



Sen. James F. Clayborne Jr.

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09300SB2605sam001

LRB093 18840 LRD 48861 a

1 AMENDMENT TO SENATE BILL 2605

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2605 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Police Training Act is amended by  
5 changing Sections 6, 6.1, 7, 8.1, and 8.2 and adding Section  
6 6.2 as follows:

7 (50 ILCS 705/6) (from Ch. 85, par. 506)

8 Sec. 6. Powers and duties of Board; selection and  
9 certification of schools. The Board shall select and certify  
10 schools within the State of Illinois for the purpose of  
11 providing basic training for probationary police officers,  
12 probationary county corrections officers, and court security  
13 officers and of providing advanced or in-service training for  
14 permanent police officers or permanent county corrections  
15 officers, which schools may be either publicly or privately  
16 owned and operated. In addition, the Board has the following  
17 power and duties:

18 a. To require local governmental units to furnish such  
19 reports and information as the Board deems necessary to  
20 fully implement this Act, including, but not limited to,  
21 personnel rosters, employment status reports, and annual  
22 training plans.

23 b. To establish appropriate mandatory minimum  
24 standards relating to the training of probationary local

1 law enforcement officers or probationary county  
2 corrections officers.

3 c. To provide appropriate licensure or certification  
4 to those probationary officers who successfully complete  
5 the prescribed minimum standard basic training course.

6 d. To review and approve annual training curriculum for  
7 county sheriffs.

8 e. To review and approve applicants to ensure that no  
9 applicant is admitted to a certified academy unless the  
10 applicant is a person of good character and has not been  
11 convicted of a felony offense, any of the misdemeanors in  
12 Sections 11-6, 11-9.1, 11-14, 11-17, 11-19, 12-2, 12-15,  
13 16-1, 17-1, 17-2, 28-3, 29-1, 31-1, 31-6, 31-7, 32-4a, or  
14 32-7 of the Criminal Code of 1961 or Section 5 or 5.2 of  
15 the Cannabis Control Act, or a crime involving moral  
16 turpitude under the laws of this State or any other state  
17 which if committed in this State would be punishable as a  
18 felony or a crime of moral turpitude. The Board may appoint  
19 investigators who shall enforce the duties conferred upon  
20 the Board by this Act.

21 (Source: P.A. 91-495, eff. 1-1-00.)

22 (50 ILCS 705/6.1)

23 Sec. 6.1. Revocation of license ~~Decertification~~ of  
24 full-time and part-time police officers.

25 (a) The Board must review police officer conduct and  
26 records to ensure that no police officer is licensed ~~certified~~  
27 or provided a valid waiver if that police officer has been  
28 convicted of or has pled guilty to a felony offense under the  
29 laws of this State or any other state which if committed in  
30 this State would be punishable as a felony. The Board must also  
31 ensure that no police officer is licensed ~~certified~~ or provided  
32 a valid waiver if that police officer has been convicted on or  
33 after the effective date of this amendatory Act of 1999 of any

1 misdemeanor specified in this Section or if committed in any  
2 other state would be an offense similar to Section 11-6,  
3 11-9.1, 11-14, 11-17, 11-19, 12-2, 12-15, 16-1, 17-1, 17-2,  
4 28-3, 29-1, 31-1, 31-6, 31-7, 32-4a, or 32-7 of the Criminal  
5 Code of 1961 or to Section 5 or 5.2 of the Cannabis Control  
6 Act. The Board must appoint investigators to enforce the duties  
7 conferred upon the Board by this Act.

8 (b) It is the responsibility of the sheriff or the chief  
9 executive officer of every local law enforcement agency or  
10 department within this State to report to the Board any arrest  
11 or conviction of any officer for an offense identified in this  
12 Section.

13 (c) It is the duty and responsibility of every full-time  
14 and part-time police officer in this State to report to the  
15 Board within 30 days, and the officer's sheriff or chief  
16 executive officer, of his or her arrest or conviction for an  
17 offense identified in this Section. Any full-time or part-time  
18 police officer who knowingly makes, submits, causes to be  
19 submitted, or files a false or untruthful report to the Board  
20 must have his or her license ~~certificate~~ or waiver immediately  
21 ~~decertified or~~ revoked.

22 (d) Any person, or a local or State agency, or the Board is  
23 immune from liability for submitting, disclosing, or releasing  
24 information of arrests or convictions in this Section as long  
25 as the information is submitted, disclosed, or released in good  
26 faith and without malice. The Board has qualified immunity for  
27 the release of the information.

28 (e) Whenever a ~~Any~~ full-time or part-time police officer  
29 with a license ~~certificate~~ or waiver issued by the Board who is  
30 convicted of or pleads guilty to any offense described in this  
31 Section, his or her license or waiver is automatically revoked  
32 by operation of law ~~immediately becomes decertified or no~~  
33 ~~longer has a valid waiver. The decertification and invalidity~~  
34 ~~of waivers occurs as a matter of law.~~ Failure of a convicted

1 person to report to the Board his or her conviction as  
2 described in this Section or any continued law enforcement  
3 practice after receiving a conviction is a Class 4 felony.

4 (f) The Board's investigators are peace officers and have  
5 all the powers possessed by policemen in cities and by  
6 sheriff's, provided that the investigators may exercise those  
7 powers anywhere in the State, only after contact and  
8 cooperation with the appropriate local law enforcement  
9 authorities.

10 (g) The Board must request and receive information and  
11 assistance from any federal, state, or local governmental  
12 agency as part of the authorized criminal background  
13 investigation. The Department of State Police must process,  
14 retain, and additionally provide and disseminate information  
15 to the Board concerning criminal charges, arrests,  
16 convictions, and their disposition, that have been filed  
17 before, on, or after the effective date of this amendatory Act  
18 of the 91st General Assembly against a basic academy applicant,  
19 law enforcement applicant, or law enforcement officer whose  
20 fingerprint identification cards are on file or maintained by  
21 the Department of State Police. The Federal Bureau of  
22 Investigation must provide the Board any criminal history  
23 record information contained in its files pertaining to law  
24 enforcement officers or any applicant to a Board certified  
25 basic law enforcement academy as described in this Act based on  
26 fingerprint identification. The Board must make payment of fees  
27 to the Department of State Police for each fingerprint card  
28 submission in conformance with the requirements of paragraph 22  
29 of Section 55a of the Civil Administrative Code of Illinois.

30 (h) A police officer who has been certified, licensed, or  
31 granted a valid waiver shall also be decertified, have his or  
32 her license revoked, or have his or her waiver revoked upon a  
33 determination by the Illinois Labor Relations Board State Panel  
34 that he or she, while under oath, has knowingly and willfully

1 made false statements as to a material fact going to an element  
2 of the offense of murder. If an appeal is filed, the  
3 determination shall be stayed.

4 (1) In the case of an acquittal on a charge of murder,  
5 a verified complaint may be filed:

6 (A) by the defendant; or

7 (B) by a police officer with personal knowledge of  
8 perjured testimony.

9 The complaint must allege that a police officer, while under  
10 oath, knowingly and willfully made false statements as to a  
11 material fact going to an element of the offense of murder. The  
12 verified complaint must be filed with the Executive Director of  
13 the Illinois Law Enforcement Training Standards Board within 2  
14 years of the judgment of acquittal.

15 (2) Within 30 days, the Executive Director of the  
16 Illinois Law Enforcement Training Standards Board shall  
17 review the verified complaint and determine whether the  
18 verified complaint is frivolous and without merit, or  
19 whether further investigation is warranted. The Illinois  
20 Law Enforcement Training Standards Board shall notify the  
21 officer and the Executive Director of the Illinois Labor  
22 Relations Board State Panel of the filing of the complaint  
23 and any action taken thereon. If the Executive Director of  
24 the Illinois Law Enforcement Training Standards Board  
25 determines that the verified complaint is frivolous and  
26 without merit, it shall be dismissed. The Executive  
27 Director of the Illinois Law Enforcement Training  
28 Standards Board has sole discretion to make this  
29 determination and this decision is not subject to appeal.

30 (i) If the Executive Director of the Illinois Law  
31 Enforcement Training Standards Board determines that the  
32 verified complaint warrants further investigation, he or she  
33 shall refer the matter to a task force of investigators created  
34 for this purpose. This task force shall consist of 8 sworn

1 police officers: 2 from the Illinois State Police, 2 from the  
2 City of Chicago Police Department, 2 from county police  
3 departments, and 2 from municipal police departments. These  
4 investigators shall have a minimum of 5 years of experience in  
5 conducting criminal investigations. The investigators shall be  
6 appointed by the Executive Director of the Illinois Law  
7 Enforcement Training Standards Board. Any officer or officers  
8 acting in this capacity pursuant to this statutory provision  
9 will have statewide police authority while acting in this  
10 investigative capacity. Their salaries and expenses for the  
11 time spent conducting investigations under this paragraph  
12 shall be reimbursed by the Illinois Law Enforcement Training  
13 Standards Board.

14 (j) Once the Executive Director of the Illinois Law  
15 Enforcement Training Standards Board has determined that an  
16 investigation is warranted, the verified complaint shall be  
17 assigned to an investigator or investigators. The investigator  
18 or investigators shall conduct an investigation of the verified  
19 complaint and shall write a report of his or her findings. This  
20 report shall be submitted to the Executive Director of the  
21 Illinois Labor Relations Board State Panel.

22 Within 30 days, the Executive Director of the Illinois  
23 Labor Relations Board State Panel shall review the  
24 investigative report and determine whether sufficient evidence  
25 exists to conduct an evidentiary hearing on the verified  
26 complaint. If the Executive Director of the Illinois Labor  
27 Relations Board State Panel determines upon his or her review  
28 of the investigatory report that a hearing should not be  
29 conducted, the complaint shall be dismissed. This decision is  
30 in the Executive Director's sole discretion, and this dismissal  
31 may not be appealed.

32 If the Executive Director of the Illinois Labor Relations  
33 Board State Panel determines that there is sufficient evidence  
34 to warrant a hearing, a hearing shall be ordered on the

1 verified complaint, to be conducted by an administrative law  
2 judge employed by the Illinois Labor Relations Board State  
3 Panel. The Executive Director of the Illinois Labor Relations  
4 Board State Panel shall inform the Executive Director of the  
5 Illinois Law Enforcement Training Standards Board and the  
6 person who filed the complaint of either the dismissal of the  
7 complaint or the issuance of the complaint for hearing. The  
8 Executive Director shall assign the complaint to the  
9 administrative law judge within 30 days of the decision  
10 granting a hearing.

11 (k) In the case of a finding of guilt on the offense of  
12 murder, if a new trial is granted on direct appeal, or a state  
13 post-conviction evidentiary hearing is ordered, based on a  
14 claim that a police officer, under oath, knowingly and  
15 willfully made false statements as to a material fact going to  
16 an element of the offense of murder, the Illinois Labor  
17 Relations Board State Panel shall hold a hearing to determine  
18 whether the officer should be decertified or have his or her  
19 license or waiver revoked if an interested party requests such  
20 a hearing within 2 years of the court's decision. The complaint  
21 shall be assigned to an administrative law judge within 30 days  
22 so that a hearing can be scheduled.

23 At the hearing, the accused officer shall be afforded the  
24 opportunity to:

25 (1) Be represented by counsel of his or her own  
26 choosing;

27 (2) Be heard in his or her own defense;

28 (3) Produce evidence in his or her defense;

29 (4) Request that the Illinois Labor Relations Board  
30 State Panel compel the attendance of witnesses and  
31 production of related documents including but not limited  
32 to court documents and records.

33 Once a case has been set for hearing, the verified  
34 complaint shall be referred to the Department of Professional

1 Regulation. That office shall prosecute the verified complaint  
2 at the hearing before the administrative law judge. The  
3 Department of Professional Regulation shall have the  
4 opportunity to produce evidence to support the verified  
5 complaint and to request the Illinois Labor Relations Board  
6 State Panel to compel the attendance of witnesses and the  
7 production of related documents, including, but not limited to,  
8 court documents and records. The Illinois Labor Relations Board  
9 State Panel shall have the power to issue subpoenas requiring  
10 the attendance of and testimony of witnesses and the production  
11 of related documents including, but not limited to, court  
12 documents and records and shall have the power to administer  
13 oaths.

14 The administrative law judge shall have the responsibility  
15 of receiving into evidence relevant testimony and documents,  
16 including court records, to support or disprove the allegations  
17 made by the person filing the verified complaint and, at the  
18 close of the case, hear arguments. If the administrative law  
19 judge finds that there is not clear and convincing evidence to  
20 support the verified complaint that the police officer has,  
21 while under oath, knowingly and willfully made false statements  
22 as to a material fact going to an element of the offense of  
23 murder, the administrative law judge shall make a written  
24 recommendation of dismissal to the Illinois Labor Relations  
25 Board State Panel. If the administrative law judge finds that  
26 there is clear and convincing evidence that the police officer  
27 has, while under oath, knowingly and willfully made false  
28 statements as to a material fact that goes to an element of the  
29 offense of murder, the administrative law judge shall make a  
30 written recommendation so concluding to the Illinois Labor  
31 Relations Board State Panel. The hearings shall be transcribed.  
32 The Executive Director of the Illinois Law Enforcement Training  
33 Standards Board shall be informed of the administrative law  
34 judge's recommended findings and decision and the Illinois



1 Labor Relations Board State Panel's subsequent review of the  
2 recommendation.

3 (l) An officer named in any complaint filed pursuant to  
4 this Act shall be indemnified for his or her reasonable  
5 attorney's fees and costs by his or her employer. These fees  
6 shall be paid in a regular and timely manner. The State, upon  
7 application by the public employer, shall reimburse the public  
8 employer for the accused officer's reasonable attorney's fees  
9 and costs. At no time and under no circumstances will the  
10 accused officer be required to pay his or her own reasonable  
11 attorney's fees or costs.

12 (m) The accused officer shall not be placed on unpaid  
13 status because of the filing or processing of the verified  
14 complaint until there is a final non-appealable order  
15 sustaining his or her guilt and his or her license  
16 ~~certification~~ is revoked. Nothing in this Act, however,  
17 restricts the public employer from pursuing discipline against  
18 the officer in the normal course and under procedures then in  
19 place.

20 (n) The Illinois Labor Relations Board State Panel shall  
21 review the administrative law judge's recommended decision and  
22 order and determine by a majority vote whether or not there was  
23 clear and convincing evidence that the accused officer, while  
24 under oath, knowingly and willfully made false statements as to  
25 a material fact going to the offense of murder. Within 30 days  
26 of service of the administrative law judge's recommended  
27 decision and order, the parties may file exceptions to the  
28 recommended decision and order and briefs in support of their  
29 exceptions with the Illinois Labor Relations Board State Panel.  
30 The parties may file responses to the exceptions and briefs in  
31 support of the responses no later than 15 days after the  
32 service of the exceptions. If exceptions are filed by any of  
33 the parties, the Illinois Labor Relations Board State Panel  
34 shall review the matter and make a finding to uphold, vacate,

1 or modify the recommended decision and order. If the Illinois  
2 Labor Relations Board State Panel concludes that there is clear  
3 and convincing evidence that the accused officer, while under  
4 oath, knowingly and willfully made false statements as to a  
5 material fact going to an element of the offense murder, the  
6 Illinois Labor Relations Board State Panel shall inform the  
7 Illinois Law Enforcement Training Standards Board and the  
8 Illinois Law Enforcement Training Standards Board shall revoke  
9 the accused officer's certification, license, or waiver. If the  
10 accused officer appeals that determination to the Appellate  
11 Court, as provided by this Act, he or she may petition the  
12 Appellate Court to stay the revocation of his or her  
13 certification, license, or waiver pending the court's review of  
14 the matter.

15 (o) None of the Illinois Labor Relations Board State  
16 Panel's findings or determinations shall set any precedent in  
17 any of its decisions decided pursuant to the Illinois Public  
18 Labor Relations Act by the Illinois Labor Relations Board State  
19 Panel or the courts.

20 (p) A party aggrieved by the final order of the Illinois  
21 Labor Relations Board State Panel may apply for and obtain  
22 judicial review of an order of the Illinois Labor Relations  
23 Board State Panel, in accordance with the provisions of the  
24 Administrative Review Law, except that such judicial review  
25 shall be afforded directly in the Appellate Court for the  
26 district in which the accused officer resides. Any direct  
27 appeal to the Appellate Court shall be filed within 35 days  
28 from the date that a copy of the decision sought to be reviewed  
29 was served upon the party affected by the decision.

30 (q) Interested parties. Only interested parties to the  
31 criminal prosecution in which the police officer allegedly,  
32 while under oath, knowingly and willfully made false statements  
33 as to a material fact going to an element of the offense of  
34 murder may file a verified complaint pursuant to this Section.

1 For purposes of this Section, "interested parties" shall be  
2 limited to the defendant and any police officer who has  
3 personal knowledge that the police officer who is the subject  
4 of the complaint has, while under oath, knowingly and willfully  
5 made false statements as to a material fact going to an element  
6 of the offense of murder.

7 (r) Semi-annual reports. The Executive Director of the  
8 Illinois Labor Relations Board shall submit semi-annual  
9 reports to the Governor, President, and Minority Leader of the  
10 Senate, and to the Speaker and Minority Leader of the House of  
11 Representatives beginning on June 30, 2004, indicating:

12 (1) the number of verified complaints received  
13 since the date of the last report;

14 (2) the number of investigations initiated since  
15 the date of the last report;

16 (3) the number of investigations concluded since  
17 the date of the last report;

18 (4) the number of investigations pending as of the  
19 reporting date;

20 (5) the number of hearings held since the date of  
21 the last report; and

22 (6) the number of officers decertified or whose  
23 licenses have been revoked since the date of the last  
24 report.

25 (Source: P.A. 93-605, eff. 11-19-03; 93-655, eff. 1-20-04.)

26 (50 ILCS 705/6.2 new)

27 Sec. 6.2. Conversion of certificates to licenses.

28 (a) Beginning on the effective date of this amendatory Act  
29 of the 93rd General Assembly, the Board's recognition of  
30 persons who have successfully completed the prescribed minimum  
31 standard basic training course for police officers shall be  
32 known as licensure rather than certification.

33 (b) If a person has successfully completed the prescribed

1 minimum standard basic training course for police officers and  
2 holds a valid certification to that effect on the effective  
3 date of this amendatory Act of the 93rd General Assembly, that  
4 certification shall be deemed to be a license for the purposes  
5 of this Act.

6 (c) If, on the effective date of this amendatory Act of the  
7 93rd General Assembly, a person holds a valid waiver from one  
8 of the certification requirements of this Act for police  
9 officers, that waiver shall be deemed a waiver from the  
10 corresponding licensure requirement of this Act.

11 (d) The Board shall replace the certificates or other  
12 evidences of certification or waiver for police officers in use  
13 on the effective date of this amendatory Act of the 93rd  
14 General Assembly with new credentials reflecting the change in  
15 nomenclature instituted by this amendatory Act.

16 (50 ILCS 705/7) (from Ch. 85, par. 507)

17 Sec. 7. Rules and standards for schools. The Board shall  
18 adopt rules and minimum standards for such schools which shall  
19 include but not be limited to the following:

20 a. The curriculum for probationary police officers which  
21 shall be offered by all certified schools shall include but not  
22 be limited to courses of arrest, search and seizure, civil  
23 rights, human relations, cultural diversity, including racial  
24 and ethnic sensitivity, ethics in performing police duties,  
25 criminal law, law of criminal procedure, vehicle and traffic  
26 law including uniform and non-discriminatory enforcement of  
27 the Illinois Vehicle Code, traffic control and accident  
28 investigation, techniques of obtaining physical evidence,  
29 court testimonies, statements, reports, firearms training,  
30 first-aid (including cardiopulmonary resuscitation), handling  
31 of juvenile offenders, recognition of mental conditions which  
32 require immediate assistance and methods to safeguard and  
33 provide assistance to a person in need of mental treatment, law

1 of evidence, the hazards of high-speed police vehicle chases  
2 with an emphasis on alternatives to the high-speed chase, and  
3 physical training. The curriculum shall include specific  
4 training in techniques for immediate response to and  
5 investigation of cases of domestic violence and of sexual  
6 assault of adults and children. The curriculum for permanent  
7 police officers shall include but not be limited to (1)  
8 refresher and in-service training in any of the courses listed  
9 above in this subparagraph, (2) advanced courses in any of the  
10 subjects listed above in this subparagraph, (3) training for  
11 supervisory personnel, and (4) specialized training in  
12 subjects and fields to be selected by the board.

13 b. Minimum courses of study, attendance requirements and  
14 equipment requirements.

15 c. Minimum requirements for instructors.

16 d. Minimum basic training requirements, which a  
17 probationary police officer must satisfactorily complete  
18 before being eligible for permanent employment as a local law  
19 enforcement officer for a participating local governmental  
20 agency. Those requirements shall include training in first aid  
21 (including cardiopulmonary resuscitation).

22 e. Minimum basic training requirements, which a  
23 probationary county corrections officer must satisfactorily  
24 complete before being eligible for permanent employment as a  
25 county corrections officer for a participating local  
26 governmental agency.

27 f. Minimum basic training requirements which a  
28 probationary court security officer must satisfactorily  
29 complete before being eligible for permanent employment as a  
30 court security officer for a participating local governmental  
31 agency. The Board shall establish those training requirements  
32 which it considers appropriate for court security officers and  
33 shall certify schools to conduct that training.

34 A person hired to serve as a court security officer must

1 obtain from the Board a certificate (i) attesting to his or her  
2 successful completion of the training course; (ii) attesting to  
3 his or her satisfactory completion of a training program of  
4 similar content and number of hours that has been found  
5 acceptable by the Board under the provisions of this Act; or  
6 (iii) attesting to the Board's determination that the training  
7 course is unnecessary because of the person's extensive prior  
8 law enforcement experience.

9 Individuals who currently serve as court security officers  
10 shall be deemed qualified to continue to serve in that capacity  
11 so long as they are certified as provided by this Act within 24  
12 months of the effective date of this amendatory Act of 1996.  
13 Failure to be so certified, absent a waiver from the Board,  
14 shall cause the officer to forfeit his or her position.

15 All individuals hired as court security officers on or  
16 after the effective date of this amendatory Act of 1996 shall  
17 be certified within 12 months of the date of their hire, unless  
18 a waiver has been obtained by the Board, or they shall forfeit  
19 their positions.

20 The Sheriff's Merit Commission, if one exists, or the  
21 Sheriff's Office if there is no Sheriff's Merit Commission,  
22 shall maintain a list of all individuals who have filed  
23 applications to become court security officers and who meet the  
24 eligibility requirements established under this Act. Either  
25 the Sheriff's Merit Commission, or the Sheriff's Office if no  
26 Sheriff's Merit Commission exists, shall establish a schedule  
27 of reasonable intervals for verification of the applicants'  
28 qualifications under this Act and as established by the Board.  
29 (Source: P.A. 93-209, eff. 7-18-03.)

30 (50 ILCS 705/8.1) (from Ch. 85, par. 508.1)

31 Sec. 8.1. Full-time police and county corrections  
32 officers.

33 (a) No ~~After January 1, 1976, no~~ person shall receive a

1 permanent appointment as a law enforcement officer as defined  
2 in this Act, nor shall any person receive, ~~after the effective~~  
3 ~~date of this amendatory Act of 1984,~~ a permanent appointment as  
4 a county corrections officer, unless that person has been  
5 awarded, within 6 ~~six~~ months of his or her initial full-time  
6 employment, a license ~~certificate~~ attesting to his or her  
7 successful completion of the Minimum Standards Basic Law  
8 Enforcement and County Correctional Training Course as  
9 prescribed by the Board; or has been awarded a license  
10 ~~certificate~~ attesting to his or her satisfactory completion of  
11 a training program of similar content and number of hours and  
12 which course has been found acceptable by the Board under the  
13 provisions of this Act; or by reason of extensive prior law  
14 enforcement or county corrections experience the basic  
15 training requirement is determined by the Board to be illogical  
16 and unreasonable.

17 If such training is required and not completed within the  
18 applicable 6 ~~six~~ months, then the officer must forfeit his or  
19 her position, or the employing agency must obtain a waiver from  
20 the Board extending the period for compliance. Such waiver  
21 shall be issued only for good and justifiable reasons, and in  
22 no case shall extend more than 90 days beyond the initial 6 ~~six~~  
23 months.

24 ~~(b) No provision of this Section shall be construed to mean~~  
25 ~~that a law enforcement officer employed by a local governmental~~  
26 ~~agency at the time of the effective date of this amendatory~~  
27 ~~Act, either as a probationary police officer or as a permanent~~  
28 ~~police officer, shall require certification under the~~  
29 ~~provisions of this Section.~~

30 ~~No provision of this Section shall be construed to mean~~  
31 ~~that a county corrections officer employed by a local~~  
32 ~~governmental agency at the time of the effective date of this~~  
33 ~~amendatory Act of 1984, either as a probationary county~~  
34 ~~corrections or as a permanent county corrections officer, shall~~

1 ~~require certification under the provisions of this Section.~~

2 No provision of this Section shall be construed to apply to  
3 licensure or certification of elected county sheriffs.

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

6 (Source: P.A. 89-170, eff. 1-1-96; 90-271, eff. 7-30-97.)

7 (50 ILCS 705/8.2)

8 Sec. 8.2. Part-time police officers.

9 (a) A person hired to serve as a part-time police officer  
10 must obtain from the Board a license ~~certificate~~ (i) attesting  
11 to his or her successful completion of the part-time police  
12 training course; (ii) attesting to his or her satisfactory  
13 completion of a training program of similar content and number  
14 of hours that has been found acceptable by the Board under the  
15 provisions of this Act; or (iii) attesting to the Board's  
16 determination that the part-time police training course is  
17 unnecessary because of the person's extensive prior law  
18 enforcement experience. A person hired on or after the  
19 effective date of this amendatory Act of the 92nd General  
20 Assembly must obtain this license or certificate within 18  
21 months after the initial date of hire as a probationary  
22 part-time police officer in the State of Illinois. The  
23 probationary part-time police officer must be enrolled and  
24 accepted into a Board-approved course within 6 months after  
25 active employment by any department in the State. ~~A person  
26 hired on or after January 1, 1996 and before the effective date  
27 of this amendatory Act of the 92nd General Assembly must obtain  
28 this certificate within 18 months after the date of hire. A  
29 person hired before January 1, 1996 must obtain this  
30 certificate within 24 months after the effective date of this  
31 amendatory Act of 1995.~~

32 The employing agency may seek a waiver from the Board  
33 extending the period for compliance. A waiver shall be issued



1 only for good and justifiable reasons, and the probationary  
2 part-time police officer may not practice as a part-time police  
3 officer during the waiver period. If training is required and  
4 not completed within the applicable time period, as extended by  
5 any waiver that may be granted, then the officer must forfeit  
6 his or her position.

7 (b) (Blank).

8 (c) The part-time police training course referred to in  
9 this Section shall be of similar content and the same number of  
10 hours as the courses for full-time officers and shall be  
11 provided by Mobile Team In-Service Training Units under the  
12 Intergovernmental Law Enforcement Officer's In-Service  
13 Training Act or by another approved program or facility in a  
14 manner prescribed by the Board.

15 (d) For the purposes of this Section, the Board shall adopt  
16 rules defining what constitutes employment on a part-time  
17 basis.

18 (Source: P.A. 92-533, eff. 3-14-02.)

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law."