



Sen. John J. Millner

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LRB095 09846 HLH 35337 a

1 AMENDMENT TO HOUSE BILL 3454

2 AMENDMENT NO. _____. Amend House Bill 3454 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 6, 6.1, 7, 8.1, and 8.2 and by adding Section
6 6.2 as follows:

7 (50 ILCS 705/6) (from Ch. 85, par. 506)

8 Sec. 6. Powers and duties of the Board. ~~Selection and~~
9 ~~certification of schools.~~

10 (a) The Board shall select and certify schools within the
11 State of Illinois for the purpose of providing basic training
12 for probationary police officers, probationary county
13 corrections officers, and court security officers and of
14 providing advanced or in-service training for permanent police
15 officers or permanent county corrections officers, which
16 schools may be either publicly or privately owned and operated.

1 ~~In addition, the Board has the following power and duties:~~

2 (b) The Board may ~~a. To~~ require local governmental units to
3 furnish such reports and information as the Board deems
4 necessary to fully implement this Act, including but not
5 limited to, personnel roster, employment status reports,
6 documentation of background checks, and annual training
7 requirements.

8 (c) The Board shall ~~b. To~~ establish appropriate mandatory
9 minimum standards relating to the training of probationary
10 local law enforcement officers or probationary county
11 corrections officers.

12 (d) The Board shall ~~e. To~~ provide the appropriate licensure
13 ~~certification~~ to those probationary officers who successfully
14 complete (i) the prescribed minimum standard basic training
15 course; (ii) an exam on constitutional law and ethics; and
16 (iii) a comprehensive exam administered by the Board.

17 (e) The Board shall ~~d. To~~ review and approve annual
18 training curriculum for county sheriffs and chiefs of police.

19 (f) The Board shall prescribe, direct, and oversee annual
20 ethics training for police officers and county corrections
21 officers.

22 (g) The Board shall ~~e. To~~ review and approve applicants to
23 ensure no applicant is admitted to a certified academy unless
24 the applicant is a person of good character and has not been
25 convicted of a felony offense, any of the misdemeanors in
26 Sections 11-6, 11-9.1, 11-14, 11-17, 11-19, 12-2, 12-15, 16-1,

1 17-1, 17-2, 28-3, 29-1, 31-1, 31-6, 31-7, 32-4a, or 32-7 of the
2 Criminal Code of 1961 or Section 5 or 5.2 of the Cannabis
3 Control Act, or a crime involving moral turpitude under the
4 laws of this State or any other state which if committed in
5 this State would be punishable as a felony or a crime of moral
6 turpitude. The Board may appoint investigators who shall
7 enforce the duties conferred upon the Board by this Act.

8 (h) It is the Board's duty to review the conduct of
9 licensed officers to assure compliance with the standards set
10 by the Board, as described in this Act and in rules promulgated
11 under the Act, and take appropriate action to maintain the
12 highest level of integrity within the law enforcement
13 profession.

14 (Source: P.A. 91-495, eff. 1-1-00.)

15 (50 ILCS 705/6.1)

16 Sec. 6.1. Revocation of licensure ~~Decertification~~ of
17 full-time and part-time police officers.

18 (a) The Board must review police officer conduct and
19 records to ensure that no police officer is licensed ~~certified~~
20 or provided a valid waiver if that police officer has been
21 convicted of or, after the effective date of this amendatory
22 Act of the 95th General Assembly, has pled guilty to a felony
23 offense under the laws of this State or any other state which
24 if committed in this State would be punishable as a felony. The
25 Board must also ensure that no police officer is licensed

1 ~~certified~~ or provided a valid waiver if that police officer has
2 been convicted on or after the effective date of this
3 amendatory Act of 1999 of or if the officer has pled guilty on
4 or after the effective date of this amendatory Act of the 95th
5 General Assembly to any misdemeanor specified in this Section
6 or if committed in any other state would be an offense similar
7 to Section 11-6, 11-9.1, 11-14, 11-17, 11-19, 12-2, 12-15,
8 16-1, 17-1, 17-2, 28-3, 29-1, 31-1, 31-6, 31-7, 32-4a, or 32-7
9 of the Criminal Code of 1961 or to Section 5 or 5.2 of the
10 Cannabis Control Act. The Board must appoint investigators to
11 enforce the duties conferred upon the Board by this Act.

12 (b) It is the responsibility of the sheriff or the chief
13 executive officer of every local law enforcement agency or
14 department within this State to report to the Board any arrest
15 or conviction of any officer for an offense identified in this
16 Section.

17 (c) It is the duty and responsibility of every full-time
18 and part-time police officer in this State to report to the
19 Board within 30 days, and the officer's sheriff or chief
20 executive officer, of his or her arrest or conviction for an
21 offense identified in this Section. Any full-time or part-time
22 police officer who knowingly makes, submits, causes to be
23 submitted, or files a false or untruthful report to the Board
24 must have his or her license ~~certificate~~ or waiver immediately
25 ~~decertified or~~ revoked.

26 (d) Any person, or a local or State agency, or the Board is

1 immune from liability for submitting, disclosing, or releasing
2 information of arrests or convictions in this Section as long
3 as the information is submitted, disclosed, or released in good
4 faith and without malice. The Board has qualified immunity for
5 the release of the information.

6 (e) Whenever a ~~Any~~ full-time or part-time police officer
7 with a license ~~certificate~~ or waiver issued by the Board ~~who~~ is
8 convicted of or, on or after the effective date of this
9 amendatory Act of the 95th General Assembly, pleads guilty to
10 any offense described in this Section, his or her license is
11 automatically revoked as a matter of law. ~~immediately becomes~~
12 ~~decertified or no longer has a valid waiver. The~~
13 ~~decertification and invalidity of waivers occurs as a matter of~~
14 ~~law.~~ Failure ~~of a convicted person~~ to report to the Board his
15 or her conviction or plea of guilt as described in this Section
16 or any continued law enforcement practice after ~~receiving~~ a
17 conviction or plea of guilt is a Class 4 felony.

18 (f) The Board's investigators are peace officers and have
19 all the powers possessed by policemen in cities and by
20 sheriff's, provided that the investigators may exercise those
21 powers anywhere in the State, only after contact and
22 cooperation with the appropriate local law enforcement
23 authorities.

24 (g) The Board must request and receive information and
25 assistance from any federal, state, or local governmental
26 agency as part of the authorized criminal background

1 investigation. The Department of State Police must process,
2 retain, and additionally provide and disseminate information
3 to the Board concerning criminal charges, arrests,
4 convictions, and their disposition, that have been filed
5 before, on, or after the effective date of this amendatory Act
6 of the 91st General Assembly against a basic academy applicant,
7 law enforcement applicant, or law enforcement officer whose
8 fingerprint identification cards are on file or maintained by
9 the Department of State Police. The Federal Bureau of
10 Investigation must provide the Board any criminal history
11 record information contained in its files pertaining to law
12 enforcement officers or any applicant to a Board certified
13 basic law enforcement academy as described in this Act based on
14 fingerprint identification. The Board must make payment of fees
15 to the Department of State Police for each fingerprint card
16 submission in conformance with the requirements of paragraph 22
17 of Section 55a of the Civil Administrative Code of Illinois.

18 (h) A police officer who has been certified, licensed, or
19 granted a valid waiver shall also be decertified, have his or
20 her license revoked, or have his or her waiver revoked upon a
21 determination by the Illinois Labor Relations Board State Panel
22 that he or she, while under oath, has knowingly and willfully
23 made false statements as to a material fact going to an element
24 of the offense of murder. If an appeal is filed, the
25 determination shall be stayed.

26 (1) In the case of an acquittal on a charge of murder,

1 a verified complaint may be filed:

2 (A) by the defendant; or

3 (B) by a police officer with personal knowledge of
4 perjured testimony.

5 The complaint must allege that a police officer, while under
6 oath, knowingly and willfully made false statements as to a
7 material fact going to an element of the offense of murder. The
8 verified complaint must be filed with the Executive Director of
9 the Illinois Law Enforcement Training Standards Board within 2
10 years of the judgment of acquittal.

11 (2) Within 30 days, the Executive Director of the
12 Illinois Law Enforcement Training Standards Board shall
13 review the verified complaint and determine whether the
14 verified complaint is frivolous and without merit, or
15 whether further investigation is warranted. The Illinois
16 Law Enforcement Training Standards Board shall notify the
17 officer and the Executive Director of the Illinois Labor
18 Relations Board State Panel of the filing of the complaint
19 and any action taken thereon. If the Executive Director of
20 the Illinois Law Enforcement Training Standards Board
21 determines that the verified complaint is frivolous and
22 without merit, it shall be dismissed. The Executive
23 Director of the Illinois Law Enforcement Training
24 Standards Board has sole discretion to make this
25 determination and this decision is not subject to appeal.

26 (i) If the Executive Director of the Illinois Law

1 Enforcement Training Standards Board determines that the
2 verified complaint warrants further investigation, he or she
3 shall refer the matter to a task force of investigators created
4 for this purpose. This task force shall consist of 8 sworn
5 police officers: 2 from the Illinois State Police, 2 from the
6 City of Chicago Police Department, 2 from county police
7 departments, and 2 from municipal police departments. These
8 investigators shall have a minimum of 5 years of experience in
9 conducting criminal investigations. The investigators shall be
10 appointed by the Executive Director of the Illinois Law
11 Enforcement Training Standards Board. Any officer or officers
12 acting in this capacity pursuant to this statutory provision
13 will have statewide police authority while acting in this
14 investigative capacity. Their salaries and expenses for the
15 time spent conducting investigations under this paragraph
16 shall be reimbursed by the Illinois Law Enforcement Training
17 Standards Board.

18 (j) Once the Executive Director of the Illinois Law
19 Enforcement Training Standards Board has determined that an
20 investigation is warranted, the verified complaint shall be
21 assigned to an investigator or investigators. The investigator
22 or investigators shall conduct an investigation of the verified
23 complaint and shall write a report of his or her findings. This
24 report shall be submitted to the Executive Director of the
25 Illinois Labor Relations Board State Panel.

26 Within 30 days, the Executive Director of the Illinois

1 Labor Relations Board State Panel shall review the
2 investigative report and determine whether sufficient evidence
3 exists to conduct an evidentiary hearing on the verified
4 complaint. If the Executive Director of the Illinois Labor
5 Relations Board State Panel determines upon his or her review
6 of the investigatory report that a hearing should not be
7 conducted, the complaint shall be dismissed. This decision is
8 in the Executive Director's sole discretion, and this dismissal
9 may not be appealed.

10 If the Executive Director of the Illinois Labor Relations
11 Board State Panel determines that there is sufficient evidence
12 to warrant a hearing, a hearing shall be ordered on the
13 verified complaint, to be conducted by an administrative law
14 judge employed by the Illinois Labor Relations Board State
15 Panel. The Executive Director of the Illinois Labor Relations
16 Board State Panel shall inform the Executive Director of the
17 Illinois Law Enforcement Training Standards Board and the
18 person who filed the complaint of either the dismissal of the
19 complaint or the issuance of the complaint for hearing. The
20 Executive Director shall assign the complaint to the
21 administrative law judge within 30 days of the decision
22 granting a hearing.

23 (k) In the case of a finding of guilt on the offense of
24 murder, if a new trial is granted on direct appeal, or a state
25 post-conviction evidentiary hearing is ordered, based on a
26 claim that a police officer, under oath, knowingly and

1 willfully made false statements as to a material fact going to
2 an element of the offense of murder, the Illinois Labor
3 Relations Board State Panel shall hold a hearing to determine
4 whether the officer should be decertified or have his or her
5 license revoked if an interested party requests such a hearing
6 within 2 years of the court's decision. The complaint shall be
7 assigned to an administrative law judge within 30 days so that
8 a hearing can be scheduled.

9 At the hearing, the accused officer shall be afforded the
10 opportunity to:

11 (1) Be represented by counsel of his or her own
12 choosing;

13 (2) Be heard in his or her own defense;

14 (3) Produce evidence in his or her defense;

15 (4) Request that the Illinois Labor Relations Board
16 State Panel compel the attendance of witnesses and
17 production of related documents including but not limited
18 to court documents and records.

19 Once a case has been set for hearing, the verified
20 complaint shall be referred to the Department of Professional
21 Regulation. That office shall prosecute the verified complaint
22 at the hearing before the administrative law judge. The
23 Department of Professional Regulation shall have the
24 opportunity to produce evidence to support the verified
25 complaint and to request the Illinois Labor Relations Board
26 State Panel to compel the attendance of witnesses and the

1 production of related documents, including, but not limited to,
2 court documents and records. The Illinois Labor Relations Board
3 State Panel shall have the power to issue subpoenas requiring
4 the attendance of and testimony of witnesses and the production
5 of related documents including, but not limited to, court
6 documents and records and shall have the power to administer
7 oaths.

8 The administrative law judge shall have the responsibility
9 of receiving into evidence relevant testimony and documents,
10 including court records, to support or disprove the allegations
11 made by the person filing the verified complaint and, at the
12 close of the case, hear arguments. If the administrative law
13 judge finds that there is not clear and convincing evidence to
14 support the verified complaint that the police officer has,
15 while under oath, knowingly and willfully made false statements
16 as to a material fact going to an element of the offense of
17 murder, the administrative law judge shall make a written
18 recommendation of dismissal to the Illinois Labor Relations
19 Board State Panel. If the administrative law judge finds that
20 there is clear and convincing evidence that the police officer
21 has, while under oath, knowingly and willfully made false
22 statements as to a material fact that goes to an element of the
23 offense of murder, the administrative law judge shall make a
24 written recommendation so concluding to the Illinois Labor
25 Relations Board State Panel. The hearings shall be transcribed.
26 The Executive Director of the Illinois Law Enforcement Training

1 Standards Board shall be informed of the administrative law
2 judge's recommended findings and decision and the Illinois
3 Labor Relations Board State Panel's subsequent review of the
4 recommendation.

5 (l) An officer named in any complaint filed pursuant to
6 this Act shall be indemnified for his or her reasonable
7 attorney's fees and costs by his or her employer. These fees
8 shall be paid in a regular and timely manner. The State, upon
9 application by the public employer, shall reimburse the public
10 employer for the accused officer's reasonable attorney's fees
11 and costs. At no time and under no circumstances will the
12 accused officer be required to pay his or her own reasonable
13 attorney's fees or costs.

14 (m) The accused officer shall not be placed on unpaid
15 status because of the filing or processing of the verified
16 complaint until there is a final non-appealable order
17 sustaining his or her guilt and his or her license or
18 certification is revoked. Nothing in this Act, however,
19 restricts the public employer from pursuing discipline against
20 the officer in the normal course and under procedures then in
21 place.

22 (n) The Illinois Labor Relations Board State Panel shall
23 review the administrative law judge's recommended decision and
24 order and determine by a majority vote whether or not there was
25 clear and convincing evidence that the accused officer, while
26 under oath, knowingly and willfully made false statements as to

1 a material fact going to the offense of murder. Within 30 days
2 of service of the administrative law judge's recommended
3 decision and order, the parties may file exceptions to the
4 recommended decision and order and briefs in support of their
5 exceptions with the Illinois Labor Relations Board State Panel.
6 The parties may file responses to the exceptions and briefs in
7 support of the responses no later than 15 days after the
8 service of the exceptions. If exceptions are filed by any of
9 the parties, the Illinois Labor Relations Board State Panel
10 shall review the matter and make a finding to uphold, vacate,
11 or modify the recommended decision and order. If the Illinois
12 Labor Relations Board State Panel concludes that there is clear
13 and convincing evidence that the accused officer, while under
14 oath, knowingly and willfully made false statements as to a
15 material fact going to an element of the offense murder, the
16 Illinois Labor Relations Board State Panel shall inform the
17 Illinois Law Enforcement Training Standards Board and the
18 Illinois Law Enforcement Training Standards Board shall revoke
19 the accused officer's certification, license, or waiver. If the
20 accused officer appeals that determination to the Appellate
21 Court, as provided by this Act, he or she may petition the
22 Appellate Court to stay the revocation of his or her
23 certification, license, or waiver pending the court's review of
24 the matter.

25 (o) None of the Illinois Labor Relations Board State
26 Panel's findings or determinations shall set any precedent in

1 any of its decisions decided pursuant to the Illinois Public
2 Labor Relations Act by the Illinois Labor Relations Board State
3 Panel or the courts.

4 (p) A party aggrieved by the final order of the Illinois
5 Labor Relations Board State Panel may apply for and obtain
6 judicial review of an order of the Illinois Labor Relations
7 Board State Panel, in accordance with the provisions of the
8 Administrative Review Law, except that such judicial review
9 shall be afforded directly in the Appellate Court for the
10 district in which the accused officer resides. Any direct
11 appeal to the Appellate Court shall be filed within 35 days
12 from the date that a copy of the decision sought to be reviewed
13 was served upon the party affected by the decision.

14 (q) Interested parties. Only interested parties to the
15 criminal prosecution in which the police officer allegedly,
16 while under oath, knowingly and willfully made false statements
17 as to a material fact going to an element of the offense of
18 murder may file a verified complaint pursuant to this Section.
19 For purposes of this Section, "interested parties" shall be
20 limited to the defendant and any police officer who has
21 personal knowledge that the police officer who is the subject
22 of the complaint has, while under oath, knowingly and willfully
23 made false statements as to a material fact going to an element
24 of the offense of murder.

25 (r) Semi-annual reports. The Executive Director of the
26 Illinois Labor Relations Board shall submit semi-annual

1 reports to the Governor, President, and Minority Leader of the
2 Senate, and to the Speaker and Minority Leader of the House of
3 Representatives beginning on June 30, 2004, indicating:

4 (1) the number of verified complaints received
5 since the date of the last report;

6 (2) the number of investigations initiated since
7 the date of the last report;

8 (3) the number of investigations concluded since
9 the date of the last report;

10 (4) the number of investigations pending as of the
11 reporting date;

12 (5) the number of hearings held since the date of
13 the last report; and

14 (6) the number of officers decertified since the
15 date of the last report.

16 (Source: P.A. 93-605, eff. 11-19-03; 93-655, eff. 1-20-04.)

17 (50 ILCS 705/6.2 new)

18 Sec. 6.2. Conversion of certificates to licenses.

19 (a) Beginning on the effective date of this amendatory Act
20 of the 95th General Assembly, the Board's recognition for
21 persons who have successfully completed the prescribed minimum
22 standards basic training course for police officers shall be
23 issued licenses rather than certificates.

24 (b) If a person has successfully completed the prescribed
25 minimum standard basic training course for police officers and

1 holds a valid certification to that effect on the effective
2 date of this amendatory Act, that certification shall be
3 recognized as a license for the purpose of this Act.

4 (c) If, on the effective date of this amendatory Act of the
5 95th General Assembly, a person holds a valid waiver from one
6 of the certification requirements of this Act for police
7 officers, that waiver shall be deemed a waiver from the
8 corresponding licensure requirements of this Act.

9 (d) The Board shall replace the certificates, or other
10 evidence of certification or waiver for police officers, in use
11 on the effective date of this amendatory Act of the 95th
12 General Assembly with new identification credentials, to be
13 carried on their person, to signify state licensure.

14 (50 ILCS 705/7) (from Ch. 85, par. 507)

15 Sec. 7. Rules and standards for schools. The Board shall
16 adopt rules and minimum standards for such schools which shall
17 include but not be limited to the following:

18 a. The curriculum for probationary police officers which
19 shall be offered by all certified schools shall include but not
20 be limited to courses of arrest, search and seizure, civil
21 rights, human relations, cultural diversity, including racial
22 and ethnic sensitivity, ethical code of conduct in performing
23 police duties, constitutional law, criminal law, law of
24 criminal procedure, vehicle and traffic law including uniform
25 and non-discriminatory enforcement of the Illinois Vehicle

1 Code, traffic control and accident investigation, techniques
2 of obtaining physical evidence, court testimonies, statements,
3 reports, firearms training, first-aid (including
4 cardiopulmonary resuscitation), handling of juvenile
5 offenders, recognition of mental conditions which require
6 immediate assistance and methods to safeguard and provide
7 assistance to a person in need of mental treatment, law of
8 evidence, the hazards of high-speed police vehicle chases with
9 an emphasis on alternatives to the high-speed chase, and
10 physical training. The curriculum shall include specific
11 training in techniques for immediate response to and
12 investigation of cases of domestic violence and of sexual
13 assault of adults and children. The curriculum shall also
14 include a block of instruction aimed at identifying and
15 interacting with persons with autism and other developmental
16 disabilities, reducing barriers to reporting crimes against
17 persons with autism, and addressing the unique challenges
18 presented by cases involving victims or witnesses with autism
19 and other developmental disabilities. The curriculum for
20 permanent police officers shall include but not be limited to
21 (1) refresher and in-service training in any of the courses
22 listed above in this subparagraph, (2) advanced courses in any
23 of the subjects listed above in this subparagraph, (3) training
24 for supervisory personnel, ~~and~~ (4) specialized training in
25 subjects and fields to be selected by the board, and (5)
26 practical application of the ethical code of conduct in

1 performing police duties.

2 b. Minimum courses of study, attendance requirements and
3 equipment requirements.

4 c. Minimum requirements for instructors.

5 d. Minimum basic training requirements, which a
6 probationary police officer must satisfactorily complete
7 before being eligible for permanent employment as a local law
8 enforcement officer for a participating local governmental
9 agency. Those requirements shall include training in first aid
10 (including cardiopulmonary resuscitation).

11 e. Minimum basic training requirements, which a
12 probationary county corrections officer must satisfactorily
13 complete before being eligible for permanent employment as a
14 county corrections officer for a participating local
15 governmental agency.

16 f. Minimum basic training requirements which a
17 probationary court security officer must satisfactorily
18 complete before being eligible for permanent employment as a
19 court security officer for a participating local governmental
20 agency. The Board shall establish those training requirements
21 which it considers appropriate for court security officers and
22 shall certify schools to conduct that training.

23 g. A uniform oath to uphold an ethical code of conduct to
24 be sworn by all officers upon completion of all applicable
25 prerequisites and prior to conference of their license or
26 certification.

1 A person hired to serve as a court security officer must
2 obtain from the Board a certificate (i) attesting to his or her
3 successful completion of the training course; (ii) attesting to
4 his or her satisfactory completion of a training program of
5 similar content and number of hours that has been found
6 acceptable by the Board under the provisions of this Act; or
7 (iii) attesting to the Board's determination that the training
8 course is unnecessary because of the person's extensive prior
9 law enforcement experience.

10 Individuals who currently serve as court security officers
11 shall be deemed qualified to continue to serve in that capacity
12 so long as they are certified as provided by this Act within 24
13 months of the effective date of this amendatory Act of 1996.
14 Failure to be so certified, absent a waiver from the Board,
15 shall cause the officer to forfeit his or her position.

16 All individuals hired as court security officers on or
17 after the effective date of this amendatory Act of 1996 shall
18 be certified within 12 months of the date of their hire, unless
19 a waiver has been obtained by the Board, or they shall forfeit
20 their positions.

21 The Sheriff's Merit Commission, if one exists, or the
22 Sheriff's Office if there is no Sheriff's Merit Commission,
23 shall maintain a list of all individuals who have filed
24 applications to become court security officers and who meet the
25 eligibility requirements established under this Act. Either
26 the Sheriff's Merit Commission, or the Sheriff's Office if no

1 Sheriff's Merit Commission exists, shall establish a schedule
2 of reasonable intervals for verification of the applicants'
3 qualifications under this Act and as established by the Board.

4 (Source: P.A. 93-209, eff. 7-18-03.)

5 (50 ILCS 705/8.1) (from Ch. 85, par. 508.1)

6 Sec. 8.1. Full-time police and county corrections
7 officers.

8 (a) ~~No After January 1, 1976, no~~ person shall receive a
9 permanent appointment as a law enforcement officer as defined
10 in this Act nor shall any person receive, ~~after the effective~~
11 ~~date of this amendatory Act of 1984,~~ a permanent appointment as
12 a county corrections officer unless that person has been
13 awarded, within six months of his or her initial full-time
14 employment, a license certificate attesting to his or her
15 successful completion of the Minimum Standards Basic Law
16 Enforcement and County Correctional Training Course and
17 comprehensive exam as prescribed by the Board; or has been
18 awarded a certificate attesting to his satisfactory completion
19 of a training program of similar content and number of hours
20 and which course has been found acceptable by the Board under
21 the provisions of this Act; or by reason of extensive prior law
22 enforcement or county corrections experience the basic
23 training requirement is determined by the Board to be illogical
24 and unreasonable.

25 If such training is required and not completed within the

1 applicable six months, then the officer must forfeit his
2 position, or the employing agency must obtain a waiver from the
3 Board extending the period for compliance. Such waiver shall be
4 issued only for good and justifiable reasons, and in no case
5 shall extend more than 90 days beyond the initial six months.

6 ~~(b) No provision of this Section shall be construed to mean~~
7 ~~that a law enforcement officer employed by a local governmental~~
8 ~~agency at the time of the effective date of this amendatory~~
9 ~~Act, either as a probationary police officer or as a permanent~~
10 ~~police officer, shall require certification under the~~
11 ~~provisions of this Section. No provision of this Section shall~~
12 ~~be construed to mean that a county corrections officer employed~~
13 ~~by a local governmental agency at the time of the effective~~
14 ~~date of this amendatory Act of 1984, either as a probationary~~
15 ~~county corrections or as a permanent county corrections~~
16 ~~officer, shall require certification under the provisions of~~
17 ~~this Section. No provision of this Section shall be construed~~
18 to apply to certification of elected county sheriffs.

19 (c) This Section does not apply to part-time police
20 officers or probationary part-time police officers.

21 (Source: P.A. 89-170, eff. 1-1-96; 90-271, eff. 7-30-97.)

22 (50 ILCS 705/8.2)

23 Sec. 8.2. Part-time police officers.

24 (a) A person hired to serve as a part-time police officer
25 must obtain from the Board a license ~~certificate~~ (i) attesting

1 to his or her successful completion of the part-time police
2 training course; (ii) attesting to his or her satisfactory
3 completion of a training program of similar content and number
4 of hours that has been found acceptable by the Board under the
5 provisions of this Act; or (iii) attesting to the Board's
6 determination that the part-time police training course is
7 unnecessary because of the person's extensive prior law
8 enforcement experience; and (iv) attesting to the officer's
9 successful completion of the comprehensive exam prescribed by
10 the Board. A person hired on or after the effective date of
11 this amendatory Act of the 92nd General Assembly must obtain
12 licensure ~~this certificate~~ within 18 months after the initial
13 date of hire as a probationary part-time police officer in the
14 State of Illinois. The probationary part-time police officer
15 must be enrolled and accepted into a Board-approved course
16 within 6 months after active employment by any department in
17 the State. ~~A person hired on or after January 1, 1996 and~~
18 ~~before the effective date of this amendatory Act of the 92nd~~
19 ~~General Assembly must obtain this certificate within 18 months~~
20 ~~after the date of hire. A person hired before January 1, 1996~~
21 ~~must obtain this certificate within 24 months after the~~
22 ~~effective date of this amendatory Act of 1995.~~

23 The employing agency may seek a waiver from the Board
24 extending the period for compliance. A waiver shall be issued
25 only for good and justifiable reasons, and the probationary
26 part-time police officer may not practice as a part-time police

1 officer during the waiver period. If training is required and
2 not completed within the applicable time period, as extended by
3 any waiver that may be granted, then the officer must forfeit
4 his or her position.

5 (b) (Blank).

6 (c) The part-time police training course referred to in
7 this Section shall be of similar content and the same number of
8 hours as the courses for full-time officers and shall be
9 provided by Mobile Team In-Service Training Units under the
10 Intergovernmental Law Enforcement Officer's In-Service
11 Training Act or by another approved program or facility in a
12 manner prescribed by the Board.

13 (d) For the purposes of this Section, the Board shall adopt
14 rules defining what constitutes employment on a part-time
15 basis.

16 (Source: P.A. 92-533, eff. 3-14-02.)".