6 contributed had such contributions been made at the rates  
7 applicable to security employees of the Department of  
8 Corrections, plus (ii) interest thereon at the effective rate  
9 for each year, compounded annually, from the date of service  
10 to the date of payment.

11 (1-5) Subject to the limitation in subsection (i) of this  
12 Section, a State policeman may elect to establish eligible  
13 creditable service for up to 5 years of service as a full-time  
14 law enforcement officer employed by the federal government or  
15 by a state or local government located outside of Illinois for  
16 which credit is not held in any other public employee pension  
17 fund or retirement system. To obtain this credit, the  
18 applicant must file a written application with the Board no  
19 later than 3 years after January 1, 2020 (the effective date of  
20 Public Act 101-610), accompanied by evidence of eligibility  
21 acceptable to the Board and payment of an amount to be  
22 determined by the Board, equal to (1) employee contributions  
23 for the credit being established, based upon the applicant's  
24 salary on the first day as an alternative formula employee  
25 after the employment for which credit is being established and  
26 the rates then applicable to alternative formula employees,

1 plus (2) an amount determined by the Board to be the employer's  
2 normal cost of the benefits accrued for the credit being  
3 established, plus (3) regular interest on the amounts in items  
4 (1) and (2) from the first day as an alternative formula  
5 employee after the employment for which credit is being  
6 established to the date of payment.

7 (m) The amendatory changes to this Section made by Public  
8 Act 94-696 apply only to: (1) security employees of the  
9 Department of Juvenile Justice employed by the Department of  
10 Corrections before June 1, 2006 (the effective date of Public  
11 Act 94-696) and transferred to the Department of Juvenile  
12 Justice by Public Act 94-696; and (2) persons employed by the  
13 Department of Juvenile Justice on or after June 1, 2006 (the  
14 effective date of Public Act 94-696) who are required by  
15 subsection (b) of Section 3-2.5-15 of the Unified Code of  
16 Corrections to have any bachelor's or advanced degree from an  
17 accredited college or university or, in the case of persons  
18 who provide vocational training, who are required to have  
19 adequate knowledge in the skill for which they are providing  
20 the vocational training.

21 (n) A person employed in a position under subsection (b)  
22 of this Section who has purchased service credit under  
23 subsection (j) of Section 14-104 or subsection (b) of Section  
24 14-105 in any other capacity under this Article may convert up  
25 to 5 years of that service credit into service credit covered  
26 under this Section by paying to the Fund an amount equal to (1)

1 the additional employee contribution required under Section  
2 14-133, plus (2) the additional employer contribution required  
3 under Section 14-131, plus (3) interest on items (1) and (2) at  
4 the actuarially assumed rate from the date of the service to  
5 the date of payment.

6 (o) Subject to the limitation in subsection (i), a  
7 conservation police officer, investigator for the Secretary of  
8 State, Commerce Commission police officer, investigator for  
9 the Department of Revenue or the Illinois Gaming Board, or  
10 arson investigator subject to subsection (g) of Section 1-160  
11 may elect to convert up to 8 years of service credit  
12 established before January 1, 2020 (the effective date of  
13 Public Act 101-610) as a conservation police officer,  
14 investigator for the Secretary of State, Commerce Commission  
15 police officer, investigator for the Department of Revenue or  
16 the Illinois Gaming Board, or arson investigator under this  
17 Article into eligible creditable service by filing a written  
18 election with the Board no later than one year after January 1,  
19 2020 (the effective date of Public Act 101-610), accompanied  
20 by payment of an amount to be determined by the Board equal to  
21 (i) the difference between the amount of the employee  
22 contributions actually paid for that service and the amount of  
23 the employee contributions that would have been paid had the  
24 employee contributions been made as a noncovered employee  
25 serving in a position in which eligible creditable service, as  
26 defined in this Section, may be earned, plus (ii) interest

1 thereon at the effective rate for each year, compounded  
2 annually, from the date of service to the date of payment.

3 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;  
4 102-538, eff. 8-20-21; 102-856, eff. 1-1-23.)

5 (Text of Section from P.A. 102-956)

6 Sec. 14-110. Alternative retirement annuity.

7 (a) Any member who has withdrawn from service with not  
8 less than 20 years of eligible creditable service and has  
9 attained age 55, and any member who has withdrawn from service  
10 with not less than 25 years of eligible creditable service and  
11 has attained age 50, regardless of whether the attainment of  
12 either of the specified ages occurs while the member is still  
13 in service, shall be entitled to receive at the option of the  
14 member, in lieu of the regular or minimum retirement annuity,  
15 a retirement annuity computed as follows:

16 (i) for periods of service as a noncovered employee:  
17 if retirement occurs on or after January 1, 2001, 3% of  
18 final average compensation for each year of creditable  
19 service; if retirement occurs before January 1, 2001, 2  
20 1/4% of final average compensation for each of the first  
21 10 years of creditable service, 2 1/2% for each year above  
22 10 years to and including 20 years of creditable service,  
23 and 2 3/4% for each year of creditable service above 20  
24 years; and

25 (ii) for periods of eligible creditable service as a

1 covered employee: if retirement occurs on or after January  
2 1, 2001, 2.5% of final average compensation for each year  
3 of creditable service; if retirement occurs before January  
4 1, 2001, 1.67% of final average compensation for each of  
5 the first 10 years of such service, 1.90% for each of the  
6 next 10 years of such service, 2.10% for each year of such  
7 service in excess of 20 but not exceeding 30, and 2.30% for  
8 each year in excess of 30.

9 Such annuity shall be subject to a maximum of 75% of final  
10 average compensation if retirement occurs before January 1,  
11 2001 or to a maximum of 80% of final average compensation if  
12 retirement occurs on or after January 1, 2001.

13 These rates shall not be applicable to any service  
14 performed by a member as a covered employee which is not  
15 eligible creditable service. Service as a covered employee  
16 which is not eligible creditable service shall be subject to  
17 the rates and provisions of Section 14-108.

18 (b) For the purpose of this Section, "eligible creditable  
19 service" means creditable service resulting from service in  
20 one or more of the following positions:

21 (1) State policeman;

22 (2) fire fighter in the fire protection service of a  
23 department;

24 (3) air pilot;

25 (4) special agent;

26 (5) investigator for the Secretary of State;

- 1 (6) conservation police officer;
- 2 (7) investigator for the Department of Revenue or the
- 3 Illinois Gaming Board;
- 4 (8) security employee of the Department of Human
- 5 Services;
- 6 (9) Central Management Services security police
- 7 officer;
- 8 (10) security employee of the Department of
- 9 Corrections or the Department of Juvenile Justice;
- 10 (11) dangerous drugs investigator;
- 11 (12) investigator for the Illinois State Police;
- 12 (13) investigator for the Office of the Attorney
- 13 General;
- 14 (14) controlled substance inspector;
- 15 (15) investigator for the Office of the State's
- 16 Attorneys Appellate Prosecutor;
- 17 (16) Commerce Commission police officer;
- 18 (17) arson investigator;
- 19 (18) State highway maintenance worker;
- 20 (19) security employee of the Department of Innovation
- 21 and Technology; or
- 22 (20) transferred employee.

23 A person employed in one of the positions specified in  
24 this subsection is entitled to eligible creditable service for  
25 service credit earned under this Article while undergoing the  
26 basic police training course approved by the Illinois Law

1 Enforcement Training Standards Board, if completion of that  
2 training is required of persons serving in that position. For  
3 the purposes of this Code, service during the required basic  
4 police training course shall be deemed performance of the  
5 duties of the specified position, even though the person is  
6 not a sworn peace officer at the time of the training.

7 A person under paragraph (20) is entitled to eligible  
8 creditable service for service credit earned under this  
9 Article on and after his or her transfer by Executive Order No.  
10 2003-10, Executive Order No. 2004-2, or Executive Order No.  
11 2016-1.

12 (c) For the purposes of this Section:

13 (1) The term "State policeman" includes any title or  
14 position in the Illinois State Police that is held by an  
15 individual employed under the Illinois State Police Act.

16 (2) The term "fire fighter in the fire protection  
17 service of a department" includes all officers in such  
18 fire protection service including fire chiefs and  
19 assistant fire chiefs.

20 (3) The term "air pilot" includes any employee whose  
21 official job description on file in the Department of  
22 Central Management Services, or in the department by which  
23 he is employed if that department is not covered by the  
24 Personnel Code, states that his principal duty is the  
25 operation of aircraft, and who possesses a pilot's  
26 license; however, the change in this definition made by

1 Public Act 83-842 shall not operate to exclude any  
2 noncovered employee who was an "air pilot" for the  
3 purposes of this Section on January 1, 1984.

4 (4) The term "special agent" means any person who by  
5 reason of employment by the Division of Narcotic Control,  
6 the Bureau of Investigation or, after July 1, 1977, the  
7 Division of Criminal Investigation, the Division of  
8 Internal Investigation, the Division of Operations, the  
9 Division of Patrol ~~Operations~~, or any other Division or  
10 organizational entity in the Illinois State Police is  
11 vested by law with duties to maintain public order,  
12 investigate violations of the criminal law of this State,  
13 enforce the laws of this State, make arrests and recover  
14 property. The term "special agent" includes any title or  
15 position in the Illinois State Police that is held by an  
16 individual employed under the Illinois State Police Act.

17 (5) The term "investigator for the Secretary of State"  
18 means any person employed by the Office of the Secretary  
19 of State and vested with such investigative duties as  
20 render him ineligible for coverage under the Social  
21 Security Act by reason of Sections 218(d)(5)(A),  
22 218(d)(8)(D) and 218(1)(1) of that Act.

23 A person who became employed as an investigator for  
24 the Secretary of State between January 1, 1967 and  
25 December 31, 1975, and who has served as such until  
26 attainment of age 60, either continuously or with a single



1 break in service of not more than 3 years duration, which  
2 break terminated before January 1, 1976, shall be entitled  
3 to have his retirement annuity calculated in accordance  
4 with subsection (a), notwithstanding that he has less than  
5 20 years of credit for such service.

6 (6) The term "Conservation Police Officer" means any  
7 person employed by the Division of Law Enforcement of the  
8 Department of Natural Resources and vested with such law  
9 enforcement duties as render him ineligible for coverage  
10 under the Social Security Act by reason of Sections  
11 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The  
12 term "Conservation Police Officer" includes the positions  
13 of Chief Conservation Police Administrator and Assistant  
14 Conservation Police Administrator.

15 (7) The term "investigator for the Department of  
16 Revenue" means any person employed by the Department of  
17 Revenue and vested with such investigative duties as  
18 render him ineligible for coverage under the Social  
19 Security Act by reason of Sections 218(d)(5)(A),  
20 218(d)(8)(D) and 218(1)(1) of that Act.

21 The term "investigator for the Illinois Gaming Board"  
22 means any person employed as such by the Illinois Gaming  
23 Board and vested with such peace officer duties as render  
24 the person ineligible for coverage under the Social  
25 Security Act by reason of Sections 218(d)(5)(A),  
26 218(d)(8)(D), and 218(1)(1) of that Act.

1           (8) The term "security employee of the Department of  
2           Human Services" means any person employed by the  
3           Department of Human Services who (i) is employed at the  
4           Chester Mental Health Center and has daily contact with  
5           the residents thereof, (ii) is employed within a security  
6           unit at a facility operated by the Department and has  
7           daily contact with the residents of the security unit,  
8           (iii) is employed at a facility operated by the Department  
9           that includes a security unit and is regularly scheduled  
10          to work at least 50% of his or her working hours within  
11          that security unit, or (iv) is a mental health police  
12          officer. "Mental health police officer" means any person  
13          employed by the Department of Human Services in a position  
14          pertaining to the Department's mental health and  
15          developmental disabilities functions who is vested with  
16          such law enforcement duties as render the person  
17          ineligible for coverage under the Social Security Act by  
18          reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
19          218(1)(1) of that Act. "Security unit" means that portion  
20          of a facility that is devoted to the care, containment,  
21          and treatment of persons committed to the Department of  
22          Human Services as sexually violent persons, persons unfit  
23          to stand trial, or persons not guilty by reason of  
24          insanity. With respect to past employment, references to  
25          the Department of Human Services include its predecessor,  
26          the Department of Mental Health and Developmental

1           Disabilities.

2           The changes made to this subdivision (c)(8) by Public  
3 Act 92-14 apply to persons who retire on or after January  
4 1, 2001, notwithstanding Section 1-103.1.

5           (9) "Central Management Services security police  
6 officer" means any person employed by the Department of  
7 Central Management Services who is vested with such law  
8 enforcement duties as render him ineligible for coverage  
9 under the Social Security Act by reason of Sections  
10 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

11           (10) For a member who first became an employee under  
12 this Article before July 1, 2005, the term "security  
13 employee of the Department of Corrections or the  
14 Department of Juvenile Justice" means any employee of the  
15 Department of Corrections or the Department of Juvenile  
16 Justice or the former Department of Personnel, and any  
17 member or employee of the Prisoner Review Board, who has  
18 daily contact with inmates or youth by working within a  
19 correctional facility or Juvenile facility operated by the  
20 Department of Juvenile Justice or who is a parole officer  
21 or an employee who has direct contact with committed  
22 persons in the performance of his or her job duties. For a  
23 member who first becomes an employee under this Article on  
24 or after July 1, 2005, the term means an employee of the  
25 Department of Corrections or the Department of Juvenile  
26 Justice who is any of the following: (i) officially

1           headquartered at a correctional facility or Juvenile  
2           facility operated by the Department of Juvenile Justice,  
3           (ii) a parole officer, (iii) a member of the apprehension  
4           unit, (iv) a member of the intelligence unit, (v) a member  
5           of the sort team, or (vi) an investigator.

6           (11) The term "dangerous drugs investigator" means any  
7           person who is employed as such by the Department of Human  
8           Services.

9           (12) The term "investigator for the Illinois State  
10           Police" means a person employed by the Illinois State  
11           Police who is vested under Section 4 of the Narcotic  
12           Control Division Abolition Act with such law enforcement  
13           powers as render him ineligible for coverage under the  
14           Social Security Act by reason of Sections 218(d)(5)(A),  
15           218(d)(8)(D) and 218(1)(1) of that Act.

16           (13) "Investigator for the Office of the Attorney  
17           General" means any person who is employed as such by the  
18           Office of the Attorney General and is vested with such  
19           investigative duties as render him ineligible for coverage  
20           under the Social Security Act by reason of Sections  
21           218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For  
22           the period before January 1, 1989, the term includes all  
23           persons who were employed as investigators by the Office  
24           of the Attorney General, without regard to social security  
25           status.

26           (14) "Controlled substance inspector" means any person

1           who is employed as such by the Department of Professional  
2           Regulation and is vested with such law enforcement duties  
3           as render him ineligible for coverage under the Social  
4           Security Act by reason of Sections 218(d)(5)(A),  
5           218(d)(8)(D) and 218(1)(1) of that Act. The term  
6           "controlled substance inspector" includes the Program  
7           Executive of Enforcement and the Assistant Program  
8           Executive of Enforcement.

9           (15) The term "investigator for the Office of the  
10          State's Attorneys Appellate Prosecutor" means a person  
11          employed in that capacity on a full-time basis under the  
12          authority of Section 7.06 of the State's Attorneys  
13          Appellate Prosecutor's Act.

14          (16) "Commerce Commission police officer" means any  
15          person employed by the Illinois Commerce Commission who is  
16          vested with such law enforcement duties as render him  
17          ineligible for coverage under the Social Security Act by  
18          reason of Sections 218(d)(5)(A), 218(d)(8)(D), and  
19          218(1)(1) of that Act.

20          (17) "Arson investigator" means any person who is  
21          employed as such by the Office of the State Fire Marshal  
22          and is vested with such law enforcement duties as render  
23          the person ineligible for coverage under the Social  
24          Security Act by reason of Sections 218(d)(5)(A),  
25          218(d)(8)(D), and 218(1)(1) of that Act. A person who was  
26          employed as an arson investigator on January 1, 1995 and

1 is no longer in service but not yet receiving a retirement  
2 annuity may convert his or her creditable service for  
3 employment as an arson investigator into eligible  
4 creditable service by paying to the System the difference  
5 between the employee contributions actually paid for that  
6 service and the amounts that would have been contributed  
7 if the applicant were contributing at the rate applicable  
8 to persons with the same social security status earning  
9 eligible creditable service on the date of application.

10 (18) The term "State highway maintenance worker" means  
11 a person who is either of the following:

12 (i) A person employed on a full-time basis by the  
13 Illinois Department of Transportation in the position  
14 of highway maintainer, highway maintenance lead  
15 worker, highway maintenance lead/lead worker, heavy  
16 construction equipment operator, power shovel  
17 operator, or bridge mechanic; and whose principal  
18 responsibility is to perform, on the roadway, the  
19 actual maintenance necessary to keep the highways that  
20 form a part of the State highway system in serviceable  
21 condition for vehicular traffic.

22 (ii) A person employed on a full-time basis by the  
23 Illinois State Toll Highway Authority in the position  
24 of equipment operator/laborer H-4, equipment  
25 operator/laborer H-6, welder H-4, welder H-6,  
26 mechanical/electrical H-4, mechanical/electrical H-6,

1 water/sewer H-4, water/sewer H-6, sign maker/hanger  
2 H-4, sign maker/hanger H-6, roadway lighting H-4,  
3 roadway lighting H-6, structural H-4, structural H-6,  
4 painter H-4, or painter H-6; and whose principal  
5 responsibility is to perform, on the roadway, the  
6 actual maintenance necessary to keep the Authority's  
7 tollways in serviceable condition for vehicular  
8 traffic.

9 (19) The term "security employee of the Department of  
10 Innovation and Technology" means a person who was a  
11 security employee of the Department of Corrections or the  
12 Department of Juvenile Justice, was transferred to the  
13 Department of Innovation and Technology pursuant to  
14 Executive Order 2016-01, and continues to perform similar  
15 job functions under that Department.

16 (20) "Transferred employee" means an employee who was  
17 transferred to the Department of Central Management  
18 Services by Executive Order No. 2003-10 or Executive Order  
19 No. 2004-2 or transferred to the Department of Innovation  
20 and Technology by Executive Order No. 2016-1, or both, and  
21 was entitled to eligible creditable service for services  
22 immediately preceding the transfer.

23 (d) A security employee of the Department of Corrections  
24 or the Department of Juvenile Justice, a security employee of  
25 the Department of Human Services who is not a mental health  
26 police officer, and a security employee of the Department of

1 Innovation and Technology shall not be eligible for the  
2 alternative retirement annuity provided by this Section unless  
3 he or she meets the following minimum age and service  
4 requirements at the time of retirement:

5 (i) 25 years of eligible creditable service and age  
6 55; or

7 (ii) beginning January 1, 1987, 25 years of eligible  
8 creditable service and age 54, or 24 years of eligible  
9 creditable service and age 55; or

10 (iii) beginning January 1, 1988, 25 years of eligible  
11 creditable service and age 53, or 23 years of eligible  
12 creditable service and age 55; or

13 (iv) beginning January 1, 1989, 25 years of eligible  
14 creditable service and age 52, or 22 years of eligible  
15 creditable service and age 55; or

16 (v) beginning January 1, 1990, 25 years of eligible  
17 creditable service and age 51, or 21 years of eligible  
18 creditable service and age 55; or

19 (vi) beginning January 1, 1991, 25 years of eligible  
20 creditable service and age 50, or 20 years of eligible  
21 creditable service and age 55.

22 Persons who have service credit under Article 16 of this  
23 Code for service as a security employee of the Department of  
24 Corrections or the Department of Juvenile Justice, or the  
25 Department of Human Services in a position requiring  
26 certification as a teacher may count such service toward



1 establishing their eligibility under the service requirements  
2 of this Section; but such service may be used only for  
3 establishing such eligibility, and not for the purpose of  
4 increasing or calculating any benefit.

5 (e) If a member enters military service while working in a  
6 position in which eligible creditable service may be earned,  
7 and returns to State service in the same or another such  
8 position, and fulfills in all other respects the conditions  
9 prescribed in this Article for credit for military service,  
10 such military service shall be credited as eligible creditable  
11 service for the purposes of the retirement annuity prescribed  
12 in this Section.

13 (f) For purposes of calculating retirement annuities under  
14 this Section, periods of service rendered after December 31,  
15 1968 and before October 1, 1975 as a covered employee in the  
16 position of special agent, conservation police officer, mental  
17 health police officer, or investigator for the Secretary of  
18 State, shall be deemed to have been service as a noncovered  
19 employee, provided that the employee pays to the System prior  
20 to retirement an amount equal to (1) the difference between  
21 the employee contributions that would have been required for  
22 such service as a noncovered employee, and the amount of  
23 employee contributions actually paid, plus (2) if payment is  
24 made after July 31, 1987, regular interest on the amount  
25 specified in item (1) from the date of service to the date of  
26 payment.

1 For purposes of calculating retirement annuities under  
2 this Section, periods of service rendered after December 31,  
3 1968 and before January 1, 1982 as a covered employee in the  
4 position of investigator for the Department of Revenue shall  
5 be deemed to have been service as a noncovered employee,  
6 provided that the employee pays to the System prior to  
7 retirement an amount equal to (1) the difference between the  
8 employee contributions that would have been required for such  
9 service as a noncovered employee, and the amount of employee  
10 contributions actually paid, plus (2) if payment is made after  
11 January 1, 1990, regular interest on the amount specified in  
12 item (1) from the date of service to the date of payment.

13 (g) A State policeman may elect, not later than January 1,  
14 1990, to establish eligible creditable service for up to 10  
15 years of his service as a policeman under Article 3, by filing  
16 a written election with the Board, accompanied by payment of  
17 an amount to be determined by the Board, equal to (i) the  
18 difference between the amount of employee and employer  
19 contributions transferred to the System under Section 3-110.5,  
20 and the amounts that would have been contributed had such  
21 contributions been made at the rates applicable to State  
22 policemen, plus (ii) interest thereon at the effective rate  
23 for each year, compounded annually, from the date of service  
24 to the date of payment.

25 Subject to the limitation in subsection (i), a State  
26 policeman may elect, not later than July 1, 1993, to establish

1 eligible creditable service for up to 10 years of his service  
2 as a member of the County Police Department under Article 9, by  
3 filing a written election with the Board, accompanied by  
4 payment of an amount to be determined by the Board, equal to  
5 (i) the difference between the amount of employee and employer  
6 contributions transferred to the System under Section 9-121.10  
7 and the amounts that would have been contributed had those  
8 contributions been made at the rates applicable to State  
9 policemen, plus (ii) interest thereon at the effective rate  
10 for each year, compounded annually, from the date of service  
11 to the date of payment.

12 (h) Subject to the limitation in subsection (i), a State  
13 policeman or investigator for the Secretary of State may elect  
14 to establish eligible creditable service for up to 12 years of  
15 his service as a policeman under Article 5, by filing a written  
16 election with the Board on or before January 31, 1992, and  
17 paying to the System by January 31, 1994 an amount to be  
18 determined by the Board, equal to (i) the difference between  
19 the amount of employee and employer contributions transferred  
20 to the System under Section 5-236, and the amounts that would  
21 have been contributed had such contributions been made at the  
22 rates applicable to State policemen, plus (ii) interest  
23 thereon at the effective rate for each year, compounded  
24 annually, from the date of service to the date of payment.

25 Subject to the limitation in subsection (i), a State  
26 policeman, conservation police officer, or investigator for

1 the Secretary of State may elect to establish eligible  
2 creditable service for up to 10 years of service as a sheriff's  
3 law enforcement employee under Article 7, by filing a written  
4 election with the Board on or before January 31, 1993, and  
5 paying to the System by January 31, 1994 an amount to be  
6 determined by the Board, equal to (i) the difference between  
7 the amount of employee and employer contributions transferred  
8 to the System under Section 7-139.7, and the amounts that  
9 would have been contributed had such contributions been made  
10 at the rates applicable to State policemen, plus (ii) interest  
11 thereon at the effective rate for each year, compounded  
12 annually, from the date of service to the date of payment.

13 Subject to the limitation in subsection (i), a State  
14 policeman, conservation police officer, or investigator for  
15 the Secretary of State may elect to establish eligible  
16 creditable service for up to 5 years of service as a police  
17 officer under Article 3, a policeman under Article 5, a  
18 sheriff's law enforcement employee under Article 7, a member  
19 of the county police department under Article 9, or a police  
20 officer under Article 15 by filing a written election with the  
21 Board and paying to the System an amount to be determined by  
22 the Board, equal to (i) the difference between the amount of  
23 employee and employer contributions transferred to the System  
24 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4  
25 and the amounts that would have been contributed had such  
26 contributions been made at the rates applicable to State

1 policemen, plus (ii) interest thereon at the effective rate  
2 for each year, compounded annually, from the date of service  
3 to the date of payment.

4 Subject to the limitation in subsection (i), an  
5 investigator for the Office of the Attorney General, or an  
6 investigator for the Department of Revenue, may elect to  
7 establish eligible creditable service for up to 5 years of  
8 service as a police officer under Article 3, a policeman under  
9 Article 5, a sheriff's law enforcement employee under Article  
10 7, or a member of the county police department under Article 9  
11 by filing a written election with the Board within 6 months  
12 after August 25, 2009 (the effective date of Public Act  
13 96-745) and paying to the System an amount to be determined by  
14 the Board, equal to (i) the difference between the amount of  
15 employee and employer contributions transferred to the System  
16 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the  
17 amounts that would have been contributed had such  
18 contributions been made at the rates applicable to State  
19 policemen, plus (ii) interest thereon at the actuarially  
20 assumed rate for each year, compounded annually, from the date  
21 of service to the date of payment.

22 Subject to the limitation in subsection (i), a State  
23 policeman, conservation police officer, investigator for the  
24 Office of the Attorney General, an investigator for the  
25 Department of Revenue, or investigator for the Secretary of  
26 State may elect to establish eligible creditable service for

1 up to 5 years of service as a person employed by a  
2 participating municipality to perform police duties, or law  
3 enforcement officer employed on a full-time basis by a forest  
4 preserve district under Article 7, a county corrections  
5 officer, or a court services officer under Article 9, by  
6 filing a written election with the Board within 6 months after  
7 August 25, 2009 (the effective date of Public Act 96-745) and  
8 paying to the System an amount to be determined by the Board,  
9 equal to (i) the difference between the amount of employee and  
10 employer contributions transferred to the System under  
11 Sections 7-139.8 and 9-121.10 and the amounts that would have  
12 been contributed had such contributions been made at the rates  
13 applicable to State policemen, plus (ii) interest thereon at  
14 the actuarially assumed rate for each year, compounded  
15 annually, from the date of service to the date of payment.

16 Subject to the limitation in subsection (i), a State  
17 policeman, arson investigator, or Commerce Commission police  
18 officer may elect to establish eligible creditable service for  
19 up to 5 years of service as a person employed by a  
20 participating municipality to perform police duties under  
21 Article 7, a county corrections officer, a court services  
22 officer under Article 9, or a firefighter under Article 4 by  
23 filing a written election with the Board within 6 months after  
24 July 30, 2021 (the effective date of Public Act 102-210) and  
25 paying to the System an amount to be determined by the Board  
26 equal to (i) the difference between the amount of employee and

1 employer contributions transferred to the System under  
2 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that  
3 would have been contributed had such contributions been made  
4 at the rates applicable to State policemen, plus (ii) interest  
5 thereon at the actuarially assumed rate for each year,  
6 compounded annually, from the date of service to the date of  
7 payment.

8 Subject to the limitation in subsection (i), a  
9 conservation police officer may elect to establish eligible  
10 creditable service for up to 5 years of service as a person  
11 employed by a participating municipality to perform police  
12 duties under Article 7, a county corrections officer, or a  
13 court services officer under Article 9 by filing a written  
14 election with the Board within 6 months after July 30, 2021  
15 (the effective date of Public Act 102-210) and paying to the  
16 System an amount to be determined by the Board equal to (i) the  
17 difference between the amount of employee and employer  
18 contributions transferred to the System under Sections 7-139.8  
19 and 9-121.10 and the amounts that would have been contributed  
20 had such contributions been made at the rates applicable to  
21 State policemen, plus (ii) interest thereon at the actuarially  
22 assumed rate for each year, compounded annually, from the date  
23 of service to the date of payment.

24 Notwithstanding the limitation in subsection (i), a State  
25 policeman or conservation police officer may elect to convert  
26 service credit earned under this Article to eligible

1 creditable service, as defined by this Section, by filing a  
2 written election with the board within 6 months after July 30,  
3 2021 (the effective date of Public Act 102-210) and paying to  
4 the System an amount to be determined by the Board equal to (i)  
5 the difference between the amount of employee contributions  
6 originally paid for that service and the amounts that would  
7 have been contributed had such contributions been made at the  
8 rates applicable to State policemen, plus (ii) the difference  
9 between the employer's normal cost of the credit prior to the  
10 conversion authorized by Public Act 102-210 and the employer's  
11 normal cost of the credit converted in accordance with Public  
12 Act 102-210, plus (iii) interest thereon at the actuarially  
13 assumed rate for each year, compounded annually, from the date  
14 of service to the date of payment.

15 (i) The total amount of eligible creditable service  
16 established by any person under subsections (g), (h), (j),  
17 (k), (l), (l-5), (o), and (p) of this Section shall not exceed  
18 12 years.

19 (j) Subject to the limitation in subsection (i), an  
20 investigator for the Office of the State's Attorneys Appellate  
21 Prosecutor or a controlled substance inspector may elect to  
22 establish eligible creditable service for up to 10 years of  
23 his service as a policeman under Article 3 or a sheriff's law  
24 enforcement employee under Article 7, by filing a written  
25 election with the Board, accompanied by payment of an amount  
26 to be determined by the Board, equal to (1) the difference



1 between the amount of employee and employer contributions  
2 transferred to the System under Section 3-110.6 or 7-139.8,  
3 and the amounts that would have been contributed had such  
4 contributions been made at the rates applicable to State  
5 policemen, plus (2) interest thereon at the effective rate for  
6 each year, compounded annually, from the date of service to  
7 the date of payment.

8 (k) Subject to the limitation in subsection (i) of this  
9 Section, an alternative formula employee may elect to  
10 establish eligible creditable service for periods spent as a  
11 full-time law enforcement officer or full-time corrections  
12 officer employed by the federal government or by a state or  
13 local government located outside of Illinois, for which credit  
14 is not held in any other public employee pension fund or  
15 retirement system. To obtain this credit, the applicant must  
16 file a written application with the Board by March 31, 1998,  
17 accompanied by evidence of eligibility acceptable to the Board  
18 and payment of an amount to be determined by the Board, equal  
19 to (1) employee contributions for the credit being  
20 established, based upon the applicant's salary on the first  
21 day as an alternative formula employee after the employment  
22 for which credit is being established and the rates then  
23 applicable to alternative formula employees, plus (2) an  
24 amount determined by the Board to be the employer's normal  
25 cost of the benefits accrued for the credit being established,  
26 plus (3) regular interest on the amounts in items (1) and (2)

1 from the first day as an alternative formula employee after  
2 the employment for which credit is being established to the  
3 date of payment.

4 (1) Subject to the limitation in subsection (i), a  
5 security employee of the Department of Corrections may elect,  
6 not later than July 1, 1998, to establish eligible creditable  
7 service for up to 10 years of his or her service as a policeman  
8 under Article 3, by filing a written election with the Board,  
9 accompanied by payment of an amount to be determined by the  
10 Board, equal to (i) the difference between the amount of  
11 employee and employer contributions transferred to the System  
12 under Section 3-110.5, and the amounts that would have been  
13 contributed had such contributions been made at the rates  
14 applicable to security employees of the Department of  
15 Corrections, plus (ii) interest thereon at the effective rate  
16 for each year, compounded annually, from the date of service  
17 to the date of payment.

18 (1-5) Subject to the limitation in subsection (i) of this  
19 Section, a State policeman may elect to establish eligible  
20 creditable service for up to 5 years of service as a full-time  
21 law enforcement officer employed by the federal government or  
22 by a state or local government located outside of Illinois for  
23 which credit is not held in any other public employee pension  
24 fund or retirement system. To obtain this credit, the  
25 applicant must file a written application with the Board no  
26 later than 3 years after January 1, 2020 (the effective date of

1 Public Act 101-610), accompanied by evidence of eligibility  
2 acceptable to the Board and payment of an amount to be  
3 determined by the Board, equal to (1) employee contributions  
4 for the credit being established, based upon the applicant's  
5 salary on the first day as an alternative formula employee  
6 after the employment for which credit is being established and  
7 the rates then applicable to alternative formula employees,  
8 plus (2) an amount determined by the Board to be the employer's  
9 normal cost of the benefits accrued for the credit being  
10 established, plus (3) regular interest on the amounts in items  
11 (1) and (2) from the first day as an alternative formula  
12 employee after the employment for which credit is being  
13 established to the date of payment.

14 (m) The amendatory changes to this Section made by Public  
15 Act 94-696 apply only to: (1) security employees of the  
16 Department of Juvenile Justice employed by the Department of  
17 Corrections before June 1, 2006 (the effective date of Public  
18 Act 94-696) and transferred to the Department of Juvenile  
19 Justice by Public Act 94-696; and (2) persons employed by the  
20 Department of Juvenile Justice on or after June 1, 2006 (the  
21 effective date of Public Act 94-696) who are required by  
22 subsection (b) of Section 3-2.5-15 of the Unified Code of  
23 Corrections to have any bachelor's or advanced degree from an  
24 accredited college or university or, in the case of persons  
25 who provide vocational training, who are required to have  
26 adequate knowledge in the skill for which they are providing

1 the vocational training.

2 (n) A person employed in a position under subsection (b)  
3 of this Section who has purchased service credit under  
4 subsection (j) of Section 14-104 or subsection (b) of Section  
5 14-105 in any other capacity under this Article may convert up  
6 to 5 years of that service credit into service credit covered  
7 under this Section by paying to the Fund an amount equal to (1)  
8 the additional employee contribution required under Section  
9 14-133, plus (2) the additional employer contribution required  
10 under Section 14-131, plus (3) interest on items (1) and (2) at  
11 the actuarially assumed rate from the date of the service to  
12 the date of payment.

13 (o) Subject to the limitation in subsection (i), a  
14 conservation police officer, investigator for the Secretary of  
15 State, Commerce Commission police officer, investigator for  
16 the Department of Revenue or the Illinois Gaming Board, or  
17 arson investigator subject to subsection (g) of Section 1-160  
18 may elect to convert up to 8 years of service credit  
19 established before January 1, 2020 (the effective date of  
20 Public Act 101-610) as a conservation police officer,  
21 investigator for the Secretary of State, Commerce Commission  
22 police officer, investigator for the Department of Revenue or  
23 the Illinois Gaming Board, or arson investigator under this  
24 Article into eligible creditable service by filing a written  
25 election with the Board no later than one year after January 1,  
26 2020 (the effective date of Public Act 101-610), accompanied

1 by payment of an amount to be determined by the Board equal to  
2 (i) the difference between the amount of the employee  
3 contributions actually paid for that service and the amount of  
4 the employee contributions that would have been paid had the  
5 employee contributions been made as a noncovered employee  
6 serving in a position in which eligible creditable service, as  
7 defined in this Section, may be earned, plus (ii) interest  
8 thereon at the effective rate for each year, compounded  
9 annually, from the date of service to the date of payment.

10 (p) Subject to the limitation in subsection (i), an  
11 investigator for the Office of the Attorney General subject to  
12 subsection (g) of Section 1-160 may elect to convert up to 8  
13 years of service credit established before the effective date  
14 of this amendatory Act of the 102nd General Assembly as an  
15 investigator for the Office of the Attorney General under this  
16 Article into eligible creditable service by filing a written  
17 election with the Board no later than one year after the  
18 effective date of this amendatory Act of the 102nd General  
19 Assembly, accompanied by payment of an amount to be determined  
20 by the Board equal to (i) the difference between the amount of  
21 the employee contributions actually paid for that service and  
22 the amount of the employee contributions that would have been  
23 paid had the employee contributions been made as a noncovered  
24 employee serving in a position in which eligible creditable  
25 service, as defined in this Section, may be earned, plus (ii)  
26 interest thereon at the effective rate for each year,

1 compounded annually, from the date of service to the date of  
2 payment.

3 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;  
4 102-538, eff. 8-20-21; 102-956, eff. 5-27-22.)

5 Section 45. The Intergovernmental Missing Child Recovery  
6 Act of 1984 is amended by changing Section 6 as follows:

7 (325 ILCS 40/6) (from Ch. 23, par. 2256)

8 Sec. 6. The Illinois State Police shall:

9 (a) Utilize the statewide Law Enforcement Agencies Data  
10 System (LEADS) for the purpose of effecting an immediate law  
11 enforcement response to reports of missing children. The  
12 Illinois State Police shall implement an automated data  
13 exchange system to compile, to maintain and to make available  
14 for dissemination to Illinois and out-of-State law enforcement  
15 agencies, data which can assist appropriate agencies in  
16 recovering missing children.

17 (b) Establish contacts and exchange information regarding  
18 lost, missing or runaway children with nationally recognized  
19 "missing person and runaway" service organizations and monitor  
20 national research and publicize important developments.

21 (c) Provide a uniform reporting format for the entry of  
22 pertinent information regarding reports of missing children  
23 into LEADS.

24 (d) Develop and implement a policy whereby a statewide or

1 regional alert would be used in situations relating to the  
2 disappearances of children, based on criteria and in a format  
3 established by the Illinois State Police. Such a format shall  
4 include, but not be limited to, the age and physical  
5 description of the missing child and the suspected  
6 circumstances of the disappearance.

7 (e) Notify all law enforcement agencies that reports of  
8 missing persons shall be entered as soon as the minimum level  
9 of data specified by the Illinois State Police is available to  
10 the reporting agency and that no waiting period for entry of  
11 such data exists.

12 (f) Provide a procedure for prompt confirmation of the  
13 receipt and entry of the missing child report into LEADS to the  
14 parent or guardian of the missing child.

15 (g) Compile and retain information regarding missing  
16 children in a separate data file, in a manner that allows such  
17 information to be used by law enforcement and other agencies  
18 deemed appropriate by the Director, for investigative  
19 purposes. Such files shall be updated to reflect and include  
20 information relating to the disposition of the case.

21 (h) Compile and maintain an historic data repository  
22 relating to missing children in order (1) to develop and  
23 improve techniques utilized by law enforcement agencies when  
24 responding to reports of missing children and (2) to provide a  
25 factual and statistical base for research that would address  
26 the problem of missing children.

1           (i) Create a quality control program to assess the ~~monitor~~  
2           timeliness of entries of missing children reports into LEADS  
3           and conduct performance audits of all entering agencies.

4           (j) Prepare a periodic information bulletin concerning  
5           missing children who it determines may be present in this  
6           State, compiling such bulletin from information contained in  
7           both the National Crime Information Center computer and from  
8           reports, alerts and other information entered into LEADS or  
9           otherwise compiled and retained by the Illinois State Police  
10          pursuant to this Act. The bulletin shall indicate the name,  
11          age, physical description, suspected circumstances of  
12          disappearance if that information is available, a photograph  
13          if one is available, the name of the law enforcement agency  
14          investigating the case, and such other information as the  
15          Director considers appropriate concerning each missing child  
16          who the Illinois State Police determines may be present in  
17          this State. The Illinois State Police shall send a copy of each  
18          periodic information bulletin to the State Board of Education  
19          for its use in accordance with Section 2-3.48 of the School  
20          Code. The Illinois State Police shall provide a copy of the  
21          bulletin, upon request, to law enforcement agencies of this or  
22          any other state or of the federal government, and may provide a  
23          copy of the bulletin, upon request, to other persons or  
24          entities, if deemed appropriate by the Director, and may  
25          establish limitations on its use and a reasonable fee for so  
26          providing the same, except that no fee shall be charged for



1 providing the periodic information bulletin to the State Board  
2 of Education, appropriate units of local government, State  
3 agencies, or law enforcement agencies of this or any other  
4 state or of the federal government.

5 (k) Provide for the entry into LEADS of the names and  
6 addresses of sex offenders as defined in the Sex Offender  
7 Registration Act who are required to register under that Act.  
8 The information shall be immediately accessible to law  
9 enforcement agencies and peace officers of this State or any  
10 other state or of the federal government. Similar information  
11 may be requested from any other state or of the federal  
12 government for purposes of this Act.

13 (l) Provide for the entry into LEADS of the names and  
14 addresses of violent offenders against youth as defined in the  
15 Murderer and Violent Offender Against Youth Registration Act  
16 who are required to register under that Act. The information  
17 shall be immediately accessible to law enforcement agencies  
18 and peace officers of this State or any other state or of the  
19 federal government. Similar information may be requested from  
20 any other state or of the federal government for purposes of  
21 this Act.

22 (Source: P.A. 102-538, eff. 8-20-21.)

23 Section 50. The Sex Offender Registration Act is amended  
24 by changing Section 11 as follows:

1 (730 ILCS 150/11)

2 Sec. 11. Offender Registration Fund. There is created the  
3 Offender Registration Fund (formerly known as the Sex Offender  
4 Registration Fund). Moneys in the Fund shall be used to cover  
5 costs incurred by the criminal justice system to administer  
6 this Article and the Murderer and Violent Offender Against  
7 Youth Registration Act, and for purposes as authorized under  
8 this Section 5-9-1.15 of the Unified Code of Corrections. The  
9 Illinois State Police shall establish and promulgate rules and  
10 procedures regarding the administration of this Fund. Fifty  
11 percent of the moneys in the Fund shall be allocated by the  
12 Department for sheriffs' offices and police departments. The  
13 remaining moneys in the Fund received under this amendatory  
14 Act of the 101st General Assembly shall be allocated to the  
15 Illinois State Police for education and administration of the  
16 Act.

17 Notwithstanding any other provision of law, in addition to  
18 any other transfers that may be provided by law, on the  
19 effective date of this amendatory Act of the 103rd General  
20 Assembly, or as soon thereafter as practical, the State  
21 Comptroller shall direct and the State Treasurer shall  
22 transfer the remaining balance from the Sex Offender  
23 Investigation Fund to the Offender Registration Fund. Upon  
24 completion of the transfers, the Sex Offender Investigation  
25 Fund is dissolved, and any future deposits into the Sex  
26 Offender Investigation Fund and any outstanding obligations or

1 liabilities of the Sex Offender Investigation Fund pass to the  
2 Offender Registration Fund.

3 (Source: P.A. 101-571, eff. 8-23-19; 102-538, eff. 8-20-21.)

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law, except that Section 8.3 of the State Finance Act  
6 and Sections 10, 30, 40, and 45 take effect January 1, 2024.