



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB4896

by Rep. John M. Cabello

SYNOPSIS AS INTRODUCED:

50 ILCS 710/1
50 ILCS 710/3

from Ch. 85, par. 515
from Ch. 85, par. 517

Amends the Peace Officer and Probation Officer Firearm Training Act. Provides that for an employer who is unable or unwilling to make an annual certification under the Act, the Illinois Law Enforcement Training Standards Board shall make the certification for an otherwise qualified retired law enforcement officer. Makes changes to the definition to "peace officer" concerning qualified retired law enforcement officers. Effective immediately.

LRB100 20034 SLF 35316 b

1 AN ACT concerning local government.

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

4 Section 5. The Peace Officer and Probation Officer Firearm
5 Training Act is amended by changing Sections 1 and 3 as
6 follows:

7 (50 ILCS 710/1) (from Ch. 85, par. 515)

8 Sec. 1. Definitions. As used in this Act:

9 (a) "Peace officer" means (i) any person who by virtue of
10 his office or public employment is vested by law with a primary
11 duty to maintain public order or to make arrests for offenses,
12 whether that duty extends to all offenses or is limited to
13 specific offenses, and who is employed in such capacity by any
14 county or municipality; ~~or~~ (ii) any retired law enforcement
15 officers qualified under federal law to carry a concealed
16 weapon; or (iii) for the purpose of carrying a concealed weapon
17 under federal and State law, a qualified retired law
18 enforcement officer is a person who meets the definition under
19 paragraph (2) of subsection (c) of the federal Law Enforcement
20 Officer Safety Act.

21 (a-5) "Probation officer" means a county probation officer
22 authorized by the Chief Judge of the Circuit Court to carry a
23 firearm as part of his or her duties under Section 12 of the

1 Probation and Probation Officers Act and Section 24-2 of the
2 Criminal Code of 2012.

3 (b) "Firearms" means any weapon or device defined as a
4 firearm in Section 1.1 of "An Act relating to the acquisition,
5 possession and transfer of firearms and firearm ammunition, to
6 provide a penalty for the violation thereof and to make an
7 appropriation in connection therewith", approved August 3,
8 1967, as amended.

9 (Source: P.A. 98-725, eff. 1-1-15.)

10 (50 ILCS 710/3) (from Ch. 85, par. 517)

11 Sec. 3. The Board is charged with enforcing this Act and
12 making inspections to insure compliance with its provisions,
13 and is empowered to promulgate rules necessary for its
14 administration and enforcement, including those relating to
15 the annual certification of retired law enforcement officers
16 qualified under federal law to carry a concealed weapon. All
17 units of government or other agencies which employ or utilize
18 peace officers, probation officers, or that certify retired law
19 enforcement officers qualified under federal law to carry a
20 concealed weapon, shall cooperate with the Board by furnishing
21 relevant information which the Board may require. For an
22 employer who is unable or unwilling to make an annual
23 certification under this Section, the Board shall make the
24 certification for an otherwise qualified retired law
25 enforcement officer. The Executive Director of the Board shall

1 report annually, no later than February 1, to the Board, with
2 copies to the Governor and the General Assembly, the results of
3 these inspections and provide other related information and
4 recommendations as it deems proper.

5 (Source: P.A. 98-725, eff. 1-1-15.)

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.