

1 AN ACT concerning law enforcement officers.

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

4 Section 1. Short title. This Act may be cited as the Law
5 Enforcement Officer Bulletproof Vest Act.

6 Section 5. Definitions. As used in this Act:

7 "Armor vest" or "bulletproof vest" means body armor, no
8 less than Type I, which has been tested through the voluntary
9 compliance testing program operated by the National Law
10 Enforcement and Corrections Technology Center of the National
11 Institute of Justice, and found to meet or exceed the
12 requirements of National Institute of Justice Standard
13 0101.03, or any subsequent revision of that standard.

14 "Law enforcement agency" means an agency of this State or
15 unit of local government which is vested by law or ordinance
16 with the duty to maintain public order and to enforce criminal
17 laws or ordinances.

18 "Law enforcement officer" means any officer, agent, or
19 employee of this State or a unit of local government authorized
20 by law or by a government agency to engage in or supervise the
21 prevention, detection, or investigation of any violation of
22 criminal law, or authorized by law to supervise sentenced
23 criminal offenders.

1 "Recruit" means any full-time or part-time law enforcement
2 officer or full-time county corrections officer who is enrolled
3 in an approved training course.

4 Section 10. Law enforcement agencies to provide
5 bulletproof vests for officers.

6 (a) Each law enforcement agency within this State shall
7 provide a bulletproof vest for every law enforcement officer of
8 that agency who is employed as a new recruit by that agency on
9 or after the effective date of this Act as part of the
10 officer's initial equipment issue.

11 (b) All officer bulletproof vests shall be replaced before
12 or at the expiration of the warranty period of the vest at the
13 expense of the law enforcement agency.

14 (c) The State or unit of local government which has
15 jurisdiction over the law enforcement agency shall apply to the
16 United States Department of Justice under the Bulletproof Vest
17 Partnership Grant Act of 1998 or a successor Act for matching
18 grants of the purchase price of the bulletproof vests for the
19 officers of the law enforcement agency.

20 (d) If the law enforcement agency is a local law
21 enforcement agency and not a State agency, the costs of
22 purchasing the bulletproof vests shall be from State funds and
23 from the funds of the unit of local government, including the
24 matching grants received from the United States Department of
25 Justice.

1 Section 15. Applicability. If substantial funding for the
2 purchase of bulletproof vests is provided to law enforcement
3 agencies by the federal government and State government, the
4 law enforcement agency shall comply with the provisions of this
5 Act. This Act does not apply to a law enforcement agency if any
6 one of the following is applicable:

7 (1) substantial funding, as determined by the Illinois Law
8 Enforcement Training Standards Board, is not provided to that
9 agency by the federal and State government;

10 (2) the law enforcement agency collectively bargains with
11 its officers or exclusive representative of the officers for
12 uniform allowances, and bulletproof vests are considered to be
13 a part of the uniform for which the allowance is given; or

14 (3) the law enforcement agency collectively bargains with
15 its officers or exclusive representative of the officers for
16 the provision of bulletproof vests.

17 Section 905. The Illinois Police Training Act is amended by
18 changing Section 9 as follows:

19 (50 ILCS 705/9) (from Ch. 85, par. 509)

20 Sec. 9. A special fund is hereby established in the State
21 Treasury to be known as "The Traffic and Criminal Conviction
22 Surcharge Fund" and shall be financed as provided in Section
23 9.1 of this Act and Section 5-9-1 of the "Unified Code of

1 Corrections", unless the fines, costs or additional amounts
2 imposed are subject to disbursement by the circuit clerk under
3 Section 27.5 of the Clerks of Courts Act. Moneys in this Fund
4 shall be expended as follows:

5 (1) A portion of the total amount deposited in the Fund
6 may be used, as appropriated by the General Assembly, for
7 the ordinary and contingent expenses of the Illinois Law
8 Enforcement Training Standards Board;

9 (2) A portion of the total amount deposited in the Fund
10 shall be appropriated for the reimbursement of local
11 governmental agencies participating in training programs
12 certified by the Board, in an amount equaling 1/2 of the
13 total sum paid by such agencies during the State's previous
14 fiscal year for mandated training for probationary police
15 officers or probationary county corrections officers and
16 for optional advanced and specialized law enforcement or
17 county corrections training. These reimbursements may
18 include the costs for tuition at training schools, the
19 salaries of trainees while in schools, and the necessary
20 travel and room and board expenses for each trainee. If the
21 appropriations under this paragraph (2) are not sufficient
22 to fully reimburse the participating local governmental
23 agencies, the available funds shall be apportioned among
24 such agencies, with priority first given to repayment of
25 the costs of mandatory training given to law enforcement
26 officer or county corrections officer recruits, then to

1 repayment of costs of advanced or specialized training for
2 permanent police officers or permanent county corrections
3 officers;

4 (3) A portion of the total amount deposited in the Fund
5 may be used to fund the "Intergovernmental Law Enforcement
6 Officer's In-Service Training Act", veto overridden
7 October 29, 1981, as now or hereafter amended, at a rate
8 and method to be determined by the board;

9 (4) A portion of the Fund also may be used by the
10 Illinois Department of State Police for expenses incurred
11 in the training of employees from any State, county or
12 municipal agency whose function includes enforcement of
13 criminal or traffic law;

14 (5) A portion of the Fund may be used by the Board to
15 fund grant-in-aid programs and services for the training of
16 employees from any county or municipal agency whose
17 functions include corrections or the enforcement of
18 criminal or traffic law; ~~and~~

19 (6) For fiscal years 2013 and 2014 only, a portion of
20 the Fund also may be used by the Department of State Police
21 to finance any of its lawful purposes or functions; and ~~-~~

22 (7) A portion of the Fund may be used by the Board,
23 subject to appropriation, to administer grants to local law
24 enforcement agencies for the purpose of purchasing
25 bulletproof vests under the Law Enforcement Officer
26 Bulletproof Vest Act.

1 All payments from the Traffic and Criminal Conviction
2 Surcharge Fund shall be made each year from moneys appropriated
3 for the purposes specified in this Section. No more than 50% of
4 any appropriation under this Act shall be spent in any city
5 having a population of more than 500,000. The State Comptroller
6 and the State Treasurer shall from time to time, at the
7 direction of the Governor, transfer from the Traffic and
8 Criminal Conviction Surcharge Fund to the General Revenue Fund
9 in the State Treasury such amounts as the Governor determines
10 are in excess of the amounts required to meet the obligations
11 of the Traffic and Criminal Conviction Surcharge Fund.

12 (Source: P.A. 97-732, eff. 6-30-12; 98-24, eff. 6-19-13.)