

1 AN ACT concerning law enforcement.

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

4 Section 5. The Illinois Police Training Act is amended by
5 changing Sections 10 and 10.2 and adding Section 10.4 as
6 follows:

7 (50 ILCS 705/10) (from Ch. 85, par. 510)

8 Sec. 10. The Board may make, amend and rescind such rules
9 and regulations as may be necessary to carry out the provisions
10 of this Act, including those relating to the annual
11 certification of retired law enforcement officers qualified
12 under federal law to carry a concealed weapon. A copy of all
13 rules and regulations and amendments or rescissions thereof
14 shall be filed with the Secretary of State within a reasonable
15 time after their adoption. The schools certified by the Board
16 and participating in the training program may dismiss from the
17 school any trainee prior to his completion of the course, if in
18 the opinion of the person in charge of the training school, the
19 trainee is unable or unwilling to satisfactorily complete the
20 prescribed course of training.

21 (Source: Laws 1965, p. 3099.)

22 (50 ILCS 705/10.2)

23 Sec. 10.2. Criminal background investigations.

24 (a) On and after the effective date of this amendatory Act
25 of the 92nd General Assembly, an applicant for employment as a
26 peace officer, or for annual certification as a retired law
27 enforcement officer qualified under federal law to carry a
28 concealed weapon, shall authorize an investigation to
29 determine if the applicant has been convicted of any criminal
30 offense that disqualifies the person as a peace officer.

31 (b) No law enforcement agency may knowingly employ a

1 person, or certify a retired law enforcement officer qualified
2 under federal law to carry a concealed weapon, unless (i) a
3 criminal background investigation of that person has been
4 completed and (ii) that investigation reveals no convictions of
5 offenses specified in subsection (a) of Section 6.1 of this
6 Act.

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

8 (50 ILCS 705/10.4 new)

9 Sec. 10.4. Weapon certification for retired law
10 enforcement officers. The Board may initiate, administer, and
11 conduct annual firearm certification courses consistent with
12 the requirements enumerated in the Peace Officer Firearm
13 Training Act for retired law enforcement officers qualified
14 under federal law to carry a concealed weapon.

15 Section 10. The Peace Officer Firearm Training Act is
16 amended by changing Sections 1 and 3 and by adding Section 2.5
17 as follows:

18 (50 ILCS 710/1) (from Ch. 85, par. 515)

19 Sec. 1. Definitions. As used in this Act: (a) "Peace
20 officer" means (i) any person who by virtue of his office or
21 public employment is vested by law with a primary duty to
22 maintain public order or to make arrests for offenses, whether
23 that duty extends to all offenses or is limited to specific
24 offenses, and who is employed in such capacity by any county or
25 municipality or (ii) any retired law enforcement officers
26 qualified under federal law to carry a concealed weapon. (b)
27 "Firearms" means any weapon or device defined as a firearm in
28 Section 1.1 of "An Act relating to the acquisition, possession
29 and transfer of firearms and firearm ammunition, to provide a
30 penalty for the violation thereof and to make an appropriation
31 in connection therewith", approved August 3, 1967, as amended.

32 (Source: P.A. 81-995.)

1 (50 ILCS 710/2.5 new)

2 Sec. 2.5. Annual range qualification. The annual range
3 qualification for peace officers shall consist of range fire
4 approved by the Illinois Law Enforcement Training Standards
5 Board.

6 (50 ILCS 710/3) (from Ch. 85, par. 517)

7 Sec. 3. The Board is charged with enforcing this Act and
8 making inspections to insure compliance with its provisions,
9 and is empowered to promulgate rules necessary for its
10 administration and enforcement, including those relating to
11 the annual certification of retired law enforcement officers
12 qualified under federal law to carry a concealed weapon. All
13 units of government or other agencies which employ or utilize
14 peace officers, or that certify retired law enforcement
15 officers qualified under federal law to carry a concealed
16 weapon, shall cooperate with the Board by furnishing relevant
17 information which the Board may require. The Executive Director
18 of the Board shall report annually, no later than February 1,
19 to the Board, with copies to the Governor and the General
20 Assembly, the results of these inspections and provide other
21 related information and recommendations as it deems proper.

22 (Source: P.A. 92-84, eff. 7-1-02.)

23 Section 15. The Intergovernmental Law Enforcement
24 Officer's In-Service Training Act is amended by changing
25 Sections 2, 3, and 4 as follows:

26 (50 ILCS 720/2) (from Ch. 85, par. 562)

27 Sec. 2. Definitions.

28 "Board" means the Illinois Law Enforcement Training
29 Standards Board created by the Illinois Police Training Act.

30 "Director" means the Executive Director of the Board.

31 "Chairman" means the Chairman of the Board.

32 "Appointed Member" means a member of the Board appointed by
33 the Governor pursuant to the Illinois Police Training Act and

1 designated by the Director to serve on an Advisory Board.

2 "Mobile Team In-Service Training Unit" or "Mobile Team"
3 means an organization formed by a combination of units of local
4 government and the Board and established under this Act to
5 deliver in-service training at scheduled times and selected
6 sites within a geographic region to (i) local and State law
7 enforcement officers (whether employed on a full-time or
8 part-time basis) and (ii) retired law enforcement officers
9 qualified under federal law to carry a concealed weapon at
10 ~~scheduled times and selected sites within a geographic region.~~

11 "Advisory Board" means a Board composed of a representative
12 number of county board members, mayors, chiefs of police, and
13 sheriffs of participating units of local government, and the
14 Director, Chairman or appointed member of the Illinois Law
15 Enforcement Training Standards Board. The composition and
16 number of each Advisory Board will be determined by the
17 participants. Members of the Advisory Board shall serve without
18 compensation but may be reimbursed for reasonable expenses
19 incurred in carrying out their duties.

20 "Unit of local government" means a unit of local government
21 as defined in Article VII, Section 1 of the Illinois
22 Constitution of 1970 and includes both home rule units and
23 units which are not home rule units.

24 (Source: P.A. 88-586, eff. 8-12-94; 89-170, eff. 1-1-96.)

25 (50 ILCS 720/3) (from Ch. 85, par. 563)

26 Sec. 3. Powers and Duties.

27 (a) Powers and Duties of the Advisory Board.

28 (1) To incorporate as a general not-for-profit
29 corporation or other appropriate structure under Illinois
30 law.

31 (2) To adopt By-Laws and Operating Procedures.

32 (3) To designate a Financial Officer who is an elected
33 local government official.

34 (4) To employ a coordinator and to approve the
35 employment of such other full or part-time staff as may be

1 required.

2 (5) To develop and approve the total budget for the
3 Mobile Team annually.

4 (6) To determine equitable formulae for providing the
5 local share of cost of the Mobile Team, and to assure
6 receipt of such funds from participating units of local
7 government.

8 (7) To oversee the development of training programs,
9 the delivery of training, and the proper expenditure of
10 funds.

11 (8) To carry out such other actions or activities
12 appropriate to the operation of the Mobile Team including
13 but not limited to contracting for services and supplies,
14 and purchase of furniture, fixtures, equipment and
15 supplies.

16 (9) To exercise all other powers and duties as are
17 reasonable to fulfill its functions in furtherance of the
18 purposes of this Act.

19 (b) Powers and Duties of the Illinois Law Enforcement
20 Training Standards Board.

21 (1) To act as the State agency participant on each
22 Mobile Team Advisory Board.

23 (2) To act as the State agency to coordinate the
24 actions of Mobile Teams established in the State.

25 (3) To determine that the Mobile Team meets the
26 criteria for the receipt of funds from the State in
27 accordance with Section 4 of this Act.

28 (4) To budget for and authorize quarterly disbursement
29 of State funds up to 50% of the total approved budget of
30 the eligible Mobile Team.

31 (5) To establish such reasonable rules and regulations
32 as the Director deems necessary to carry out the duties
33 described in this Act, including those relating to the
34 annual certification of retired law enforcement officers
35 qualified under federal law to carry a concealed weapon.

36 (c) Powers and Duties of the Coordinator of an Advisory

1 Board.

2 (1) To manage and coordinate the ongoing operations of
3 the Mobile Team.

4 (2) To employ and supervise additional authorized full
5 or part-time staff.

6 (3) To arrange for qualified instructors from among the
7 employees of State, local or federal Departments or
8 agencies wherever practical and to obtain other
9 instructional services as required.

10 (Source: P.A. 88-586, eff. 8-12-94.)

11 (50 ILCS 720/4) (from Ch. 85, par. 564)

12 Sec. 4. State Funding-Minimum Criteria. A Mobile Team
13 In-Service Training Unit which meets the minimum criteria
14 established in this Section is eligible to receive State funds
15 to help defray the costs of operation. To be eligible a Mobile
16 Team must:

17 (1) Be established and operating pursuant to the
18 Intergovernmental Cooperation Section Article VII, Section 10,
19 of the Illinois Constitution of 1970 and must involve two or
20 more units of local government including at least one county
21 and the Board.

22 (2) Establish an Advisory Board composed of elected local
23 officials and chief law enforcement officers from
24 participating units of local government and the Director,
25 Chairman or appointed member of the Board to oversee the
26 operations of the Mobile Team and make such reports to the
27 Board as the Board may require.

28 (3) Designate an elected local official to act as the
29 financial officer of the Mobile Team for all participating
30 units of government, and to receive and expend funds for the
31 operation of the Mobile Team.

32 (4) Limit its operations to in-service training of law
33 enforcement personnel employed by the State, by units of local
34 government or by the Federal government or their agencies and
35 departments in the administration of justice or retired law

1 enforcement officers qualified under federal law to carry a
2 concealed weapon.

3 (5) Cooperate with the Board in order to assure compliance
4 with this Act and to enable the Board to fulfill its duties
5 under this Act, and to supply the Board with such information
6 as the Board deems necessary therefor.

7 (6) Receive funding of up to 50% of the total approved
8 budget of the Mobile Team from the participating units of local
9 government.

10 (Source: P.A. 83-585.)

11 Section 99. Effective date. This Act takes effect July 1,
12 2005.