



Rep. Donald L. Moffitt

Filed: 3/23/2015

09900HB3613ham001

LRB099 09674 MRW 32859 a

1 AMENDMENT TO HOUSE BILL 3613

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3613 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Finance Authority Act is amended  
5 by adding Section 825-86 as follows:

6 (20 ILCS 3501/825-86 new)

7 Sec. 825-86. Law enforcement vehicle revolving loan  
8 program.

9 (a) The Authority and the Illinois Law Enforcement Training  
10 Standards Board shall jointly administer a law enforcement  
11 vehicle revolving loan program. The program may, in instances  
12 in which sufficient loan funds exist to permit applications to  
13 be accepted, provide zero-interest and low-interest loans for  
14 the purchase of law enforcement vehicles by a local  
15 governmental agency.

16 (b) For the purposes of this Section "local governmental

1 agency" means any local governmental unit or municipal  
2 corporation in this State. It does not include the State of  
3 Illinois or any office, officer, department, division, bureau,  
4 board, commission, or agency of the State, except that it does  
5 include a State-controlled university, college, or public  
6 community college.

7 (c) The program may provide loans at a 2% rate of simple  
8 interest per year for a vehicle that is both built and sold  
9 outside Illinois, a 1% rate of simple interest per year for a  
10 vehicle that is either built or sold in Illinois, or a 0% rate  
11 of interest for a vehicle if it is both built and sold in  
12 Illinois. The Authority may make loans based on need and  
13 geographic equity, as determined by the Illinois Law  
14 Enforcement Training Standards Board.

15 (d) The loan funds, subject to appropriation, may be paid  
16 out of the Law Enforcement Vehicle Revolving Loan Fund, a  
17 special fund in the State treasury. The Fund shall consist of  
18 any moneys transferred or appropriated into the Fund, as well  
19 as all repayments of loans made under the program and any  
20 balance existing in the Fund on the effective date of this  
21 amendatory Act of the 99th General Assembly. The Fund shall be  
22 used for loans to local governmental agencies and for no other  
23 purpose. All interest earned on moneys in the Fund shall be  
24 deposited into the Fund. All moneys deposited into the Law  
25 Enforcement Vehicle Revolving Loan Fund under this Section may  
26 be paid by the Illinois Law Enforcement Training Standards

1 Board to the Authority under the continuing appropriation  
2 provision of subsection (d-1) of this Section; provided that  
3 the Authority and the Illinois Law Enforcement Training  
4 Standards Board enter into an intergovernmental agreement to  
5 use the moneys transferred to the Authority from the Fund  
6 solely for the purposes for which the moneys would otherwise be  
7 used under this Section and to set forth procedures to  
8 otherwise administer the use of the moneys.

9 (d-1) There is appropriated, on a continuing annual basis  
10 in each fiscal year, from the Law Enforcement Vehicle Revolving  
11 Loan Fund, the amount, if any, of funds deposited into the Law  
12 Enforcement Vehicle Revolving Loan Fund to the Law Enforcement  
13 Training Standards Board for payment to the Authority for the  
14 purposes for which the moneys would otherwise be used under  
15 this Section.

16 (e) A loan for the purchase of a law enforcement vehicle  
17 may not exceed \$100,000 to any local governmental agency. The  
18 repayment period for the loan may not exceed 10 years. The  
19 local governmental agency shall repay each year at least 5% of  
20 the principal amount borrowed or the remaining balance of the  
21 loan, whichever is less. All repayments of loans shall be  
22 deposited into the Law Enforcement Vehicle Revolving Loan Fund.

23 (f) The Authority and the Law Enforcement Training  
24 Standards Board may adopt rules in accordance with the Illinois  
25 Administrative Procedure Act to administer the program.

1 Section 10. The State Finance Act is amended by adding  
2 Section 5.866 as follows:

3 (30 ILCS 105/5.866 new)

4 Sec. 5.866. The Law Enforcement Vehicle Revolving Loan  
5 Fund.

6 Section 15. The Unified Code of Corrections is amended by  
7 adding Section 5-9-1.22 as follows:

8 (730 ILCS 5/5-9-1.22 new)

9 Sec. 5-9-1.22. Additional fines; offenses against peace  
10 officers.

11 (a) In addition to any other penalty imposed, a fine of \$50  
12 shall be imposed upon a person convicted of any of the  
13 following offenses against a peace officer:

14 (1) under the Illinois Vehicle Code:

15 (A) Section 11-204 (fleeing or attempting to elude  
16 a peace officer);

17 (B) Section 11-204.1 (aggravated fleeing or  
18 attempting to elude a peace officer);

19 (C) Section 11-401 (leaving the scene of an  
20 accident involving injuries or death);

21 (D) Section 11-402 (leaving the scene of an  
22 accident, vehicle damage);

23 (E) Section 11-403 (duty to give information and

1           render aid);

2           (F) Section 11-404 (duty upon damaging unattended  
3 vehicle or other property);

4           (G) Section 11-406 (duty to report accident); or

5           (H) Section 11-601(a) (driving too fast for  
6 conditions).

7           (2) under the Criminal Code of 2012:

8           (A) Section 12-3.05 (a) (3) and (d) (4) (aggravated  
9 battery of a peace officer and related offenses);

10           (B) Section 12-3.05 (e) (2) and (e) (6) (aggravated  
11 battery, discharge of a firearm or machine gun at a  
12 peace officer and related offenses);

13           (C) Section 12-6.2 (aggravated intimidation);

14           (D) Section 12-9 (threatening public officials;  
15 human service provider);

16           (E) Section 17-2(b) (3) through (6) and (d) (false  
17 impersonation of a peace officer and related  
18 offenses);

19           (F) Section 31-1 (resisting or obstructing a peace  
20 officer, firefighter, or correctional institution  
21 employee);

22           (G) Section 31-1a (a) and (b) (disarming a peace  
23 officer or correctional institution employee);

24           (H) Section 31-4.5 (obstructing identification);

25           or

26           (I) Section 31-8 (refusing to aid an officer).

1       (b) The additional fine shall be assessed by the court  
2 imposing sentence and shall be collected by the Circuit Clerk  
3 in addition to the fine, if any, and costs in the case. Each  
4 additional fine shall be remitted by the Circuit Clerk within  
5 one month after receipt to the State Treasurer for deposit into  
6 the Law Enforcement Vehicle Revolving Loan Fund in the State  
7 treasury. The Circuit Clerk shall retain 10% of the fine to  
8 cover the costs incurred in administering and enforcing this  
9 Section. The additional fine may not be considered a part of  
10 the fine for purposes of any reduction in the fine for time  
11 served either before or after sentencing.".