

HB3708



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB3708

Introduced 2/25/2009, by Rep. Chapin Rose

SYNOPSIS AS INTRODUCED:

20 ILCS 2505/2505-305

was 20 ILCS 2505/39b15.1

Amends the Department of Revenue Law of the Civil Administrative Code of Illinois. Provides that the Department's investigators have expanded powers of peace officers to enforce taxing and other measures related to liquor, racing, and gaming. The investigators may exercise the powers if there is a threat to life or safety and local law enforcement is notified as soon as practical.

LRB096 08994 RCE 19133 b

FISCAL NOTE ACT
MAY APPLY

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 Department of Revenue Law of the Civil
5 Administrative Code of Illinois is amended by changing Section
6 2505-305 as follows:

7 (20 ILCS 2505/2505-305) (was 20 ILCS 2505/39b15.1)

8 Sec. 2505-305. Investigators.

9 (a) The Department has the power to appoint investigators
10 to conduct all investigations, searches, seizures, arrests,
11 and other duties imposed under the provisions of any law
12 administered by the Department, the Illinois Liquor Control
13 Commission, the Illinois Racing Board, or the Illinois Gaming
14 Board. ~~These~~ ~~Except as provided in subsection (c), these~~
15 investigators have and may exercise all the powers of peace
16 officers only as provided in this Section. An investigator may
17 exercise the powers of a peace officer while ~~solely for the~~
18 ~~purpose of~~ enforcing taxing or other measures administered by
19 the Department, the Illinois Liquor Control Commission, the
20 Illinois Racing Board, or the Illinois Gaming Board. An
21 investigator may exercise the powers of a peace officer when he
22 or she discovers any criminal offense or violation while
23 enforcing any measure administered by the Department, the

1 Illinois Liquor Control Commission, the Illinois Racing Board,
2 or the Illinois Gaming Board if (i) the criminal offense or
3 violation creates a threat to the life or safety of the
4 investigator or any other person and (ii) the investigator
5 notifies the proper local law enforcement agency as soon as is
6 practical.

7 (b) The Director must authorize to each investigator
8 employed under this Section and to any other employee of the
9 Department exercising the powers of a peace officer a distinct
10 badge that, on its face, (i) clearly states that the badge is
11 authorized by the Department and (ii) contains a unique
12 identifying number. No other badge shall be authorized by the
13 Department.

14 (c) (Blank). Investigators appointed under this Section
15 who are assigned to the Illinois Gaming Board have and may
16 exercise all the rights and powers of peace officers, provided
17 that these powers shall be limited to offenses or violations
18 occurring or committed on a riverboat or dock, as defined in
19 subsections (d) and (f) of Section 4 of the Riverboat Gambling
20 Act.

21 (Source: P.A. 91-239, eff. 1-1-00; 91-883, eff. 1-1-01; 92-493,
22 eff. 1-1-02.)