

1 AN ACT concerning finance.

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

4 Section 5. The Department of Natural Resources  
5 (Conservation) Law of the Civil Administrative Code of Illinois  
6 is amended by adding Section 805-538 as follows:

7 (20 ILCS 805/805-538 new)

8 Sec. 805-538. Retiring officer; purchase of service  
9 firearm and police badge. The Director of Natural Resources  
10 shall establish a program to allow a Conservation Police  
11 Officer who is honorably retiring in good standing to purchase  
12 either one or both of the following: (1) any Department of  
13 Natural Resources police badge previously issued to that  
14 officer; or (2) if the officer has a currently valid Firearm  
15 Owner's Identification Card, the service firearm issued or  
16 previously issued to the officer by the Department of Natural  
17 Resources. The cost of the firearm shall be the replacement  
18 value of the firearm and not the firearm's fair market value.

19 Section 10. The State Police Act is amended by adding  
20 Section 17b as follows:

21 (20 ILCS 2610/17b new)

1       Sec. 17b. Retiring officer; purchase of service firearm and  
2 police badge. The Director of State Police shall establish a  
3 policy to allow a State Police officer who is honorably  
4 retiring or separating in good standing to purchase either one  
5 or both of the following: (i) any State Police badge previously  
6 issued to that officer; or (ii) if the officer has a currently  
7 valid Firearm Owner's Identification Card, the service firearm  
8 issued or previously issued to the officer by the Department of  
9 State Police. The cost of the firearm purchased shall be the  
10 replacement value of the firearm and not the firearm's fair  
11 market value.

12       Section 15. The State Property Control Act is amended by  
13 changing Section 7 as follows:

14       (30 ILCS 605/7) (from Ch. 127, par. 133b10)

15       Sec. 7. Disposition of transferable property.

16       (a) Except as provided in subsection (c), whenever a  
17 responsible officer considers it advantageous to the State to  
18 dispose of transferable property by trading it in for credit on  
19 a replacement of like nature, the responsible officer shall  
20 report the trade-in and replacement to the administrator on  
21 forms furnished by the latter. The exchange, trade or transfer  
22 of "textbooks" as defined in Section 18-17 of the School Code  
23 between schools or school districts pursuant to regulations  
24 adopted by the State Board of Education under that Section

1 shall not constitute a disposition of transferable property  
2 within the meaning of this Section, even though such exchange,  
3 trade or transfer occurs within 5 years after the textbooks are  
4 first provided for loan pursuant to Section 18-17 of the School  
5 Code.

6 (b) Except as provided in subsection (c), whenever it is  
7 deemed necessary to dispose of any item of transferable  
8 property, the administrator shall proceed to dispose of the  
9 property by sale or scrapping as the case may be, in whatever  
10 manner he considers most advantageous and most profitable to  
11 the State. Items of transferable property which would  
12 ordinarily be scrapped and disposed of by burning or by burial  
13 in a landfill may be examined and a determination made whether  
14 the property should be recycled. This determination and any  
15 sale of recyclable property shall be in accordance with rules  
16 promulgated by the Administrator.

17 When the administrator determines that property is to be  
18 disposed of by sale, he shall offer it first to the  
19 municipalities, counties, and school districts of the State and  
20 to charitable, not-for-profit educational and public health  
21 organizations, including but not limited to medical  
22 institutions, clinics, hospitals, health centers, schools,  
23 colleges, universities, child care centers, museums, nursing  
24 homes, programs for the elderly, food banks, State Use  
25 Sheltered Workshops and the Boy and Girl Scouts of America, for  
26 purchase at an appraised value. Notice of inspection or viewing

1 dates and property lists shall be distributed in the manner  
2 provided in rules and regulations promulgated by the  
3 Administrator for that purpose.

4 Electronic data processing equipment purchased and charged  
5 to appropriations may, at the discretion of the administrator,  
6 be sold, pursuant to contracts entered into by the Director of  
7 Central Management Services or the heads of agencies exempt  
8 from "The Illinois Purchasing Act". However such equipment  
9 shall not be sold at prices less than the purchase cost thereof  
10 or depreciated value as determined by the administrator. No  
11 sale of the electronic data processing equipment and lease to  
12 the State by the purchaser of such equipment shall be made  
13 under this Act unless the Director of Central Management  
14 Services finds that such contracts are financially  
15 advantageous to the State.

16 Disposition of other transferable property by sale, except  
17 sales directly to local governmental units, school districts,  
18 and not-for-profit educational, charitable and public health  
19 organizations, shall be subject to the following minimum  
20 conditions:

21 (1) The administrator shall cause the property to be  
22 advertised for sale to the highest responsible bidder,  
23 stating time, place, and terms of such sale at least 7 days  
24 prior to the time of sale and at least once in a newspaper  
25 having a general circulation in the county where the  
26 property is to be sold.

1           (2) If no acceptable bids are received, the  
2 administrator may then sell the property in whatever manner  
3 he considers most advantageous and most profitable to the  
4 State.

5           (c) Notwithstanding any other provision of this Act, an  
6 agency covered by this Act may transfer books, serial  
7 publications, or other library materials that are transferable  
8 property, or that have been withdrawn from the agency's library  
9 collection through a regular collection evaluation process, to  
10 any of the following entities:

11           (1) Another agency covered by this Act located in  
12 Illinois.

13           (2) A State supported university library located in  
14 Illinois.

15           (3) A tax-supported public library located in  
16 Illinois, including a library established by a public  
17 library district.

18           (4) A library system organized under the Illinois  
19 Library System Act or any library located in Illinois that  
20 is a member of such a system.

21           (5) A non-profit agency, located in or outside  
22 Illinois.

23           A transfer of property under this subsection is not subject  
24 to the requirements of subsection (a) or (b).

25           In addition, an agency covered by this Act may sell or  
26 exchange books, serial publications, and other library

1 materials that have been withdrawn from its library collection  
2 through a regular collection evaluation process. Those items  
3 may be sold to the public at library book sales or to book  
4 dealers or may be offered through exchange to book dealers or  
5 other organizations. Revenues generated from the sale of  
6 withdrawn items shall be retained by the agency in a separate  
7 account to be used solely for the purchase of library  
8 materials; except that in the case of the State Library,  
9 revenues from the sale of withdrawn items shall be deposited  
10 into the State Library Fund to be used for the purposes stated  
11 in Section 25 of the State Library Act.

12 For purposes of this subsection (c), "library materials"  
13 means physical entities of any substance that serve as carriers  
14 of information, including, without limitation, books, serial  
15 publications, periodicals, microforms, graphics, audio or  
16 video recordings, and machine readable data files.

17 (d) Notwithstanding any other provision of this Act, the  
18 Director of State Police may dispose of a service firearm or  
19 police badge issued or previously issued to a retiring or  
20 separating State Police officer as provided in Section 17b of  
21 the State Police Act. The Director of Natural Resources may  
22 dispose of a service firearm or police badge issued previously  
23 to a retiring Conservation Police Officer as provided in  
24 Section 805-538 of the Department of Natural Resources  
25 (Conservation) Law of the Civil Administrative Code of  
26 Illinois. The Director of the Secretary of State Department of

1 Police may dispose of a service firearm or police badge issued  
2 or previously issued to a retiring Secretary of State Police  
3 officer, inspector, or investigator as provided in Section  
4 2-116 of the Illinois Vehicle Code.

5 (Source: P.A. 96-498, eff. 8-14-09.)

6 Section 20. The Illinois Vehicle Code is amended by  
7 changing Section 2-116 as follows:

8 (625 ILCS 5/2-116) (from Ch. 95 1/2, par. 2-116)

9 Sec. 2-116. Secretary of State Department of Police.

10 (a) The Secretary of State and the officers, inspectors,  
11 and investigators appointed by him shall cooperate with the  
12 State Police and the sheriffs and police in enforcing the laws  
13 regulating the operation of vehicles and the use of the  
14 highways.

15 (b) The Secretary of State may provide training and  
16 education for members of his office in traffic regulation, the  
17 promotion of traffic safety and the enforcement of laws vested  
18 in the Secretary of State for administration and enforcement  
19 regulating the operation of vehicles and the use of the  
20 highways.

21 (c) The Secretary of State may provide distinctive uniforms  
22 and badges for officers, inspectors and investigators employed  
23 in the administration of laws relating to the operation of  
24 vehicles and the use of the highways and vesting the

1 administration and enforcement of such laws in the Secretary of  
2 State.

3 (c-5) The Director of the Secretary of State Department of  
4 Police shall establish a program to allow a Secretary of State  
5 Police officer, inspector, or investigator who is honorably  
6 retiring in good standing to purchase either one or both of the  
7 following: (1) any Secretary of State Department of Police  
8 badge previously issued to that officer, inspector, or  
9 investigator; or (2) if the officer, inspector, or investigator  
10 has a currently valid Firearm Owner's Identification Card, the  
11 service firearm issued or previously issued to the officer,  
12 inspector, or investigator by the Secretary of State Department  
13 of Police. The cost of the firearm shall be the replacement  
14 value of the firearm and not the firearm's fair market value.

15 (d) The Secretary of State Department of Police is  
16 authorized to:

17 (1) investigate the origins, activities, persons, and  
18 incidents of crime and the ways and means, if any, to  
19 redress the victims of crimes, and study the impact, if  
20 any, of legislation relative to the criminal laws of this  
21 State related thereto and conduct any other investigations  
22 as may be provided by law;

23 (2) employ skilled experts, technicians,  
24 investigators, special agents, or otherwise specially  
25 qualified persons to aid in preventing or detecting crime,  
26 apprehending criminals, or preparing and presenting



1 evidence of violations of the criminal laws of the State;

2 (3) cooperate with the police of cities, villages, and  
3 incorporated towns, and with the police officers of any  
4 county, in enforcing the laws of the State and in making  
5 arrests;

6 (4) provide, as may be required by law, assistance to  
7 local law enforcement agencies through training,  
8 management, and consultant services for local law  
9 enforcement agencies, pertaining to law enforcement  
10 activities;

11 (5) exercise the rights, powers, and duties which have  
12 been vested in it by the Secretary of State Act and this  
13 Code; and

14 (6) enforce and administer any other laws in relation  
15 to law enforcement as may be vested in the Secretary of  
16 State Department of Police.

17 Persons within the Secretary of State Department of Police  
18 who exercise these powers are conservators of the peace and  
19 have all the powers possessed by policemen in municipalities  
20 and sheriffs, and may exercise these powers anywhere in the  
21 State in cooperation with local law enforcement officials.  
22 These persons may use false or fictitious names in the  
23 performance of their duties under this Section, upon approval  
24 of the Director of Police-Secretary of State, and shall not be  
25 subject to prosecution under the criminal laws for that use.

26 (e) The Secretary of State Department of Police may charge,

1 collect, and receive fees or moneys equivalent to the cost of  
2 providing its personnel, equipment, and services to  
3 governmental agencies when explicitly requested by a  
4 governmental agency and according to an intergovernmental  
5 agreement or memorandums of understanding as provided by this  
6 Section, including but not limited to fees or moneys equivalent  
7 to the cost of providing training to other governmental  
8 agencies on terms and conditions that in the judgment of the  
9 Director of Police-Secretary of State are in the best interest  
10 of the Secretary of State. All fees received by the Secretary  
11 of State Police Department under this Act shall be deposited in  
12 a special fund in the State Treasury to be known as the  
13 Secretary of State Police Services Fund. The money deposited in  
14 the Secretary of State Police Services Fund shall be  
15 appropriated to the Secretary of State Department of Police as  
16 provided for in subsection (g).

17 (f) The Secretary of State Department of Police may apply  
18 for grants or contracts and receive, expend, allocate, or  
19 disburse moneys made available by public or private entities,  
20 including, but not limited to, contracts, bequests, grants, or  
21 receiving equipment from corporations, foundations, or public  
22 or private institutions of higher learning.

23 (g) The Secretary of State Police Services Fund is hereby  
24 created as a special fund in the State Treasury. All moneys  
25 received under this Section by the Secretary of State  
26 Department of Police shall be deposited into the Secretary of

1 State Police Services Fund to be appropriated to the Secretary  
2 of State Department of Police for purposes as indicated by the  
3 grantor or contractor or, in the case of moneys bequeathed or  
4 granted for no specific purpose, for any purpose as deemed  
5 appropriate by the Director of Police-Secretary of State in  
6 administering the responsibilities of the Secretary of State  
7 Department of Police.

8 (Source: P.A. 92-501, eff. 12-19-01.)

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.