



Rep. Jay Hoffman

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10300HB2412ham001

LRB103 05885 AWJ 58534 a

1 AMENDMENT TO HOUSE BILL 2412

2 AMENDMENT NO. _____. Amend House Bill 2412 by replacing
3 everything after the enacting clause with the following:

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

6 (5 ILCS 830/10-5)

7 Sec. 10-5. Gun trafficking information.

8 (a) The Illinois State Police shall use all reasonable
9 efforts, as allowed by State law and regulations, federal law
10 and regulations, and executed Memoranda of Understanding
11 between Illinois law enforcement agencies and the U.S. Bureau
12 of Alcohol, Tobacco, Firearms and Explosives, in making
13 publicly available, on a regular and ongoing basis, key
14 information related to firearms used in the commission of
15 crimes in this State that are reported to and investigated by
16 the Illinois State Police, including, but not limited to:

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

21 (b) The Illinois State Police shall study, on a regular
22 and ongoing basis, and compile reports on the number of
23 Firearm Owner's Identification Card checks to determine
24 firearms trafficking or straw purchase patterns. The Illinois
25 State Police shall, to the extent not inconsistent with law,
26 share such reports and underlying data with academic centers,

1 foundations, and law enforcement agencies studying firearms
2 trafficking, provided that personally identifying information
3 is protected. For purposes of this subsection (b), a Firearm
4 Owner's Identification Card number is not personally
5 identifying information, provided that no other personal
6 information of the card holder is attached to the record. The
7 Illinois State Police may create and attach an alternate
8 unique identifying number to each Firearm Owner's
9 Identification Card number, instead of releasing the Firearm
10 Owner's Identification Card number itself.

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

22 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
23 102-813, eff. 5-13-22.)

24 Section 10. The Illinois State Police Law of the Civil
25 Administrative Code of Illinois is amended by changing

1 Sections 2605-10, 2605-30, 2605-35, 2605-40, 2605-45, 2605-51,
2 2605-52, and 2605-200 as follows:

3 (20 ILCS 2605/2605-10) (was 20 ILCS 2605/55a in part)

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

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

8 The Illinois State Police Act.

9 The Illinois State Police Radio Act.

10 The Criminal Identification Act.

11 The Illinois Vehicle Code.

12 The Firearm Owners Identification Card Act.

13 The Firearm Concealed Carry Act.

14 The Firearm Dealer License Certification Act ~~Gun Dealer~~
15 ~~Licensing Act.~~

16 The Intergovernmental Missing Child Recovery Act of 1984.

17 The Intergovernmental Drug Laws Enforcement Act.

18 The Narcotic Control Division Abolition Act.

19 The Illinois Uniform Conviction Information Act.

20 The Murderer and Violent Offender Against Youth
21 Registration Act.

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

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

1 (20 ILCS 2605/2605-30) (was 20 ILCS 2605/55a-2)

2 Sec. 2605-30. Division of Patrol Operations (formerly
3 State Troopers). The Division of Patrol Operations shall
4 exercise the following functions and those in Section 2605-35:

5 (1) Cooperate with federal and State authorities
6 requesting utilization of the Illinois State Police's
7 radio network system under the Illinois Aeronautics Act.

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

10 (2.5) Provide uniformed patrol of Illinois highways
11 and proactively enforce criminal and traffic laws.

12 (3) (Blank).

13 (4) Exercise the rights, powers, and duties of the
14 Illinois State Police vested by law in the Illinois State
15 Police by the Illinois Vehicle Code.

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

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

21 (7) Provide comprehensive law enforcement services to
22 the public and to county, municipal, and federal law
23 enforcement agencies.

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

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

2 (20 ILCS 2605/2605-35) (was 20 ILCS 2605/55a-3)
3 Sec. 2605-35. Division of Criminal Investigation.

4 (a) The Division of Criminal Investigation shall exercise
5 the following functions and those in Section 2605-30:

6 (1) Exercise the rights, powers, and duties vested by
7 law in the Illinois State Police by the Illinois Horse
8 Racing Act of 1975, including those set forth in Section
9 2605-215.

10 (2) Investigate the origins, activities, personnel,
11 and incidents of crime and enforce the criminal laws of
12 this State related thereto.

13 (3) Enforce all laws regulating the production, sale,
14 prescribing, manufacturing, administering, transporting,
15 having in possession, dispensing, delivering,
16 distributing, or use of controlled substances and
17 cannabis.

18 (4) Cooperate with the police of cities, villages, and
19 incorporated towns and with the police officers of any
20 county in enforcing the laws of the State and in making
21 arrests and recovering property.

22 (5) Apprehend and deliver up any person charged in
23 this State or any other state with treason or a felony or
24 other crime who has fled from justice and is found in this
25 State.

1 (6) Investigate recipients and providers under the
2 Illinois Public Aid Code and any personnel involved in the
3 administration of the Code who are suspected of any
4 violation of the Code pertaining to fraud in the
5 administration, receipt, or provision of assistance and
6 pertaining to any violation of criminal law; and exercise
7 the functions required under Section 2605-220 in the
8 conduct of those investigations.

9 (7) Conduct other investigations as provided by law,
10 including, but not limited to, investigations of human
11 trafficking, illegal drug trafficking, ~~and~~ illegal
12 firearms trafficking, and cybercrimes that can be
13 investigated and prosecuted in Illinois.

14 (8) Investigate public corruption.

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

22 (10) Conduct investigations (and cooperate with
23 federal law enforcement agencies in the investigation) of
24 any property-related crimes, such as money laundering,
25 involving individuals or entities listed on the sanctions
26 list maintained by the U.S. Department of Treasury's

1 Office of Foreign Asset Control.

2 (11) Oversee special weapons and tactics (SWAT) teams.

3 (12) Oversee Illinois State Police air operations.

4 (13) Investigate criminal domestic terrorism
5 incidents, and otherwise deter all criminal threats to
6 Illinois.

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

15 (b) (Blank).

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

1 homicides, and other firearm-related violent crimes in
2 Illinois.

3 (Source: P.A. 102-538, eff. 8-20-21; 102-813, eff. 5-13-22;
4 102-1108, eff. 12-21-22; 102-1116, eff. 1-10-23.)

5 (20 ILCS 2605/2605-40) (was 20 ILCS 2605/55a-4)

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

8 (1) Provide crime scene services and traffic crash
9 reconstruction.

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

13 (3) Provide assistance to local law enforcement
14 agencies through training, management, and consultant
15 services.

16 (4) (Blank).

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

20 (6) Establish and operate a forensic science
21 laboratory system, including a forensic toxicological
22 laboratory service, for the purpose of testing specimens
23 submitted by coroners and other law enforcement officers
24 in their efforts to determine whether alcohol, drugs, or
25 poisonous or other toxic substances have been involved in

1 deaths, accidents, or illness. Forensic toxicological
2 laboratories shall be established in Springfield, Chicago,
3 and elsewhere in the State as needed.

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

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

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

25 (9) Serve as the State central repository for all
26 genetic marker grouping analysis information and exercise

1 the rights, powers, and duties vested by law in the
2 Illinois State Police under Section 5-4-3 of the Unified
3 Code of Corrections.

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

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

9 (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21;
10 102-813, eff. 5-13-22.)

11 (20 ILCS 2605/2605-45) (was 20 ILCS 2605/55a-5)

12 Sec. 2605-45. Division of Justice Services. The Division
13 of Justice Services shall provide administrative and technical
14 services and support to the Illinois State Police, criminal
15 justice agencies, and the public and shall exercise the
16 following functions:

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

1 Administrator for management of the system. The Director
2 may appoint a LEADS Advisory Policy Board to reflect the
3 needs and desires of the law enforcement and criminal
4 justice community and to make recommendations concerning
5 policies and procedures.

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

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

11 (4) Operate an electronic data processing and computer
12 center for the storage and retrieval of data pertaining to
13 criminal activity.

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

18 (6) (Blank).

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

25 (7) Exercise other duties that may be assigned by the
26 Director to fulfill the responsibilities and achieve the

1 purposes of the Illinois State Police.

2 (8) Exercise the rights, powers, and duties vested by
3 law in the Illinois State Police by the Criminal
4 Identification Act and the Illinois Uniform Conviction
5 Information Act.

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

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

14 (11) Liaise with the Concealed Carry Licensing Review
15 Board and the Firearms Owner's Identification Card Review
16 Board.

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

18 (20 ILCS 2605/2605-51)

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

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

22 (1) Oversee and operate the Illinois State Police
23 Training Academy.

24 (2) Train and prepare new officers for a career in law
25 enforcement, with innovative, quality training and

1 educational practices.

2 (3) Offer continuing training and educational programs
3 for Illinois State Police employees.

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

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

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

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

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

18 (c) Specialized training.

19 (1) Training; cultural diversity. The Division of the
20 Academy and Training shall provide training and continuing
21 education to State police officers concerning cultural
22 diversity, including sensitivity toward racial and ethnic
23 differences. This training and continuing education shall
24 include, but not be limited to, an emphasis on the fact
25 that the primary purpose of enforcement of the Illinois
26 Vehicle Code is safety and equal and uniform enforcement

1 under the law.

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

17 (A) The Division shall require all homicide
18 investigator training to include instruction on
19 victim-centered, trauma-informed investigation. This
20 training must be implemented by July 1, 2023.

21 (B) The Division shall cooperate with the Division
22 of Criminal Investigation to develop a model
23 curriculum on victim-centered, trauma-informed
24 investigation. This curriculum must be implemented by
25 July 1, 2023.

26 (3) Training; police dog training standards. All

1 police dogs used by the Illinois State Police for drug
2 enforcement purposes pursuant to the Cannabis Control Act,
3 the Illinois Controlled Substances Act, and the
4 Methamphetamine Control and Community Protection Act shall
5 be trained by programs that meet the certification
6 requirements set by the Director or the Director's
7 designee. Satisfactory completion of the training shall be
8 evidenced by a certificate issued by the Division of the
9 Academy and Training.

10 (4) Training; post-traumatic stress disorder. The
11 Division of the Academy and Training shall conduct or
12 approve a training program in post-traumatic stress
13 disorder for State police officers. The purpose of that
14 training shall be to equip State police officers to
15 identify the symptoms of post-traumatic stress disorder
16 and to respond appropriately to individuals exhibiting
17 those symptoms.

18 (5) Training; opioid antagonists. The Division of the
19 Academy and Training shall conduct or approve a training
20 program for State police officers in the administration of
21 opioid antagonists as defined in paragraph (1) of
22 subsection (e) of Section 5-23 of the Substance Use
23 Disorder Act that is in accordance with that Section. As
24 used in this Section, "State police officers" includes
25 full-time or part-time State police officers,
26 investigators, and any other employee of the Illinois

1 State Police exercising the powers of a peace officer.

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

3 (A) Every 3 years, the Division of the Academy and
4 Training shall present in-service training on sexual
5 assault and sexual abuse response and report writing
6 training requirements, including, but not limited to,
7 the following:

8 (i) recognizing the symptoms of trauma;

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

11 (iii) responding to the needs and concerns of
12 a victim;

13 (iv) delivering services in a compassionate,
14 sensitive, and nonjudgmental manner;

15 (v) interviewing techniques in accordance with
16 the curriculum standards in this paragraph (6);

17 (vi) understanding cultural perceptions and
18 common myths of sexual assault and sexual abuse;
19 and

20 (vii) report writing techniques in accordance
21 with the curriculum standards in this paragraph
22 (6).

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

25 (C) Instructors providing this training shall have
26 successfully completed training on evidence-based,

1 trauma-informed, victim-centered responses to cases of
2 sexual assault and sexual abuse and have experience
3 responding to sexual assault and sexual abuse cases.

4 (D) The Illinois State Police shall adopt rules,
5 in consultation with the Office of the Attorney
6 General and the Illinois Law Enforcement Training
7 Standards Board, to determine the specific training
8 requirements for these courses, including, but not
9 limited to, the following:

10 (i) evidence-based curriculum standards for
11 report writing and immediate response to sexual
12 assault and sexual abuse, including
13 trauma-informed, victim-centered interview
14 techniques, which have been demonstrated to
15 minimize retraumatization, for all State police
16 officers; and

17 (ii) evidence-based curriculum standards for
18 trauma-informed, victim-centered investigation
19 and interviewing techniques, which have been
20 demonstrated to minimize retraumatization, for
21 cases of sexual assault and sexual abuse for all
22 State police officers who conduct sexual assault
23 and sexual abuse investigations.

24 (7) Training; human trafficking. The Division of the
25 Academy and Training shall conduct or approve a training
26 program in the detection and investigation of all forms of

1 human trafficking, including, but not limited to,
2 involuntary servitude under subsection (b) of Section 10-9
3 of the Criminal Code of 2012, involuntary sexual servitude
4 of a minor under subsection (c) of Section 10-9 of the
5 Criminal Code of 2012, and trafficking in persons under
6 subsection (d) of Section 10-9 of the Criminal Code of
7 2012. This program shall be made available to all cadets
8 and State police officers.

9 (8) Training; hate crimes. The Division of the Academy
10 and Training shall provide training for State police
11 officers in identifying, responding to, and reporting all
12 hate crimes.

13 (d) The Division of the Academy and Training shall
14 administer and conduct a program consistent with 18 U.S.C.
15 926B and 926C for qualified active and retired Illinois State
16 Police officers.

17 (Source: P.A. 102-538, eff. 8-20-21; 102-756, eff. 5-10-22;
18 102-813, eff. 5-13-22.)

19 (20 ILCS 2605/2605-52)

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

21 (a) There shall be established an Office of the Statewide
22 9-1-1 Administrator within the Division of Statewide 9-1-1.
23 Beginning January 1, 2016, the Office of the Statewide 9-1-1
24 Administrator shall be responsible for developing,
25 implementing, and overseeing a uniform statewide 9-1-1 system

1 for all areas of the State outside of municipalities having a
2 population over 500,000.

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

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

17 (d) The Division of Statewide 9-1-1 shall exercise the
18 rights, powers, and duties vested by law in the Illinois State
19 Police by the State Police Radio Act and shall oversee the
20 Illinois State Police radio network, including the Illinois
21 State Police Emergency Radio Network and Illinois State
22 Police's STARCOM21.

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

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

1 (2) Operate a statewide communications network to
2 gather and disseminate information for law enforcement
3 agencies.

4 (3) Undertake other communication activities that may
5 be required by law.

6 (4) Oversee Illinois State Police telecommunications.

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

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

10 (20 ILCS 2605/2605-200) (was 20 ILCS 2605/55a in part)
11 Sec. 2605-200. Investigations of crime; enforcement of
12 laws; records; crime laboratories; personnel.

13 (a) To do the following:

14 (1) Investigate the origins, activities, personnel,
15 and incidents of crime and the ways and means to redress
16 the victims of crimes; study the impact, if any, of
17 legislation relative to the effusion of crime and growing
18 crime rates; and enforce the criminal laws of this State
19 related thereto.

20 (2) Enforce all laws regulating the production, sale,
21 prescribing, manufacturing, administering, transporting,
22 having in possession, dispensing, delivering,
23 distributing, or use of controlled substances and
24 cannabis.

25 (3) Employ skilled experts, scientists, technicians,

1 investigators, or otherwise specially qualified persons to
2 aid in preventing or detecting crime, apprehending
3 criminals, or preparing and presenting evidence of
4 violations of the criminal laws of the State.

5 (4) Cooperate with the police of cities, villages, and
6 incorporated towns and with the police officers of any
7 county in enforcing the laws of the State and in making
8 arrests and recovering property.

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

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

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

16 (8) Be a central repository for criminal history
17 record information.

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

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

23 (11) Establish general and field crime laboratories.

24 (12) Register and file for record information that may
25 be required by law for the issuance of firearm owner's
26 identification cards under the Firearm Owners

1 Identification Card Act and concealed carry licenses under
2 the Firearm Concealed Carry Act.

3 (13) Employ laboratory technicians and other specially
4 qualified persons to aid in the identification of criminal
5 activity and the identification, collection, and recovery
6 of cyber forensics, including, but not limited to, digital
7 evidence, and may employ polygraph operators and forensic
8 anthropologists.

9 (14) Undertake other identification, information,
10 laboratory, statistical, or registration activities that
11 may be required by law.

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

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

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

1 (20 ILCS 2610/16) (from Ch. 121, par. 307.16)

2 Sec. 16. State policemen shall enforce the provisions of
3 The Illinois Vehicle Code, approved September 29, 1969, as
4 amended, and Article 9 of the "Illinois Highway Code" as
5 amended; and shall patrol the public highways and rural
6 districts to make arrests for violations of the provisions of
7 such Acts. They are conservators of the peace and as such have
8 all powers possessed by policemen in cities, and sheriffs,
9 except that they may exercise such powers anywhere in this
10 State. The State policemen shall cooperate with the police of
11 cities, villages and incorporated towns, and with the police
12 officers of any county, in enforcing the laws of the State and
13 in making arrests and recovering property. They may be
14 equipped with standardized and tested devices for weighing
15 motor vehicles and may stop and weigh, acting reasonably, or
16 cause to be weighed, any motor vehicle which appears to weigh
17 in excess of the weight permitted by law. It shall also be the
18 duty of the Illinois State Police to determine, whenever
19 possible, the person or persons or the causes responsible for
20 the breaking or destruction of any improved hard-surfaced
21 roadway; to arrest all persons criminally responsible for such
22 breaking or destruction and bring them before the proper
23 officer for trial. The Illinois State Police shall divide the
24 State into zones, troops, or regions ~~Districts~~ and assign each
25 zone, troop, or region ~~district~~ to one or more policemen. No
26 person employed under this Act, however, shall serve or

1 execute civil process, except for process issued under the
2 authority of the General Assembly, or a committee or
3 commission thereof vested with subpoena powers when the county
4 sheriff refuses or fails to serve such process, and except for
5 process allowed by statute or issued under the authority of
6 the Illinois Department of Revenue.

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

8 (20 ILCS 2610/20) (from Ch. 121, par. 307.18a)

9 Sec. 20. The Illinois State Police from time to time may
10 enter into contracts with The Illinois State Toll Highway
11 Authority, hereinafter called the Authority, with respect to
12 the policing of toll highways by the Illinois State Police.
13 Such contracts shall provide among other matters for the
14 compensation or reimbursement of the Illinois State Police by
15 the Authority for the costs incurred by this State with
16 respect to such policing service, including, but not limited
17 to, the costs of: (1) compensation and training of the State
18 policemen and the clerical employees assigned to such policing
19 service; and (2) uniforms, equipment, and supplies, which
20 shall be Illinois State Police property, and housing used by
21 such personnel; and (3) reimbursement of such sums as the
22 State expends in connection with payments of claims for
23 injuries or illnesses suffered by such personnel in the line
24 of duty. Each such contract may provide for the methods of
25 ascertaining such costs, and shall be of such duration and may

1 contain such other appropriate terms as the Illinois State
2 Police and the Authority may agree upon. The Illinois State
3 Police is not obliged to furnish policing service on any
4 highway under the jurisdiction of the Authority except as
5 required by contract.

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

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

9 (20 ILCS 2615/10)

10 Sec. 10. Public safety radio interoperability. Upon their
11 establishment and thereafter, the Director of the Illinois
12 State Police, or his or her designee, shall serve as the
13 chairman of the Illinois Statewide Interoperability Executive
14 Committee (SIEC) and as the chairman of the STARCOM21
15 Oversight Committee. The Director or his or her designee, as
16 chairman, may increase the size and makeup of the voting
17 membership of each committee when deemed necessary for
18 improved public safety radio interoperability, but the voting
19 membership of each committee must represent public safety
20 users (police, fire, or EMS) and must, at a minimum, include
21 the representatives specified in this Section.

22 The STARCOM21 Oversight Committee must comprise public
23 safety users accessing the system and shall include the
24 Statewide Interoperability Coordinator. The members of the

1 STARCOM21 Oversight Committee shall serve without compensation
2 and may, at the call of the Chair, meet in person or remotely.
3 The Illinois State Police shall provide administrative and
4 other support to the STARCOM21 Oversight Committee. The
5 STARCOM21 Oversight Committee shall:

6 (1) review existing statutory law and make
7 recommendations for legislative changes to ensure
8 efficient, effective, reliable, and sustainable radio
9 interoperability statewide;

10 (2) make recommendations concerning better integration
11 of the Integrated Public Alert and Warning System
12 statewide; and

13 (3) develop a plan to sustainably fund radio
14 infrastructure, radio equipment, and interoperability
15 statewide.

16 The SIEC shall have at a minimum one representative from
17 each of the following: the Illinois Fire Chiefs Association,
18 the Rural Fire Protection Association, the Office of the State
19 Fire Marshal, the Illinois Association of Chiefs of Police,
20 the Illinois Sheriffs' Association, the Illinois State Police,
21 the Illinois Emergency Management Agency, the Department of
22 Public Health, and the Secretary of State Police (which
23 representative shall be the Director of the Secretary of State
24 Police or his or her designee).

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

1 Section 25. The State Finance Act is amended by changing
2 Section 6z-82 as follows:

3 (30 ILCS 105/6z-82)

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

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

10 (a-5) Notwithstanding any other provision of law to the
11 contrary, and in addition to any other transfers that may be
12 provided by law, on August 20, 2021 (the effective date of
13 Public Act 102-505), or as soon thereafter as practical, the
14 State Comptroller shall direct and the State Treasurer shall
15 transfer the remaining balance from the Over Dimensional Load
16 Police Escort Fund into the State Police Operations Assistance
17 Fund. Upon completion of the transfer, the Over Dimensional
18 Load Police Escort Fund is dissolved, and any future deposits
19 due to that Fund and any outstanding obligations or
20 liabilities of that Fund shall pass to the State Police
21 Operations Assistance Fund.

22 This Fund may charge, collect, and receive fees or moneys
23 as described in Section 15-312 of the Illinois Vehicle Code,
24 and receive all fees received by the Illinois State Police
25 under that Section. The moneys shall be used by the Illinois

1 State Police for its expenses in providing police escorts and
2 commercial vehicle enforcement activities.

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

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

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

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

12 (f) (Blank).

13 (g) Notwithstanding any other provision of State law to
14 the contrary, on or after July 1, 2021, in addition to any
15 other transfers that may be provided for by law, at the
16 direction of and upon notification from the Director of the
17 Illinois State Police, the State Comptroller shall direct and
18 the State Treasurer shall transfer amounts not exceeding
19 \$7,000,000 into the State Police Operations Assistance Fund
20 from the State Police Services Fund.

21 (h) Notwithstanding any other provision of law, in
22 addition to any other transfers that may be provided by law, on
23 the effective date of this amendatory Act of the 103rd General
24 Assembly, or as soon thereafter as practical, the State
25 Comptroller shall direct and the State Treasurer shall
26 transfer the remaining balance from the State Police

1 Streetgang-Related Crime Fund to the State Police Operations
2 Assistance Fund. Upon completion of the transfers, the State
3 Police Streetgang-Related Crime Fund is dissolved, and any
4 future deposits into the State Police Streetgang-Related Crime
5 Fund and any outstanding obligations or liabilities of the
6 State Police Streetgang-Related Crime Fund pass to the State
7 Police Operations Assistance Fund.

8 (Source: P.A. 102-16, eff. 6-17-21; 102-505, eff. 8-20-21;
9 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

10 (30 ILCS 105/5.783 rep.)

11 (30 ILCS 105/8p rep.)

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

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

16 (105 ILCS 5/10-27.1A)

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

18 (a) All school officials, including teachers, school
19 counselors, and support staff, shall immediately notify the
20 office of the principal in the event that they observe any
21 person in possession of a firearm on school grounds; provided
22 that taking such immediate action to notify the office of the
23 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 Intergovernmental Missing Child Recovery
24 Act of 1984 is amended by changing Section 6 as follows:

1 (325 ILCS 40/6) (from Ch. 23, par. 2256)

2 Sec. 6. The Illinois State Police shall:

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

11 (b) Establish contacts and exchange information regarding
12 lost, missing or runaway children with nationally recognized
13 "missing person and runaway" service organizations and monitor
14 national research and publicize important developments.

15 (c) Provide a uniform reporting format for the entry of
16 pertinent information regarding reports of missing children
17 into LEADS.

18 (d) Develop and implement a policy whereby a statewide or
19 regional alert would be used in situations relating to the
20 disappearances of children, based on criteria and in a format
21 established by the Illinois State Police. Such a format shall
22 include, but not be limited to, the age and physical
23 description of the missing child and the suspected
24 circumstances of the disappearance.

25 (e) Notify all law enforcement agencies that reports of
26 missing persons shall be entered as soon as the minimum level

1 of data specified by the Illinois State Police is available to
2 the reporting agency and that no waiting period for entry of
3 such data exists.

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

7 (g) Compile and retain information regarding missing
8 children in a separate data file, in a manner that allows such
9 information to be used by law enforcement and other agencies
10 deemed appropriate by the Director, for investigative
11 purposes. Such files shall be updated to reflect and include
12 information relating to the disposition of the case.

13 (h) Compile and maintain an historic data repository
14 relating to missing children in order (1) to develop and
15 improve techniques utilized by law enforcement agencies when
16 responding to reports of missing children and (2) to provide a
17 factual and statistical base for research that would address
18 the problem of missing children.

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

22 (j) Prepare a periodic information bulletin concerning
23 missing children who it determines may be present in this
24 State, compiling such bulletin from information contained in
25 both the National Crime Information Center computer and from
26 reports, alerts and other information entered into LEADS or

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

23 (k) Provide for the entry into LEADS of the names and
24 addresses of sex offenders as defined in the Sex Offender
25 Registration Act who are required to register under that Act.
26 The information shall be immediately accessible to law

1 enforcement agencies and peace officers of this State or any
2 other state or of the federal government. Similar information
3 may be requested from any other state or of the federal
4 government for purposes of this Act.

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

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

15 Section 45. The Sex Offender Registration Act is amended
16 by changing Section 11 as follows:

17 (730 ILCS 150/11)

18 Sec. 11. Offender Registration Fund. There is created the
19 Offender Registration Fund (formerly known as the Sex Offender
20 Registration Fund). Moneys in the Fund shall be used to cover
21 costs incurred by the criminal justice system to administer
22 this Article and the Murderer and Violent Offender Against
23 Youth Registration Act, and for purposes as authorized under
24 this Section ~~5-9-1.15 of the Unified Code of Corrections~~. The

1 Illinois State Police shall establish and promulgate rules and
2 procedures regarding the administration of this Fund. Fifty
3 percent of the moneys in the Fund shall be allocated by the
4 Department for sheriffs' offices and police departments. The
5 remaining moneys in the Fund received under this amendatory
6 Act of the 101st General Assembly shall be allocated to the
7 Illinois State Police for education and administration of the
8 Act.

9 Notwithstanding any other provision of law, in addition to
10 any other transfers that may be provided by law, on the
11 effective date of this amendatory Act of the 103rd General
12 Assembly, or as soon thereafter as practical, the State
13 Comptroller shall direct and the State Treasurer shall
14 transfer the remaining balance from the Sex Offender
15 Investigation Fund to the Offender Registration Fund. Upon
16 completion of the transfers, the Sex Offender Investigation
17 Fund is dissolved, and any future deposits into the Sex
18 Offender Investigation Fund and any outstanding obligations or
19 liabilities of the Sex Offender Investigation Fund pass to the
20 Offender Registration Fund. Subject to appropriation, moneys
21 in the Offender Registration Fund received under this Section
22 shall be used by the Illinois State Police for purposes
23 authorized under this Section.

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

25 Section 99. Effective date. This Act takes effect upon

1 becoming law, except that Sections 10, 30, and 40 take effect
2 January 1, 2024.".