

SB0054



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB0054

Introduced 1/16/2013, by Sen. William R. Haine

SYNOPSIS AS INTRODUCED:

725 ILCS 210/7.06

from Ch. 14, par. 207.06

Amends the State's Attorneys Appellate Prosecutor's Act. Provides that nothing in the provision requiring an investigator or other employee of the Office of the State's Attorneys Appellate Prosecutor who exercises powers of a peace officer to have a distinct badge prohibits the Director of the Office from issuing a shield or other distinctive identification to an employee not exercising the powers of a peace officer if the Director determines that a shield or distinctive identification is needed by the employee to carry out his or her responsibilities. Effective immediately.

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A BILL FOR

1 AN ACT concerning criminal law.

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

4 Section 5. The State's Attorneys Appellate Prosecutor's
5 Act is amended by changing Section 7.06 as follows:

6 (725 ILCS 210/7.06) (from Ch. 14, par. 207.06)

7 Sec. 7.06. (a) The Director may contract for such
8 investigators to provide investigative services in criminal
9 cases and tax objection cases for staff counsel and county
10 state's attorneys. Investigators may be authorized by the board
11 to carry tear gas gun projectors or bombs, pistols, revolvers,
12 stun guns, tasers or other firearms.

13 Subject to the qualifications set forth below,
14 investigators shall be peace officers and shall have all the
15 powers possessed by policemen in cities and by sheriffs;
16 provided, that investigators shall exercise such powers
17 anywhere in the State only after contact and in cooperation
18 with the appropriate local law enforcement agencies.

19 No investigator shall have peace officer status or exercise
20 police powers unless he or she successfully completes the basic
21 police training course mandated and approved by the Illinois
22 Law Enforcement Training Standards Board or such board waives
23 the training requirement by reason of the investigator's prior

1 law enforcement experience or training or both.

2 The board shall not waive the training requirement unless
3 the investigator has had a minimum of 5 years experience as a
4 sworn officer of a local, state or federal law enforcement
5 agency, 2 of which shall have been in an investigatory
6 capacity.

7 (b) The Director must authorize to each investigator
8 employed under this Section and to any other employee of the
9 Office exercising the powers of a peace officer a distinct
10 badge that, on its face, (i) clearly states that the badge is
11 authorized by the Office and (ii) contains a unique identifying
12 number. Except as otherwise provided in this subsection (b), no
13 ~~No~~ other badge shall be authorized by the Office. Nothing in
14 this subsection (b) prohibits the Director from issuing a
15 shield or other distinctive identification to an employee not
16 exercising the powers of a peace officer if the Director
17 determines that a shield or distinctive identification is
18 needed by the employee to carry out his or her
19 responsibilities.

20 (Source: P.A. 96-900, eff. 5-28-10; 97-1012, eff. 8-17-12.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.