



Sen. John G. Mulroe

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09800HB4417sam001

LRB098 18638 RLC 59351 a

1 AMENDMENT TO HOUSE BILL 4417

2 AMENDMENT NO. _____. Amend House Bill 4417 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 2 and 10.4 as follows:

6 (50 ILCS 705/2) (from Ch. 85, par. 502)

7 Sec. 2. Definitions. As used in this Act, unless the
8 context otherwise requires:

9 "Board" means the Illinois Law Enforcement Training
10 Standards Board.

11 "Local governmental agency" means any local governmental
12 unit or municipal corporation in this State. It does not
13 include the State of Illinois or any office, officer,
14 department, division, bureau, board, commission, or agency of
15 the State, except that it does include a State-controlled
16 university, college or public community college.

1 "Police training school" means any school located within
2 the State of Illinois whether privately or publicly owned which
3 offers a course in police or county corrections training and
4 has been approved by the Board.

5 "Probationary police officer" means a recruit law
6 enforcement officer required to successfully complete initial
7 minimum basic training requirements at a police training school
8 to be eligible for permanent full-time employment as a local
9 law enforcement officer.

10 "Probationary part-time police officer" means a recruit
11 part-time law enforcement officer required to successfully
12 complete initial minimum part-time training requirements to be
13 eligible for employment on a part-time basis as a local law
14 enforcement officer.

15 "Permanent police officer" means a law enforcement officer
16 who has completed his or her probationary period and is
17 permanently employed on a full-time basis as a local law
18 enforcement officer by a participating local governmental unit
19 or as a security officer or campus policeman permanently
20 employed by a participating State-controlled university,
21 college, or public community college.

22 "Part-time police officer" means a law enforcement officer
23 who has completed his or her probationary period and is
24 employed on a part-time basis as a law enforcement officer by a
25 participating unit of local government or as a campus policeman
26 by a participating State-controlled university, college, or

1 public community college.

2 "Law enforcement officer" means (i) any police officer of a
3 local governmental agency who is primarily responsible for
4 prevention or detection of crime and the enforcement of the
5 criminal code, traffic, or highway laws of this State or any
6 political subdivision of this State or (ii) any member of a
7 police force appointed and maintained as provided in Section 2
8 of the Railroad Police Act.

9 "Recruit" means any full-time or part-time law enforcement
10 officer or full-time county corrections officer who is enrolled
11 in an approved training course.

12 "Probationary county corrections officer" means a recruit
13 county corrections officer required to successfully complete
14 initial minimum basic training requirements at a police
15 training school to be eligible for permanent employment on a
16 full-time basis as a county corrections officer.

17 "Permanent county corrections officer" means a county
18 corrections officer who has completed his probationary period
19 and is permanently employed on a full-time basis as a county
20 corrections officer by a participating local governmental
21 unit.

22 "County corrections officer" means any sworn officer of the
23 sheriff who is primarily responsible for the control and
24 custody of offenders, detainees or inmates.

25 "Probationary court security officer" means a recruit
26 court security officer required to successfully complete

1 initial minimum basic training requirements at a designated
2 training school to be eligible for employment as a court
3 security officer.

4 "Permanent court security officer" means a court security
5 officer who has completed his or her probationary period and is
6 employed as a court security officer by a participating local
7 governmental unit.

8 "Court security officer" has the meaning ascribed to it in
9 Section 3-6012.1 of the Counties Code.

10 "Probation officer" means a county probation officer
11 authorized by the Chief Judge of the Circuit Court to carry a
12 firearm as part of his or her duties under Section 12 of the
13 Probation and Probation Officers Act, and whose functions shall
14 include the enforcement of the Illinois Vehicle Code, the
15 Criminal Code of 2012, and the Juvenile Court Act of 1987, and
16 the monitoring of offenders charged thereunder.

17 (Source: P.A. 94-846, eff. 1-1-07.)

18 (50 ILCS 705/10.4)

19 Sec. 10.4. Weapon certification for retired law
20 enforcement officers; probation officers. The Board may
21 initiate, administer, and conduct annual firearm certification
22 courses consistent with the requirements enumerated in the
23 Peace Officer Firearm Training Act for retired law enforcement
24 officers qualified under federal law to carry a concealed
25 weapon and for probation officers.

1 (Source: P.A. 94-103, eff. 7-1-05.)

2 Section 10. The Peace Officer Firearm Training Act is
3 amended by changing Section 1 as follows:

4 (50 ILCS 710/1) (from Ch. 85, par. 515)

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

6 (a) "Peace officer" means (i) any person who by virtue of
7 his office or public employment is vested by law with a primary
8 duty to maintain public order or to make arrests for offenses,
9 whether that duty extends to all offenses or is limited to
10 specific offenses, and who is employed in such capacity by any
11 county or municipality; ~~or~~ (ii) any retired law enforcement
12 officers qualified under federal law to carry a concealed
13 weapon; or (iii) any probation officer as defined under Section
14 2 of the Illinois Police Training Act.

15 (b) "Firearms" means any weapon or device defined as a
16 firearm in Section 1.1 of "An Act relating to the acquisition,
17 possession and transfer of firearms and firearm ammunition, to
18 provide a penalty for the violation thereof and to make an
19 appropriation in connection therewith", approved August 3,
20 1967, as amended.

21 (Source: P.A. 94-103, eff. 7-1-05.)

22 Section 15. The Probation and Probation Officers Act is
23 amended by changing Section 9b and adding Section 17 as

1 follows:

2 (730 ILCS 110/9b) (from Ch. 38, par. 204-1b)

3 Sec. 9b. For the purposes of this Act, the words and
4 phrases described in this Section have the meanings designated
5 in this Section, except when a particular context clearly
6 requires a different meaning.

7 (1) "Division" means the Division of Probation Services of
8 the Supreme Court.

9 (2) "Department" means a probation or court services
10 department that provides probation or court services and such
11 other related services assigned to it by the circuit court or
12 by law.

13 (3) "Probation Officer" means a person employed full time
14 in a probation or court services department providing services
15 to a court under this Act or the Juvenile Court Act of 1987. A
16 probation officer includes detention staff, non-secure group
17 home staff and management personnel who meet minimum standards
18 established by the Supreme Court and who are hired under the
19 direction of the circuit court. These probation officers are
20 judicial employees designated on a circuit wide or county basis
21 and compensated by the appropriate county board or boards.

22 (4) "Basic Services" means the number of personnel
23 determined by the Division as necessary to comply with adult,
24 juvenile, and detention services workload standards and to
25 operate authorized programs of intermediate sanctions,

1 intensive probation supervision, public or community service,
2 intake services, secure detention services, non-secure group
3 home services and home confinement.

4 (5) "New or Expanded Services" means personnel necessary to
5 operate pretrial programs, victim and restitution programs,
6 psychological services, drunk driving programs, specialized
7 caseloads, community resource coordination programs, and other
8 programs designed to generally improve the quality of probation
9 and court services.

10 (6) "Individualized Services and Programs" means
11 individualized services provided through purchase of service
12 agreements with individuals, specialists, and local public or
13 private agencies providing non-residential services for the
14 rehabilitation of adult and juvenile offenders as an
15 alternative to local or state incarceration.

16 (7) "Jurisdiction" means the geographical area of
17 authority of a probation department as designated by the chief
18 judge of each circuit court under Section 15 of this Act.

19 (8) "Transfer case" means any case where an adult or
20 juvenile offender seeks to have supervision transferred from
21 one county to another or from another state to a county in
22 Illinois, and the transfer is approved by a judicial officer, a
23 department, or through an interstate compact.

24 (9) "Pretrial services" means the services and programs
25 established by a circuit court within a Probation and Court
26 Services Department under the Pretrial Services Act.

1 (Source: P.A. 98-575, eff. 1-1-14.)

2 (730 ILCS 110/17 new)

3 Sec. 17. Authorization to carry weapons. Probation
4 officers may only carry weapons while in the performance of
5 their official duties, or while commuting between their homes,
6 places of employment, or specific locations that are part of
7 their assigned duties, provided they have received the prior
8 consent of the Chief Judge of the Circuit Court for which they
9 are employed, and they have received weapons training according
10 to requirements of the Peace Officer Firearm Training Act.

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.".