



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB1400

by Rep. Thaddeus Jones

SYNOPSIS AS INTRODUCED:

55 ILCS 5/3-6019

from Ch. 34, par. 3-6019

65 ILCS 5/3.1-30-30 new

Amends the Counties Code and the Illinois Municipal Code. Requires the corporate authorities of a municipality with a population of less than 1,000,000 to adopt an ordinance appointing an inspector general on or before July 1, 2015. Provides that if such an ordinance is not adopted after that date, the sheriff of the county that encompasses the municipality or the majority of its territory shall assume and perform the duties of the inspector general.

LRB099 00145 JLK 20145 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 Counties Code is amended by changing Section
5 3-6019 as follows:

6 (55 ILCS 5/3-6019) (from Ch. 34, par. 3-6019)

7 Sec. 3-6019. Duties of sheriff; office quarters and hours.
8 Sheriffs shall serve and execute, within their respective
9 counties, and return all warrants, process, orders and
10 judgments of every description that may be legally directed or
11 delivered to them. A sheriff of a county with a population of
12 less than 1,000,000 may employ civilian personnel to serve
13 process in civil matters. If an arrest warrant upon complaint
14 under Section 107-9 of the Code of Criminal Procedure of 1963,
15 or a warrant of arrest due to failure to appear under Section
16 107-12 of the Code, originated from a law enforcement agency
17 other than the county sheriff's office, then the county sheriff
18 of a county with a population of more than 600,000 may require
19 that law enforcement agency to store and maintain the warrant.
20 That law enforcement agency is responsible for entering the
21 warrant into the Illinois Law Enforcement Agencies Data System
22 (LEADS) and the National Crime Information Center Database
23 (NCIC). The county sheriff may require the originating law

1 enforcement agency to arrange for transportation of the wanted
2 person to the county jail. Originating agencies may contract
3 with the county sheriff or another law enforcement agency to
4 store, maintain, and provide transportation of the wanted
5 person to the county jail. Any law enforcement agency or
6 regional dispatch center may act as holder of the warrant for
7 an originating agency that has no telecommunications
8 equipment.

9 Each sheriff shall keep and maintain his or her office at
10 the county seat of the county for which he or she is the
11 sheriff, and shall in counties having a population of less than
12 500,000 keep his or her office open and attend to the duties
13 thereof from 8 o'clock in the forenoon to 5 o'clock in the
14 afternoon of each working day, excepting such days and half
15 days as, under any law, are or may be legal holidays, or half
16 holidays. The hours of opening and closing of the office of the
17 sheriff may be changed and otherwise fixed and determined by
18 the county board of such county. Such action taken by the
19 county board shall be by an appropriate resolution passed at a
20 regular meeting.

21 Each sheriff shall as needed serve as the inspector general
22 to each municipality whose territory lies within, or which has
23 a majority of its territory within, the county to which the
24 sheriff was elected to serve, if an inspector general has not
25 been appointed by that municipality under Section 3.1-30-30 of
26 the Illinois Municipal Code or during a vacancy in that office.

1 (Source: P.A. 98-250, eff. 8-9-13.)

2 Section 10. The Illinois Municipal Code is amended by
3 adding Section 3.1-30-30 as follows:

4 (65 ILCS 5/3.1-30-30 new)

5 Sec. 3.1-30-30. Appointment of an inspector general.
6 Notwithstanding any other provision of law to the contrary, on
7 or before July 1, 2015, the corporate authorities of a
8 municipality with a population of less than 1,000,000 shall
9 adopt an ordinance authorizing the appointment of an inspector
10 general and shall appoint an inspector general. If no
11 appointment is made on or before July 1, 2015, after that date,
12 and if at any time thereafter there should be a vacancy in the
13 office of inspector general, the duties of that office shall be
14 assumed and performed by the sheriff of the county that
15 encompasses the municipality or a majority of its territory.