

1 AN ACT concerning State government.

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

4 Section 5. The Illinois State Police Act is amended by
5 changing Section 9 as follows:

6 (20 ILCS 2610/9) (from Ch. 121, par. 307.9)

7 Sec. 9. Appointment; qualifications.

8 (a) Except as otherwise provided in this Section, the
9 appointment of Illinois State Police officers shall be made
10 from those applicants who have been certified by the Board as
11 being qualified for appointment. All persons so appointed
12 shall, at the time of their appointment, be not less than 21
13 years of age, or 20 years of age and have successfully
14 completed an associate's degree or 60 credit hours at an
15 accredited college or university. Any person appointed
16 subsequent to successful completion of an associate's degree
17 or 60 credit hours at an accredited college or university
18 shall not have power of arrest, nor shall he or she be
19 permitted to carry firearms, until he or she reaches 21 years
20 of age. In addition, all persons so certified for appointment
21 shall be of sound mind and body, be of good moral character, be
22 citizens of the United States, have no criminal records,
23 possess such prerequisites of training, education, and

1 experience as the Board may from time to time prescribe so long
2 as persons who have an associate's degree or 60 credit hours at
3 an accredited college or university are not disqualified, and
4 shall be required to pass successfully such mental and
5 physical tests and examinations as may be prescribed by the
6 Board. A person who meets ~~All persons who meet~~ one of the
7 following requirements is ~~are~~ deemed to have met the
8 collegiate educational requirements:

9 (i) has ~~have~~ been honorably discharged and who has
10 ~~have~~ been awarded a Southwest Asia Service Medal, Kuwait
11 Liberation Medal (Saudi Arabia), Kuwait Liberation Medal
12 (Kuwait), Kosovo Campaign Medal, Korean Defense Service
13 Medal, Afghanistan Campaign Medal, Iraq Campaign Medal,
14 Global War on Terrorism Service Medal, ~~or~~ Global War on
15 Terrorism Expeditionary Medal, or Inherent Resolve
16 Campaign Medal by the United States Armed Forces;

17 (ii) is an active member ~~are active members~~ of the
18 Illinois National Guard or a reserve component of the
19 United States Armed Forces and who has ~~have~~ been awarded a
20 Southwest Asia Service Medal, Kuwait Liberation Medal
21 (Saudi Arabia), Kuwait Liberation Medal (Kuwait), Kosovo
22 Campaign Medal, Korean Defense Service Medal, Afghanistan
23 Campaign Medal, Iraq Campaign Medal, Global War on
24 Terrorism Service Medal, ~~or~~ Global War on Terrorism
25 Expeditionary Medal, or Inherent Resolve Campaign Medal as
26 a result of honorable service during deployment on active

1 duty;

2 (iii) has ~~have~~ been honorably discharged who served in
3 a combat mission by proof of hostile fire pay or imminent
4 danger pay during deployment on active duty; ~~or~~

5 (iv) has ~~have~~ at least 3 years of full active and
6 continuous United States Armed Forces military duty, which
7 shall also include a period of active duty with the State
8 of Illinois under Title 10 or Title 32 of the United States
9 Code pursuant to an order of the President or the Governor
10 of the State of Illinois, and received an honorable
11 discharge before hiring; ~~or~~

12 (v) has successfully completed basic law enforcement
13 training, has at least 3 years of continuous, full-time
14 service as a peace officer with the same police
15 department, and is currently serving as a peace officer
16 when applying.

17 Preference shall be given in such appointments to persons
18 who have honorably served in the United States Armed Forces
19 ~~military or naval services of the United States~~. All
20 appointees shall serve a probationary period of 12 months from
21 the date of appointment and during that period may be
22 discharged at the will of the Director. However, the Director
23 may in his or her sole discretion extend the probationary
24 period of an officer up to an additional 6 months when to do so
25 is deemed in the best interest of the Illinois State Police.
26 Nothing in this subsection (a) limits the Board's ability to

1 prescribe education prerequisites or requirements to certify
2 Illinois State Police officers for promotion as provided in
3 Section 10 of this Act.

4 (b) Notwithstanding the other provisions of this Act,
5 after July 1, 1977 and before July 1, 1980, the Director of
6 State Police may appoint and promote not more than 20 persons
7 having special qualifications as special agents as he or she
8 deems necessary to carry out the Department's objectives. Any
9 such appointment or promotion shall be ratified by the Board.

10 (c) During the 90 days following March 31, 1995 (the
11 effective date of Public Act 89-9), the Director of State
12 Police may appoint up to 25 persons as State Police officers.
13 These appointments shall be made in accordance with the
14 requirements of this subsection (c) and any additional
15 criteria that may be established by the Director, but are not
16 subject to any other requirements of this Act. The Director
17 may specify the initial rank for each person appointed under
18 this subsection.

19 All appointments under this subsection (c) shall be made
20 from personnel certified by the Board. A person certified by
21 the Board and appointed by the Director under this subsection
22 must have been employed by the Illinois Commerce Commission on
23 November 30, 1994 in a job title subject to the Personnel Code
24 and in a position for which the person was eligible to earn
25 "eligible creditable service" as a "noncovered employee", as
26 those terms are defined in Article 14 of the Illinois Pension

1 Code.

2 Persons appointed under this subsection (c) shall
3 thereafter be subject to the same requirements and procedures
4 as other State police officers. A person appointed under this
5 subsection must serve a probationary period of 12 months from
6 the date of appointment, during which he or she may be
7 discharged at the will of the Director.

8 This subsection (c) does not affect or limit the
9 Director's authority to appoint other State Police officers
10 under subsection (a) of this Section.

11 (d) During the 180 days following January 1, 2022 (the
12 effective date of Public Act 101-652), the Director of the
13 Illinois State Police may appoint current Illinois State
14 Police employees serving in law enforcement officer positions
15 previously within Central Management Services as State Police
16 officers. These appointments shall be made in accordance with
17 the requirements of this subsection (d) and any institutional
18 criteria that may be established by the Director, but are not
19 subject to any other requirements of this Act. All
20 appointments under this subsection (d) shall be made from
21 personnel certified by the Board. A person certified by the
22 Board and appointed by the Director under this subsection must
23 have been employed by ~~the~~ a State agency, board, or commission
24 on January 1, 2021 in a job title subject to the Personnel Code
25 and in a position for which the person was eligible to earn
26 "eligible creditable service" as a "noncovered employee", as

1 those terms are defined in Article 14 of the Illinois Pension
2 Code. Persons appointed under this subsection (d) shall
3 thereafter be subject to the same requirements, and subject to
4 the same contractual benefits and obligations, as other State
5 police officers. This subsection (d) does not affect or limit
6 the Director's authority to appoint other State Police
7 officers under subsection (a) of this Section.

8 (e) The Merit Board shall review Illinois State Police
9 Cadet applicants. The Illinois State Police may provide
10 background check and investigation material to the Board for
11 its review pursuant to this Section. The Board shall approve
12 and ensure that no cadet applicant is certified unless the
13 applicant is a person of good character and has not been
14 convicted of, or entered a plea of guilty to, a felony offense,
15 any of the misdemeanors specified in this Section or if
16 committed in any other state would be an offense similar to
17 Section 11-1.50, 11-6, 11-6.5, 11-6.6, 11-9.1, 11-9.1B, 11-14,
18 11-14.1, 11-30, 12-2, 12-3.2, 12-3.4, 12-3.5, 16-1, 17-1,
19 17-2, 26.5-1, 26.5-2, 26.5-3, 28-3, 29-1, any misdemeanor in
20 violation of any Section of Part E of Title III of the Criminal
21 Code of 1961 or the Criminal Code of 2012, 32-4a, or 32-7 of
22 the Criminal Code of 1961 or the Criminal Code of 2012, or
23 subsection (a) of Section 17-32 of the Criminal Code of 1961 or
24 the Criminal Code of 2012, to Section 5 or 5.2 of the Cannabis
25 Control Act, or any felony or misdemeanor in violation of
26 federal law or the law of any state that is the equivalent of

1 any of the offenses specified therein. The Officer
2 Professional Conduct Database, provided for in Section 9.2 of
3 the Illinois Police Training Act, shall be searched as part of
4 this process. For purposes of this Section, "convicted of, or
5 entered a plea of guilty" regardless of whether the
6 adjudication of guilt or sentence is withheld or not entered
7 thereon. This includes sentences of supervision, conditional
8 discharge, or first offender probation, or any similar
9 disposition provided for by law.

10 (f) The Board shall by rule establish an application fee
11 waiver program for any person who meets one or more of the
12 following criteria:

13 (1) his or her available personal income is 200% or
14 less of the current poverty level; or

15 (2) he or she is, in the discretion of the Board,
16 unable to proceed in an action with payment of application
17 fee and payment of that fee would result in substantial
18 hardship to the person or the person's family.

19 (Source: P.A. 101-374, eff. 1-1-20; 101-652, eff. 1-1-22;
20 102-538, eff. 8-20-21; 102-694, eff. 1-7-22; 102-813, eff.
21 5-13-22; revised 8-24-22.)