



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB3272

Introduced 2/19/2016, by Sen. Chuck Weaver

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.58 new
105 ILCS 5/34-18.50 new

Amends the School Code. Allows a school board to employ a police force, as may be required, and to define and prescribe such employees' respective duties and compensation. Provides that, after receiving a certificate attesting to the successful completion of a training course administered by the Illinois Law Enforcement Training Standards Board, school police officers shall be conservators of the peace within and upon the schools, boulevards, driveways, and property controlled by the school district and shall have the power to make arrests. Sets forth provisions relating to arrests. Requires a school police officer to comply with the requirements of the Illinois Police Training Act and, before carrying a firearm, complete a training course under the Peace Officer and Probation Officer Firearm Training Act. Effective immediately.

LRB099 18907 NHT 43294 b

1 AN ACT concerning education.

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

4 Section 5. The School Code is amended by adding Sections
5 10-20.58 and 34-18.50 as follows:

6 (105 ILCS 5/10-20.58 new)

7 Sec. 10-20.58. School police force.

8 (a) A school board may employ a police force, as may be
9 required, and may define and prescribe such employees'
10 respective duties and compensation. After receiving a
11 certificate attesting to the successful completion of a
12 training course administered by the Illinois Law Enforcement
13 Training Standards Board, school police officers employed
14 under this Section shall be conservators of the peace within
15 and upon the schools, boulevards, driveways, and property
16 controlled by the school district and shall have the power to
17 make arrests, subject to subsections (b) and (c) of this
18 Section.

19 (b) Each school police officer employed under this Section
20 is vested with police powers, is authorized to act as a
21 conservator of the peace within the school district, and may
22 arrest or cause to be arrested, with or without a warrant, any
23 person who breaks the peace or who violates any ordinance of a

1 city, town, or village where the school district is located or
2 any criminal law of this State. The authority granted under
3 this subsection (b) is expressly limited to school district
4 property and shall not be construed to extend to any other
5 jurisdiction, except in cases of fresh pursuit or under a
6 validly executed intergovernmental cooperation agreement.

7 An arrest may be made by a school police officer without a
8 warrant when a criminal offense is committed or attempted in
9 his or her presence or when a criminal offense has been
10 committed and the officer has reasonable ground for believing
11 that the person to be arrested has committed it. Any person so
12 arrested shall, without unnecessary delay, be taken by the
13 officer before the circuit court of the county having
14 jurisdiction, and the officer shall file a complaint in writing
15 under oath, charging the defendant with a violation of a
16 statute or ordinance.

17 (c) A school police officer employed under this Section
18 shall comply with the requirements of the Illinois Police
19 Training Act. In addition, before carrying a firearm, each
20 officer shall complete a training course under the Peace
21 Officer and Probation Officer Firearm Training Act.

22 (105 ILCS 5/34-18.50 new)

23 Sec. 34-18.50. School police force.

24 (a) The board may employ a police force, as may be
25 required, and may define and prescribe such employees'

1 respective duties and compensation. After receiving a
2 certificate attesting to the successful completion of a
3 training course administered by the Illinois Law Enforcement
4 Training Standards Board, school police officers employed
5 under this Section shall be conservators of the peace within
6 and upon the schools, boulevards, driveways, and property
7 controlled by the school district and shall have the power to
8 make arrests, subject to subsections (b) and (c) of this
9 Section.

10 (b) Each school police officer employed under this Section
11 is vested with police powers, is authorized to act as a
12 conservator of the peace within the school district, and may
13 arrest or cause to be arrested, with or without a warrant, any
14 person who breaks the peace or who violates any ordinance of
15 the city or any criminal law of this State. The authority
16 granted under this subsection (b) is expressly limited to
17 school district property and shall not be construed to extend
18 to any other jurisdiction, except in cases of fresh pursuit or
19 under a validly executed intergovernmental cooperation
20 agreement.

21 An arrest may be made by a school police officer without a
22 warrant when a criminal offense is committed or attempted in
23 his or her presence or when a criminal offense has been
24 committed and the officer has reasonable ground for believing
25 that the person to be arrested has committed it. Any person so
26 arrested shall, without unnecessary delay, be taken by the

1 officer before the circuit court of the county, and the officer
2 shall file a complaint in writing under oath, charging the
3 defendant with a violation of a statute or ordinance.

4 (c) A school police officer employed under this Section
5 shall comply with the requirements of the Illinois Police
6 Training Act. In addition, before carrying a firearm, each
7 school police officer shall complete a training course under
8 the Peace Officer and Probation Officer Firearm Training Act.

9 Section 99. Effective date. This Act takes effect upon
10 becoming law.