

# HB3095



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB3095

by Rep. Brian W. Stewart

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2610/9

from Ch. 121, par. 307.9

Amends the State Police Act. Provides that a person who has been honorably discharged who served in a combat mission by proof of hostile fire pay or imminent danger pay during deployment on active duty or has at least 4 years of full active and continuous military duty and received an honorable discharge before hiring is deemed to have met the collegiate educational requirements for an appointment of a Department of State Police officer. Provides that any person seeking a promotion to the rank of Sergeant and above shall meet the Department's educational requirements. Effective July 1, 2017.

LRB100 09340 SLF 19501 b

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The State Police Act is amended by changing  
5 Section 9 as follows:

6 (20 ILCS 2610/9) (from Ch. 121, par. 307.9)

7 Sec. 9. Appointment; qualifications.

8 (a) Except as otherwise provided in this Section, the  
9 appointment of Department of State Police officers shall be  
10 made from those applicants who have been certified by the Board  
11 as being qualified for appointment. All persons so appointed  
12 shall, at the time of their appointment, be not less than 21  
13 years of age, or 20 years of age and have successfully  
14 completed 2 years of law enforcement studies at an accredited  
15 college or university. Any person appointed subsequent to  
16 successful completion of 2 years of such law enforcement  
17 studies shall not have power of arrest, nor shall he be  
18 permitted to carry firearms, until he reaches 21 years of age.  
19 In addition, all persons so certified for appointment shall be  
20 of sound mind and body, be of good moral character, be citizens  
21 of the United States, have no criminal records, possess such  
22 prerequisites of training, education and experience as the  
23 Board may from time to time prescribe, and shall be required to

1 pass successfully such mental and physical tests and  
2 examinations as may be prescribed by the Board. Notwithstanding  
3 any Board rule to the contrary, all persons who meet one of the  
4 following requirements are deemed to have met the collegiate  
5 educational requirements ~~either~~:

6 (i) have been honorably discharged and who  
7 have been awarded a Southwest Asia Service Medal,  
8 Kosovo Campaign Medal, Korean Defense Service  
9 Medal, Afghanistan Campaign Medal, Iraq Campaign  
10 Medal, or Global War on Terrorism Expeditionary  
11 Medal by the United States Armed Forces; ~~or~~

12 (ii) are active members of the Illinois  
13 National Guard or a reserve component of the United  
14 States Armed Forces and who have been awarded a  
15 Southwest Asia Service Medal, Kosovo Campaign  
16 Medal, Korean Defense Service Medal, Afghanistan  
17 Campaign Medal, Iraq Campaign Medal, or Global War  
18 on Terrorism Expeditionary Medal as a result of  
19 honorable service during deployment on active  
20 duty; ~~or~~

21 (iii) have been honorably discharged who  
22 served in a combat mission by proof of hostile fire  
23 pay or imminent danger pay during deployment on  
24 active duty; or

25 (iv) have at least 4 years of full active and  
26 continuous military duty and received an honorable

1           ~~discharge before hiring. are deemed to have met the~~  
2           ~~collegiate educational requirements.~~

3           However, any person seeking a promotion to the rank of  
4           Sergeant and above shall meet the Department's educational  
5           requirements. Preference shall be given in such appointments to  
6 persons who have honorably served in the military or naval  
7 services of the United States. All appointees shall serve a  
8 probationary period of 12 months from the date of appointment  
9 and during that period may be discharged at the will of the  
10 Director. However, the Director may in his or her sole  
11 discretion extend the probationary period of an officer up to  
12 an additional 6 months when to do so is deemed in the best  
13 interest of the Department.

14           (b) Notwithstanding the other provisions of this Act, after  
15 July 1, 1977 and before July 1, 1980, the Director of State  
16 Police may appoint and promote not more than 20 persons having  
17 special qualifications as special agents as he deems necessary  
18 to carry out the Department's objectives. Any such appointment  
19 or promotion shall be ratified by the Board.

20           (c) During the 90 days following the effective date of this  
21 amendatory Act of 1995, the Director of State Police may  
22 appoint up to 25 persons as State Police officers. These  
23 appointments shall be made in accordance with the requirements  
24 of this subsection (c) and any additional criteria that may be  
25 established by the Director, but are not subject to any other  
26 requirements of this Act. The Director may specify the initial

1 rank for each person appointed under this subsection.

2 All appointments under this subsection (c) shall be made  
3 from personnel certified by the Board. A person certified by  
4 the Board and appointed by the Director under this subsection  
5 must have been employed by the Illinois Commerce Commission on  
6 November 30, 1994 in a job title subject to the Personnel Code  
7 and in a position for which the person was eligible to earn  
8 "eligible creditable service" as a "noncovered employee", as  
9 those terms are defined in Article 14 of the Illinois Pension  
10 Code.

11 Persons appointed under this subsection (c) shall  
12 thereafter be subject to the same requirements and procedures  
13 as other State police officers. A person appointed under this  
14 subsection must serve a probationary period of 12 months from  
15 the date of appointment, during which he or she may be  
16 discharged at the will of the Director.

17 This subsection (c) does not affect or limit the Director's  
18 authority to appoint other State Police officers under  
19 subsection (a) of this Section.

20 (Source: P.A. 97-640, eff. 12-19-11; 98-54, eff. 1-1-14.)

21 Section 99. Effective date. This Act takes effect July 1,  
22 2017.