



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5517

Introduced 2/13/2026, by Rep. Justin Slaughter

SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Police Training Act. Creates the Certification Enforcement Unit within the Illinois Law Enforcement Training Standards Board. Removes the Review Committee created within the Board. Provides that the Certification Enforcement Unit shall be headed by the Deputy Director of the Certification Enforcement Unit. Provides that the Deputy Director of the Certification Enforcement Unit shall be appointed by the Board and must have (1) substantial experience in law enforcement, criminal law, civil-rights law, or government investigations and (2) demonstrated integrity, professionalism, sound judgment, and leadership. Provides that any investigator hired to serve in the Certification Enforcement Unit must have at least 2 years of prior investigative experience and may have previously served as a certified or licensed law enforcement officer. Changes the name of the Certification Review Panel to the Decertification Review Panel. In provisions concerning formal complaint hearings, provides that, at the hearing, the Certification Enforcement Unit bears the burden of proving that the officer committed the decertifying conduct by clear and convincing evidence. Provides that all hearings shall be open to the public. In provisions concerning certification review meetings, provides that the Panel shall vote to decertify the officer if a simple majority of the Panel finds that (1) any alleged decertification conduct has been proven by clear and convincing evidence; and (2) there is no mitigating factor or combination of mitigating factors that significantly outweigh the seriousness of the misconduct and the impact of the misconduct on the victim and the community. Provides that a law enforcement agency and the Illinois State Police shall notify the Board when an officer is discharged or dismissed because of a sustained violation of a department, agency, or Illinois State Police policy that includes assault, sexual assault, bribery, coercion, fraud, theft, untruthfulness, bias, excessive force, conduct that constitutes a significant abuse of the public trust, or reflects an unfitness to serve, or any other specified conduct. The agency shall provide information regarding the nature of the violation. The notification shall occur as soon as the officer is discharged or dismissed. Makes other changes. Effective immediately.

LRB104 17928 RTM 31365 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Illinois Police Training Act is amended by
5 changing Sections 2, 3, 3.1, 6, 6.3, 6.6, 7.1, 8, 8.1, 8.2,
6 8.3, and 9.2 and by adding Sections 3.3 and 9.3 as follows:

7 (50 ILCS 705/2) (from Ch. 85, par. 502)

8 Sec. 2. Definitions. As used in this Act, unless the
9 context otherwise requires:

10 "Address of record" means the designated address recorded
11 by the Board in the applicant's application file or the law
12 enforcement officer's certification file, as maintained by the
13 Board.

14 "Basic training school" means any school located within
15 the State of Illinois whether privately or publicly owned
16 which offers a course in basic law enforcement or county
17 corrections training and has been approved by the Board.

18 "Board" means the Illinois Law Enforcement Training
19 Standards Board.

20 "Chief executive officer" means the highest-ranking
21 officer within a law enforcement agency. "Chief executive
22 officer" includes police chiefs and police superintendents.

23 "Court security officer" has the meaning given to that

1 term in Section 3-6012.1 of the Counties Code.

2 "County corrections officer" means any sworn officer of
3 the sheriff who is primarily responsible for the control and
4 custody of offenders, detainees, or inmates.

5 "Deputy Director" means the Deputy Director of the
6 Certification Enforcement Unit.

7 "Full-time law enforcement officer" means a law
8 enforcement officer who has completed the officer's
9 probationary period and is employed on a full-time basis as a
10 law enforcement officer by a local government agency, State
11 government agency, or as a campus police officer by a
12 university, college, or community college.

13 "Law enforcement ~~Enforcement~~ agency" means any entity with
14 statutory police powers and the ability to employ individuals
15 authorized to make arrests. It does not include the Illinois
16 State Police as defined in the State Police Act. A law
17 enforcement agency includes ~~may include~~ any entity associated
18 with a university, college, or community college that employs
19 individuals with statutory police powers.

20 "Law enforcement officer" means (i) any person who because
21 of the person's office or public employment is primarily
22 responsible for prevention or detection of crime and the
23 enforcement of the criminal, traffic, or highway laws or
24 ordinances of this State or any political subdivision of this
25 State or (ii) any member of a police force appointed and
26 maintained as provided in Section 2 of the Railroad Police

1 Act. "Law enforcement officer" does not include a court
2 security officer or a county corrections officer.

3 "Local law enforcement agency" means any law enforcement
4 unit of government or municipal corporation in this State. It
5 does not include the State of Illinois or any office, officer,
6 department, division, bureau, board, commission, or agency of
7 the State, except that it does include a State-controlled
8 university, college or public community college.

9 ~~"State law enforcement agency" means any law enforcement~~
10 ~~agency of this State. This includes any office, officer,~~
11 ~~department, division, bureau, board, commission, or agency of~~
12 ~~the State. It does not include the Illinois State Police as~~
13 ~~defined in the State Police Act.~~

14 "Panel" means the Decertification ~~Certification~~ Review
15 Panel established under Section 3.1.

16 "Part-time law enforcement officer" means a law
17 enforcement officer who has completed the officer's
18 probationary period and is employed on a part-time basis as a
19 law enforcement officer or as a campus police officer by a law
20 enforcement agency.

21 "Permanent county corrections officer" means a county
22 corrections officer who has completed the officer's
23 probationary period and is permanently employed on a full-time
24 basis as a county corrections officer by a participating law
25 enforcement agency.

26 "Permanent court security officer" means a court security

1 officer who has completed the officer's probationary period
2 and is employed as a court security officer by a participating
3 law enforcement agency.

4 "Permanent law enforcement officer" means a law
5 enforcement officer who has completed the officer's
6 probationary period and is permanently employed on a full-time
7 basis as a local law enforcement officer, as a security
8 officer, or campus police officer permanently employed by a
9 law enforcement agency.

10 "Probationary county corrections officer" means a recruit
11 county corrections officer required to successfully complete
12 initial minimum basic training requirements at a basic
13 training school to be eligible for permanent employment on a
14 full-time basis as a county corrections officer.

15 "Probationary court security officer" means a recruit
16 court security officer required to successfully complete
17 initial minimum basic training requirements at a designated
18 training school to be eligible for employment as a court
19 security officer.

20 "Probationary part-time police officer" means a recruit
21 part-time law enforcement officer required to successfully
22 complete initial minimum part-time training requirements to be
23 eligible for employment on a part-time basis as a local law
24 enforcement officer.

25 ~~"Basic training school" means any school located within~~
26 ~~the State of Illinois whether privately or publicly owned~~

1 ~~which offers a course in basic law enforcement or county~~
2 ~~corrections training and has been approved by the Board.~~

3 "Probationary police officer" means a recruit law
4 enforcement officer required to successfully complete initial
5 minimum basic training requirements at a basic training school
6 to be eligible for permanent full-time employment as a local
7 law enforcement officer.

8 "Reasonable basis" means there is sufficient information
9 and available evidence from which a reasonable person could
10 conclude that the officer engaged in decertification conduct
11 under Section 6.3.

12 ~~"Probationary part-time police officer" means a recruit~~
13 ~~part-time law enforcement officer required to successfully~~
14 ~~complete initial minimum part-time training requirements to be~~
15 ~~eligible for employment on a part-time basis as a local law~~
16 ~~enforcement officer.~~

17 ~~"Permanent law enforcement officer" means a law~~
18 ~~enforcement officer who has completed the officer's~~
19 ~~probationary period and is permanently employed on a full-time~~
20 ~~basis as a local law enforcement officer, as a security~~
21 ~~officer, or campus police officer permanently employed by a~~
22 ~~law enforcement agency.~~

23 ~~"Part-time law enforcement officer" means a law~~
24 ~~enforcement officer who has completed the officer's~~
25 ~~probationary period and is employed on a part-time basis as a~~
26 ~~law enforcement officer or as a campus police officer by a law~~

1 ~~enforcement agency.~~

2 ~~"Law enforcement officer" means (i) any police officer of~~
3 ~~a law enforcement agency who is primarily responsible for~~
4 ~~prevention or detection of crime and the enforcement of the~~
5 ~~criminal code, traffic, or highway laws of this State or any~~
6 ~~political subdivision of this State or (ii) any member of a~~
7 ~~police force appointed and maintained as provided in Section 2~~
8 ~~of the Railroad Police Act.~~

9 "Recruit" means any full-time or part-time law enforcement
10 officer or full-time county corrections officer who is
11 enrolled in an approved training course.

12 "State law enforcement agency" means any law enforcement
13 agency office, department, division, bureau, board, or
14 commission of this State. "Law enforcement agency" does not
15 include the Illinois State Police.

16 "Sufficient information" means facts that are alleged in
17 the notice of alleged violation and that, if true, would
18 constitute decertification conduct by an officer within the
19 Board's jurisdiction and that are sufficient to identify the
20 officer and to yield, upon further investigation, evidence
21 that would either prove or disprove the allegation.

22 ~~"Review Committee" means the committee at the Board for~~
23 ~~certification disciplinary cases in which the Panel, a law~~
24 ~~enforcement officer, or a law enforcement agency may file for~~
25 ~~reconsideration of a decertification decision made by the~~
26 ~~Board.~~

1 ~~"Probationary county corrections officer" means a recruit~~
2 ~~county corrections officer required to successfully complete~~
3 ~~initial minimum basic training requirements at a basic~~
4 ~~training school to be eligible for permanent employment on a~~
5 ~~full time basis as a county corrections officer.~~

6 ~~"Permanent county corrections officer" means a county~~
7 ~~corrections officer who has completed the officer's~~
8 ~~probationary period and is permanently employed on a full time~~
9 ~~basis as a county corrections officer by a participating law~~
10 ~~enforcement agency.~~

11 ~~"County corrections officer" means any sworn officer of~~
12 ~~the sheriff who is primarily responsible for the control and~~
13 ~~custody of offenders, detainees or inmates.~~

14 ~~"Probationary court security officer" means a recruit~~
15 ~~court security officer required to successfully complete~~
16 ~~initial minimum basic training requirements at a designated~~
17 ~~training school to be eligible for employment as a court~~
18 ~~security officer.~~

19 ~~"Permanent court security officer" means a court security~~
20 ~~officer who has completed the officer's probationary period~~
21 ~~and is employed as a court security officer by a participating~~
22 ~~law enforcement agency.~~

23 ~~"Court security officer" has the meaning ascribed to it in~~
24 ~~Section 3-6012.1 of the Counties Code.~~

25 "Trauma" means physical or emotional harm resulting from
26 an event, series of events, or set of circumstances that has

1 led to lasting adverse effects on an individual's mental,
2 physical, social, emotional, and spiritual well-being.

3 "Trauma-informed response" means a program, organization,
4 or system that is trauma-informed; realizes the widespread
5 impact of trauma and understands potential paths for recovery;
6 recognizes the signs and symptoms of trauma in clients,
7 families, staff, and others involved with the system; and
8 responds by fully integrating knowledge about trauma into
9 policies, procedures, and practices, and seeks to actively
10 avoid re-traumatization and to restore autonomy and stability
11 to survivors.

12 (Source: P.A. 104-159, eff. 1-1-26.)

13 (50 ILCS 705/3) (from Ch. 85, par. 503)

14 Sec. 3. Board; composition; appointments; tenure;
15 vacancies.

16 (a) The Board shall be composed of 18 members selected as
17 follows: The Attorney General of the State of Illinois, the
18 Director of the Illinois State Police, the Director of
19 Corrections, the Superintendent of the Chicago Police
20 Department, the Sheriff of Cook County, the Clerk of the
21 Circuit Court of Cook County, who shall serve as ex officio
22 members, and the following to be appointed by the Governor: 2
23 mayors or village presidents of Illinois municipalities, 2
24 Illinois county sheriffs from counties other than Cook County,
25 2 managers of Illinois municipalities, 2 chiefs of municipal

1 police departments in Illinois having no Superintendent of the
2 Police Department on the Board, 2 citizens of Illinois who
3 shall be members of an organized enforcement officers'
4 association, one active member of a statewide association
5 representing sheriffs, and one active member of a statewide
6 association representing municipal police chiefs. The
7 appointments of the Governor shall be made on the first Monday
8 of August in 1965 with 3 of the appointments to be for a period
9 of one year, 3 for 2 years, and 3 for 3 years. Their successors
10 shall be appointed in like manner for terms to expire the first
11 Monday of August each 3 years thereafter. All members shall
12 serve until their respective successors are appointed and
13 qualified ~~qualify~~. Vacancies shall be filled by the Governor
14 for the unexpired terms. Any ex officio member may appoint a
15 designee to the Board who shall have the same powers and
16 immunities otherwise conferred to the member of the Board,
17 including the power to vote and be counted toward quorum, so
18 long as the member is not in attendance.

19 (a-5) (Blank). ~~Within the Board is created a Review~~
20 ~~Committee. The Review Committee shall review disciplinary~~
21 ~~eases in which the Panel, the law enforcement officer, or the~~
22 ~~law enforcement agency file for reconsideration of a~~
23 ~~decertification decision made by the Board. The Review~~
24 ~~Committee shall be composed of 9 annually rotating members~~
25 ~~from the Board appointed by the Board Chairman. One member of~~
26 ~~the Review Committee shall be designated by the Board Chairman~~

1 ~~as the Chair. The Review Committee shall sit in 3 member panels~~
2 ~~composed of one member representing law enforcement~~
3 ~~management, one member representing members of law~~
4 ~~enforcement, and one member who is not a current or former~~
5 ~~member of law enforcement.~~

6 (b) When a Board member may have an actual, perceived, or
7 potential conflict of interest or appearance of bias that
8 could prevent the Board member from making a fair and
9 impartial decision regarding decertification:

10 (1) The Board member shall recuse himself or herself.

11 (2) If the Board member fails to recuse himself or
12 herself, then the Board may, by a simple majority of the
13 remaining members, vote to recuse the Board member. Board
14 members who are found to have voted on a matter in which
15 they should have recused themselves may be removed from
16 the Board by the Governor.

17 A conflict of interest or appearance of bias may include,
18 but is not limited to, matters where one of the following is a
19 party to a decision on a decertification or formal complaint:
20 someone with whom the member has an employment relationship;
21 any of the following relatives: spouse, parents, children,
22 adopted children, legal wards, stepchildren, step parents,
23 step siblings, half siblings, siblings, parents-in-law,
24 siblings-in-law, children-in-law, aunts, uncles, nieces, and
25 nephews; a friend; or a member of a professional organization,
26 association, or a union in which the member now actively

1 serves.

2 (c) A vacancy in members does not prevent a quorum of the
3 remaining sitting members from exercising all rights and
4 performing all duties of the Board.

5 (d) An individual serving on the Board shall not also
6 serve on the Panel.

7 (Source: P.A. 101-652, eff. 1-1-22; 102-538, eff. 8-20-21;
8 102-694, eff. 1-7-22.)

9 (50 ILCS 705/3.1)

10 Sec. 3.1. Illinois Law Enforcement Decertification
11 ~~Certification~~ Review Panel.

12 (a) There is hereby created the Illinois Law Enforcement
13 Decertification ~~Certification~~ Review Panel. The Panel shall be
14 composed of the following members, to be appointed in
15 accordance with this Section no later than January 31, 2022
16 (30 days after the effective date of Public Act 101-652) ~~this~~
17 ~~amendatory Act of the 101st General Assembly~~. An individual
18 serving on the Panel shall not also serve on the Board.

19 (1) The Governor shall appoint 4 members as prescribed
20 in this paragraph (1): one person who shall be an active
21 member from a statewide association representing State's
22 Attorneys; and 3 persons who shall be Illinois residents
23 who are from communities with disproportionately high
24 instances of interaction with law enforcement, as
25 indicated by a high need, underserved community with high

1 rates of gun violence, unemployment, child poverty, and
2 commitments to the Illinois Department of Corrections, but
3 who are not themselves law enforcement officers. The
4 initial appointments of the Governor shall be for a period
5 of 3 years. Their successors shall be appointed in like
6 manner for terms to expire the first Monday of June each 3
7 years thereafter. All members shall serve until their
8 respective successors are appointed and qualified ~~qualify~~.
9 Vacancies shall be filled by the Governor for the
10 unexpired terms. Terms shall run regardless of whether the
11 position is vacant.

12 (2) The Attorney General shall appoint 9 members as
13 prescribed in this paragraph (2). The membership shall
14 have racial, ethnic, gender, and geographic diversity and
15 include the following: 2 ~~two~~ persons who shall be active
16 members of statewide organization representing more than
17 20,000 active and retired law enforcement officers; one
18 person who shall be an active member of a statewide
19 organization representing more than 3,000 active and
20 retired law enforcement officials; one person who shall be
21 an active member of a statewide association representing a
22 minimum of 75 sheriffs; one person who shall be an active
23 member of a statewide association representing at least
24 200 municipal police chiefs; 2 ~~two~~ persons who shall be
25 active members of a minority law enforcement association;
26 one person who shall be a representative of the victims'

1 advocacy community but shall not be a member of law
2 enforcement; and one person who shall be a resident of
3 Illinois and shall not be an employee of the Office of the
4 Illinois Attorney General. The members shall serve for a
5 3-year term and until their respective successors are
6 appointed and qualified ~~qualify~~. The members' successors
7 shall be appointed in like manner for terms to expire the
8 first Monday of June each 3 years thereafter. Any vacancy
9 of these positions shall be filled by the Attorney General
10 for the unexpired term. The term shall run regardless of
11 whether the position is vacant.

12 (b) The Panel shall annually elect by a simple majority
13 vote one of its members as chairperson and one of its members
14 as vice-chairperson. The vice-chairperson shall serve in the
15 place of the chairperson at any meeting of the Panel in which
16 the chairperson is not present. If both the chairperson and
17 the vice-chairperson are absent at any meeting, the members
18 present shall elect by a simple majority vote another member
19 to serve as a temporary chairperson for the limited purpose of
20 that meeting. No member shall be elected more than twice in
21 succession to the same office. Each member shall serve until
22 that member's successor has been elected and qualified.

23 (c) The Board shall provide administrative assistance to
24 the Panel.

25 (d) The members of the Panel shall serve without
26 compensation but shall be entitled to reimbursement for their

1 actual and necessary expenses in attending meetings and in the
2 performance of their duties hereunder.

3 (e) Members of the Panel will receive initial and annual
4 training that is adequate in quality, quantity, scope, and
5 type, and will cover, at minimum, the following topics:

6 (1) constitutional and other relevant law on
7 police-community encounters, including the law on the use
8 of force and stops, searches, and arrests;

9 (2) police tactics;

10 (3) investigations of police conduct;

11 (4) impartial policing;

12 (5) policing individuals in crisis;

13 (6) Illinois police policies, procedures, and
14 disciplinary rules;

15 (7) procedural justice; and

16 (8) community outreach.

17 The Board shall determine the content and extent of the
18 training within the scope provided for by this subsection.

19 (f) The State shall indemnify and hold harmless members of
20 the Panel for all of their acts, omissions, decisions, or
21 other conduct arising out of the scope of their service on the
22 Panel, except those involving willful or wanton misconduct.
23 The method of providing indemnification shall be as provided
24 in the State Employee Indemnification Act.

25 (g) When a Panel member may have an actual, perceived, or
26 potential conflict of interest or appearance of bias that

1 could prevent the Panel member from making a fair and
2 impartial decision on a complaint or formal complaint:

3 (1) The Panel member shall self-recuse.

4 (2) If the Panel member fails to self-recuse, then the
5 remaining members of the Panel may, by a simple majority,
6 vote to recuse the Panel member. Any Panel member who is
7 found to have voted on a matter in which the Panel member
8 ~~they~~ should have self-recused may be removed from the
9 Panel by the State official who initially appointed the
10 Panel member. A conflict of interest or appearance of bias
11 may include, but is not limited to, matters where one of
12 the following is a party to a certification decision for
13 formal complaint: someone with whom the Panel member has
14 an employment relationship; any of the following
15 relatives: spouse, parents, children, adopted children,
16 legal wards, stepchildren, stepparents, step siblings,
17 half siblings, siblings, parents-in-law, siblings-in-law,
18 children-in-law, aunts, uncles, nieces, and nephews; a
19 friend; or a member of a professional organization or
20 association in which the member now actively serves.

21 (h) A vacancy in membership does not impair the ability of
22 a quorum to exercise all rights and perform all duties of the
23 Panel.

24 (i) Notwithstanding any provision of law to the contrary,
25 the changes made to this Section by Public Act 102-694 ~~this~~
26 ~~amendatory Act of the 102nd General Assembly~~ and Public Act

1 101-652 take effect July 1, 2022.

2 (Source: P.A. 101-652, eff. 1-1-22; 102-694, eff. 1-7-22;
3 revised 7-3-25.)

4 (50 ILCS 705/3.3 new)

5 Sec. 3.3. Certification Enforcement Unit.

6 (a) The Certification Enforcement Unit is hereby created
7 within the Board and shall be responsible for the
8 investigation of matters under Sections 6.1 and 6.3 and the
9 prosecution of matters under Section 6.3. The Certification
10 Enforcement Unit shall be headed by the Deputy Director of the
11 Certification Enforcement Unit and shall be composed of one or
12 more investigators and other staff members. The Board shall
13 set the minimum qualifications, appropriate screening
14 procedures, and appropriate staffing levels for all positions
15 of Board employment necessary to carry out the Board's powers
16 and duties.

17 (b) The Deputy Director of the Certification Enforcement
18 Unit shall be appointed by the Board and must have:

19 (1) substantial experience in law enforcement,
20 criminal law, civil-rights law, or government
21 investigations; and

22 (2) demonstrated integrity, professionalism, sound
23 judgment, and leadership.

24 (c) A person may not be appointed as the Deputy Director if
25 the person:

1 (1) was a law enforcement officer and was terminated
2 for decertifying conduct under Section 6.3;

3 (2) was a law enforcement officer and was decertified;

4 (3) was a law enforcement officer and the person's law
5 enforcement license or certificate was revoked in this
6 State or any other jurisdiction; or

7 (4) has been convicted of any of the crimes listed in
8 subsection (a) of Section 6.2a.

9 The Deputy Director may have previously served as a
10 certified or licensed law enforcement officer.

11 (d) Any investigator hired to serve in the Certification
12 Enforcement Unit must have at least 2 years of prior
13 investigative experience and may have previously served as a
14 certified or licensed law enforcement officer.

15 (e) A person may not be hired as an investigator if the
16 person:

17 (1) was a law enforcement officer and was terminated
18 for decertifying conduct under Section 6.3;

19 (2) was a law enforcement officer and was decertified;

20 (3) was a law enforcement officer and the person's law
21 enforcement license or certificate was revoked in this
22 State or any other jurisdiction; or

23 (4) has been convicted of any of the crimes listed in
24 subsection (a) of Section 6.2a.

25 (f) Any complaint filed against the Board's investigators
26 shall be investigated by the Illinois State Police.

1 (50 ILCS 705/6) (from Ch. 85, par. 506)

2 Sec. 6. Powers and duties of the Board; selection and
3 certification of schools. The Board shall select and certify
4 schools within the State of Illinois for the purpose of
5 providing basic training for probationary law enforcement
6 officers, probationary county corrections officers, and court
7 security officers and of providing advanced or in-service
8 training for permanent law enforcement officers or permanent
9 county corrections officers, which schools may be either
10 publicly or privately owned and operated. In addition, the
11 Board has the following power and duties:

12 a. To require law enforcement agencies to furnish such
13 reports and information as the Board deems necessary to
14 fully implement this Act.

15 b. To establish appropriate mandatory minimum
16 standards relating to the training of probationary ~~local~~
17 law enforcement officers or probationary county
18 corrections officers, and in-service training of permanent
19 law enforcement officers.

20 c. (Blank). ~~To provide appropriate certification to~~
21 ~~those probationary officers who successfully complete the~~
22 ~~prescribed minimum standard basic training course.~~

23 c-5. To determine whether an applicant has met the
24 requirements of this Act or Section 3-6001.5 of the
25 Counties Code and is qualified to be certified as an

1 officer and to issue a certificate to those so qualified.

2 d. To review and approve annual training curriculum
3 for county sheriffs.

4 e. To review and approve applicants to ensure that no
5 applicant is admitted to a certified academy unless the
6 applicant is a person of good character and has not been
7 convicted of, found guilty of, entered a plea of guilty
8 to, or entered a plea of nolo contendere to a felony
9 offense, any of the misdemeanors in Sections 11-1.50,
10 11-6, 11-6.5, 11-6.6, 11-9.1, 11-9.1B, 11-14, 11-14.1,
11 11-30, 12-2, 12-3.2, 12-3.4, 12-3.5, 16-1, 17-1, 17-2,
12 26.5-1, 26.5-2, 26.5-3, 28-3, 29-1, any misdemeanor in
13 violation of any Section of Part E of Title III of the
14 Criminal Code of 1961 or the Criminal Code of 2012, or
15 subsection (a) of Section 17-32 of the Criminal Code of
16 1961 or the Criminal Code of 2012, or Section 5 or 5.2 of
17 the Cannabis Control Act, or a crime involving moral
18 turpitude under the laws of this State or any other state
19 which if committed in this State would be punishable as a
20 felony or a crime of moral turpitude, or any felony or
21 misdemeanor in violation of federal law or the law of any
22 state that is the equivalent of any of the offenses
23 specified therein. The Board may appoint investigators who
24 shall enforce the duties conferred upon the Board by this
25 Act.

26 For purposes of this paragraph e, a person is

1 considered to have been convicted of, found guilty of, or
2 entered a plea of guilty to, plea of nolo contendere to
3 regardless of whether the adjudication of guilt or
4 sentence is withheld or not entered thereon. This includes
5 sentences of supervision, conditional discharge, or first
6 offender probation, or any similar disposition provided
7 for by law.

8 f. To establish statewide ~~standards~~ for minimum
9 standards regarding regular mental health screenings for
10 probationary and permanent police officers, ensuring that
11 counseling sessions and screenings remain confidential.

12 g. To review and ensure all law enforcement officers
13 and law enforcement agencies remain in compliance with
14 this Act, any other Act over which the Board exercises
15 oversight, and any administrative rules adopted under this
16 Act and any Act over which the Board exercises oversight.

17 h. To suspend any certificate for a definite period,
18 limit or restrict any certificate, or revoke any
19 certificate.

20 i. The Board and the Panel shall have power to secure
21 by its subpoena and bring before it any person or entity in
22 this State and to take testimony either orally or by
23 deposition or both with the same fees and mileage and in
24 the same manner as prescribed by law in judicial
25 proceedings in civil cases in circuit courts of this
26 State. The Board and the Panel shall also have the power to

1 subpoena the production of documents, papers, files,
2 books, documents, and records, whether in physical or
3 electronic form, in support of the charges and for
4 defense, and in connection with a hearing or
5 investigation.

6 j. The Executive Director, the administrative law
7 judge designated by the Executive Director, and each
8 member of the Board and the Panel shall have the power to
9 administer oaths to witnesses at any hearing that the
10 Board is authorized to conduct under this Act and any
11 other oaths required or authorized to be administered by
12 the Board under this Act.

13 k. In case of the neglect or refusal of any person to
14 obey a subpoena issued by the Board and the Panel, any
15 circuit court, upon application of the Board and the
16 Panel, through the Illinois Attorney General, may order
17 such person to appear before the Board and the Panel give
18 testimony or produce evidence, and any failure to obey
19 such order is punishable by the court as a contempt
20 thereof. This order may be served in person, by certified
21 mail at the person's address, or by use of a trackable
22 courier service with a signature requirement ~~by personal~~
23 ~~delivery, by email, or by mail to the address of record or~~
24 ~~email address of record.~~

25 l. The Board shall have the power to administer state
26 certification examinations. Any and all records related to

1 these examinations, including, but not limited to, test
2 questions, test formats, digital files, answer responses,
3 answer keys, and scoring information shall be exempt from
4 disclosure.

5 m. To make grants, subject to appropriation, to units
6 of local government and public institutions of higher
7 education for the purposes of hiring and retaining law
8 enforcement officers.

9 n. (Blank). ~~To make grants, subject to appropriation,~~
10 ~~to local law enforcement agencies for costs associated~~
11 ~~with the expansion and support of National Integrated~~
12 ~~Ballistic Information Network (NIBIN) and other ballistic~~
13 ~~technology equipment for ballistic testing.~~

14 o. To create a Certification Enforcement Unit within
15 the Board.

16 p. To review annually police pursuit procedures and
17 make available suggested law enforcement pursuit
18 guidelines for law enforcement agencies. The police
19 pursuit guidelines adopted by the Board do not alter the
20 effect of previously existing law, including the
21 immunities established under the Local Governmental and
22 Governmental Employees Tort Immunity Act.

23 (Source: P.A. 102-687, eff. 12-17-21; 102-694, eff. 1-7-22;
24 102-1115, eff. 1-9-23; 103-8, eff. 6-7-23.)

25 (50 ILCS 705/6.3)

1 Sec. 6.3. Discretionary decertification of ~~full-time and~~
2 ~~part-time~~ law enforcement officers.

3 (a) Definitions. For purposes of this Section 6.3:

4 "Duty to intervene" means an obligation to intervene to
5 prevent harm from occurring that arises when: an officer is
6 present, and has reason to know (1) that excessive force is
7 being used or that any constitutional violation has been
8 committed by a law enforcement official; and (2) the officer
9 has a realistic opportunity to intervene. This duty applies
10 equally to supervisory and nonsupervisory officers. If aid is
11 required, the officer shall not, when reasonable to administer
12 aid, knowingly and willingly refuse to render aid as defined
13 by State or federal law. An officer does not violate this duty
14 if the failure to render aid is due to circumstances such as
15 lack of appropriate specialized training, lack of resources or
16 equipment, or if it is unsafe or impracticable to render aid.

17 "Excessive use of force" means using force in violation of
18 State or federal law.

19 "False statement" means (1) any knowingly false statement
20 provided on a form or report, ~~(2)~~ that the writer does not
21 believe to be true, ~~and (3)~~ that the writer includes to mislead
22 a public servant in performing the public servant's official
23 functions; (2) knowingly concealing information from a
24 statement causing a portion of the statement to be misleading,
25 or creating a false impression by the statement; or (3)
26 submitting or inviting reliance on a writing or recording that

1 is false, forged, altered, or otherwise lacking in
2 authenticity.

3 "Perjury" means the crime ~~that~~ as defined under Sections
4 32-2 and 32-3 of the Criminal Code of 2012.

5 "Tampers with or fabricates evidence" means if a law
6 enforcement officer (1) has reason to believe that an official
7 proceeding is pending or may be instituted, and (2) alters,
8 destroys, conceals, or removes any record, document, data,
9 video or thing to impair its validity or availability in the
10 proceeding.

11 (b) Decertification conduct. The Board has the authority
12 to decertify a full-time or a part-time law enforcement
13 officer upon a determination by the Board that the law
14 enforcement officer has:

15 (1) committed an act that would constitute a felony or
16 misdemeanor which could serve as basis for automatic
17 decertification, whether or not the law enforcement
18 officer was criminally prosecuted, and whether or not the
19 law enforcement officer's employment was terminated;

20 (2) exercised excessive use of force;

21 (3) failed to comply with the officer's duty to
22 intervene, including through acts or omissions;

23 (4) turned off or tampered with a dash camera or
24 body-worn camera or data recorded by a dash camera or
25 body-worn camera for the purpose of concealing,
26 destroying, or altering potential evidence or directed

1 another to tamper with or turn off a dash camera or
2 body-worn camera or data recorded by a dash camera or
3 body-worn camera for the purpose of concealing, destroying
4 or altering potential evidence;

5 (5) engaged in the following conduct relating to the
6 reporting, investigation, or prosecution of a crime:
7 committed perjury, made a false statement, or knowingly
8 tampered with or fabricated evidence; ~~or~~ ~~and~~

9 (6) engaged in any unprofessional, unethical,
10 deceptive, or deleterious conduct or practice harmful to
11 the public; such conduct or practice need not have
12 resulted in actual injury to any person. As used in this
13 paragraph, the term "unprofessional conduct" shall include
14 any act that constitutes a significant abuse of the public
15 trust; sexual misconduct; exploiting or misusing the
16 position of the officer; or any departure from, or failure
17 to conform to, the minimal standards of acceptable and
18 prevailing practice of an officer that demonstrates an
19 officer's unfitness to serve.

20 (b-5) The Board has the authority to decertify a ~~full-time~~
21 ~~or part-time~~ law enforcement officer notwithstanding whether
22 ~~other a law enforcement agency takes~~ disciplinary action is
23 taken against a law enforcement officer for the same
24 underlying conduct as outlined in subsection (b).

25 (c) Notice of Alleged Violation.

26 (1) The following individuals and agencies shall

1 notify the Board within 7 days of becoming aware of any
2 violation described in subsection (b):

3 (A) A law enforcement agency, as defined in
4 Section 2, or any law enforcement officer of this
5 State, unless the law enforcement officer or law
6 enforcement agency knows that the conduct has been
7 reported previously by another individual or agency.

8 For this subsection (c), law enforcement agency
9 includes, but is not limited to, a civilian oversight
10 entity ~~review board~~, an inspector general, ~~and~~ legal
11 counsel for a law enforcement agency, and legal
12 counsel for a municipality that employs the law
13 enforcement officer permitted by law or other ethical
14 rules.

15 (B) The Executive Director of the Board;

16 (C) A State's Attorney's Office of this State.

17 "Becoming aware" means that an individual has acquired
18 information that reasonably suggests a reportable event
19 has occurred. "Becoming aware" does not include
20 confidential communications between agency lawyers and
21 agencies regarding legal advice. For purposes of this
22 subsection, "law enforcement agency" does not include the
23 Illinois Attorney General when providing legal
24 representation to a law enforcement officer under the
25 State Employee Indemnification Act.

26 (2) Any person may also notify the Board of any

1 conduct the person believes a law enforcement officer has
2 committed as described in subsection (b). Such
3 notifications may be made confidentially. Notwithstanding
4 any other provision in state law or any collective
5 bargaining agreement, the Board shall accept notice and
6 investigate any allegations from individuals who remain
7 confidential.

8 (3) Upon written request, the Board shall disclose to
9 the individual or entity who filed a notice of alleged
10 violation the status of the Board's review.

11 (d) Form. The notice of alleged violation reported under
12 subsection (c) shall be on a form prescribed by the Board in
13 its rules. The form shall be publicly available by paper and
14 electronic means. The form shall include fields for the
15 following information, at a minimum:

16 (1) the full name, address, and telephone number of
17 the person submitting the notice;

18 (2) if submitted under subsection (c)(1), the agency
19 name and title of the person submitting the notice;

20 (3) the full name, badge number, law enforcement
21 ~~employing~~ agency, and physical description of the officer,
22 if known;

23 (4) the full name or names, address or addresses,
24 telephone number or numbers, and physical description or
25 descriptions of any witnesses, if known;

26 (5) a concise statement of facts that describe the

1 alleged violation and any copies of supporting evidence,l
2 including,l but not limited to,l any photographic, video, or
3 audio recordings of the incident;

4 (6) whether the person submitting the notice has
5 notified any other agency; and

6 (7) an option for an individual, who submits directly
7 to the Board, to consent to have the individual's identity
8 disclosed. The identity of any individual providing
9 information or reporting any possible or alleged violation
10 to the Board shall be kept confidential and may not be
11 disclosed without the consent of that individual, unless
12 the individual consents to disclosure of the individual's
13 name or disclosure of the individual's identity is
14 otherwise required by law. The confidentiality granted by
15 this subsection does not preclude the disclosure of the
16 identity of a person in any capacity other than as the
17 source of an allegation.

18 Nothing in this subsection (d) shall preclude the Board
19 from receiving, investigating, or acting upon allegations made
20 confidentially,l ~~or~~ in a format different from the form
21 provided for in this subsection,l or as otherwise provided for
22 by law.

23 (e) Preliminary review.

24 (1) The Certification Enforcement Unit ~~Board~~ shall
25 complete a preliminary review of the allegations to
26 determine whether there is sufficient information to

1 warrant a further investigation of any violations of the
2 Act. Upon initiating a preliminary review of the
3 allegations, the Certification Enforcement Unit Board
4 shall notify the head of the law enforcement agency
5 associated with that employs the law enforcement officer
6 who is the subject of the allegations. At the request of
7 the Certification Enforcement Unit Board, a ~~the~~ law
8 enforcement agency must submit any copies of investigative
9 findings, evidence, or documentation related to the
10 allegations to the Certification Enforcement Unit Board in
11 accordance with rules adopted by the Certification
12 Enforcement Unit Board to facilitate the Certification
13 Enforcement Unit's Board's preliminary review. The
14 Certification Enforcement Unit Board may correspond with
15 the law enforcement agency, official records clerks or any
16 investigative agencies in conducting its preliminary
17 review.

18 (2) During the preliminary review, the Certification
19 Enforcement Unit Board will take all reasonable steps to
20 discover any and all objective verifiable evidence
21 relevant to the alleged violation through the
22 identification, retention, review, and analysis of all
23 currently available evidence, including, but not limited
24 to: all time-sensitive evidence, audio and video evidence,
25 physical evidence, arrest reports, photographic evidence,
26 GPS records, computer data, lab reports, medical

1 documents, and witness interviews. All reasonable steps
2 will be taken to preserve relevant evidence identified
3 during the preliminary investigation.

4 (3) If after a preliminary review of the alleged
5 violation or violations, the Certification Enforcement
6 Unit Board believes there is sufficient information to
7 warrant further investigation of any violations of this
8 Act, the alleged violation or violations shall be assigned
9 for investigation in accordance with subsection (f).

10 (4) If after a review of the allegations, the
11 Certification Enforcement Unit Board believes there is not
12 sufficient ~~insufficient~~ information supporting the
13 allegations to warrant further investigation, it may close
14 a notice. Notification of the Certification Enforcement
15 Unit's Board's decision to close a notice of alleged
16 violation shall be sent to all relevant individuals,
17 agencies, and any entities that received the notice of
18 alleged ~~the~~ violation under subsection (c) within 30 days
19 of the notice of alleged violation being closed, except in
20 cases where the notice of alleged violation is submitted
21 anonymously if the complainant is unknown.

22 (5) Except when the Board has received notice under
23 subparagraph (A) of paragraph (1) of subsection (c), no
24 later than 30 days after receiving notice, the
25 Certification Enforcement Unit Board shall report any
26 notice of alleged violation it receives to the relevant

1 law enforcement agency, unless reporting the notice would
2 jeopardize any subsequent investigation. The Certification
3 Enforcement Unit Board shall also record any notice of
4 alleged violation it receives to the Officer Professional
5 Conduct Database in accordance with Section 9.2. The Board
6 shall report to the appropriate State's Attorney any
7 alleged violations that contain allegations, claims, or
8 factual assertions that, if true, would constitute a
9 violation of Illinois law. The Certification Enforcement
10 Unit Board shall inform the law enforcement officer via
11 personal service, certified mail at their address of
12 record or by use of a trackable courier service with
13 signature requirement ~~certified mail~~ that it has received
14 a notice of alleged violation against the law enforcement
15 officer.

16 If the Certification Enforcement Unit Board determines
17 that due to the circumstances and the nature of the
18 allegation that it would not be prudent to notify the law
19 enforcement officer and the officer's law enforcement
20 agency unless and until the filing of charges ~~a Formal~~
21 ~~Complaint~~, the Certification Enforcement Unit Board shall
22 document in the file the reason or reasons a notification
23 was not made.

24 (6) ~~If the law enforcement officer is involved in a~~
25 ~~criminal proceeding on the same subject as the notice of~~
26 ~~violation, the Board is responsible for maintaining a~~

1 ~~current status report including court dates, hearings,~~
2 ~~pleas, adjudication status and sentencing.~~ A State's
3 Attorney's Office must notify the Board of any criminal
4 charges filed against a law enforcement officer within 30
5 days of such filing, and must provide updates of
6 significant developments to the Board in a timely manner
7 but no later than 30 days after such developments. When a
8 law enforcement officer is charged in a criminal
9 proceeding related to conduct that is the subject of a
10 notice of alleged violation, the Board is responsible for
11 maintaining a current status report regarding the criminal
12 proceedings, including court dates, hearings, pleas,
13 adjudication status, and sentencing.

14 (f) Investigations; requirements. After the Certification
15 Enforcement Unit concludes its ~~Investigations are to be~~
16 ~~assigned after a~~ preliminary review, the Certification
17 Enforcement Unit shall assign the investigation of the
18 allegations in the notice of alleged violation as provided in
19 paragraphs (1), (2), and (3) of this subsection (f), unless
20 the investigations were closed under paragraph (4) of
21 subsection (e), ~~as follows in paragraphs (1), (2), and (3) of~~
22 ~~this subsection (f).~~

23 (1) A law enforcement agency that submits a notice of
24 alleged violation to the Board under subparagraph (A) of
25 paragraph (1) of subsection (c) shall be responsible for
26 conducting an investigation of the underlying allegations

1 except when: (i) the law enforcement agency refers the
2 notice to another law enforcement agency or the Board for
3 investigation and such other agency or the Certification
4 Enforcement Unit Board agrees to conduct the
5 investigation; (ii) an external, independent, or civilian
6 oversight agency conducts the investigation in accordance
7 with local ordinance or other applicable law; or (iii) the
8 Certification Enforcement Unit Board has determined that
9 it will conduct the investigation based upon the facts and
10 circumstances of the alleged violation, including, but not
11 limited to, investigations regarding the Chief or Sheriff
12 of a law enforcement agency, familial conflict of
13 interests, complaints involving a substantial portion of a
14 law enforcement agency, or complaints involving a policy
15 of a law enforcement agency. Any agency or entity
16 conducting an investigation under this paragraph (1) shall
17 submit quarterly reports to the Certification Enforcement
18 Unit Board regarding the progress of the investigation.
19 The quarterly report shall be reviewed by the individual
20 or individuals at the Certification Enforcement Unit Board
21 who conducted the preliminary review, if available. If an
22 investigation proceeds more than 6 months beyond the
23 initial investigation assignment, the Certification
24 Enforcement Unit shall request that the investigating
25 agency show cause in writing as to why the investigation
26 has proceeded for this extended period and provide an

1 estimated timeline for completion of their investigation.

2 Any agency or entity conducting an investigation under
3 this paragraph (1) shall, within 7 days of completing an
4 investigation, deliver, to the Deputy Director of the
5 Certification Enforcement Unit, an Investigative Summary
6 Report and copies of any evidentiary material, including,
7 but not limited to, documents or video, that is relevant
8 to assessing the notice of the alleged violation
9 ~~administrative evidence to the Board.~~ If the Deputy
10 Director of the Certification Enforcement Unit ~~Board~~ finds
11 an investigation conducted under this paragraph (1) is
12 incomplete, unsatisfactory, or deficient in any way, the
13 Deputy Director of the Certification Enforcement Unit
14 ~~Board~~ may direct the investigating entity or agency to
15 take any additional investigative steps deemed necessary
16 to thoroughly and satisfactorily complete the
17 investigation, or the Certification Enforcement Unit ~~Board~~
18 may take any steps necessary to complete the
19 investigation. The investigating entity or agency or, when
20 necessary, the Certification Enforcement Unit ~~Board~~ will
21 then amend and re-submit the Investigative Summary Report
22 to the Certification Enforcement Unit ~~Board~~ for approval.

23 The Certification Enforcement Unit ~~Board~~ shall submit
24 a report to the investigating entity disclosing the name,
25 address, and telephone numbers of persons who have
26 knowledge of facts which are the subject of the

1 investigation and identifying the subject matter of their
2 knowledge.

3 (2) The Certification Enforcement Unit Board shall
4 investigate and complete an Investigative Summary Report
5 when a State's Attorney's Office submits a notice of
6 alleged violation to the Board under subparagraph (C) of
7 paragraph (1) of subsection (c) ~~(e)(1)(C)~~.

8 (3) When a person submits a notice to the Board under
9 paragraph (2) of subsection (c), the Certification
10 Enforcement Unit ~~The Board~~ shall assign the investigation
11 to the law enforcement agency associated with ~~that employs~~
12 the law enforcement officer, except when: (i) the law
13 enforcement agency requests to refer the notice to another
14 law enforcement agency or the Board for investigation and
15 such other agency or the Board agrees to conduct the
16 investigation; (ii) an external, independent, or civilian
17 oversight agency conducts the investigation in accordance
18 with local ordinance or other applicable law; or (iii) the
19 Certification Enforcement Unit Board has determined that
20 either (I) it will conduct the investigation based upon
21 the facts and circumstances of the alleged violation,
22 including, but not limited to, investigations regarding
23 the Chief or Sheriff of a law enforcement agency, familial
24 conflict of interests, complaints involving a substantial
25 portion of a law enforcement agency, or complaints
26 involving a policy of a law enforcement agency or (II) it

1 is, based on the facts and circumstances, in the public
2 interest for the Certification Enforcement Unit to do so.
3 The public interest shall include conflicts of interest, a
4 perceived lack of impartiality, or the severity of the
5 alleged wrongdoing that significantly impacts public trust
6 if not handled by a neutral party.

7 The investigating entity or agency shall submit
8 quarterly reports to the Board regarding the progress of
9 the investigation in a form to be determined by the Board.
10 The quarterly report shall be reviewed by the individual
11 at the Certification Enforcement Unit ~~Board~~ who conducted
12 the preliminary review, if available. If an investigation
13 proceeds more than 6 months beyond the initial
14 investigation assignment, then the Certification
15 Enforcement Unit shall request that the investigating
16 agency show cause in writing as to why the investigation
17 has proceeded for the extended period and provide an
18 estimated timeline for completion of the agency's
19 investigation.

20 The investigating entity or agency shall, within 7 days of
21 completing an investigation, deliver an Investigative
22 Summary Report and copies of any evidence to the Deputy
23 Director of the Certification Enforcement Unit ~~Board~~. If
24 the Deputy Director of the Certification Enforcement Unit
25 ~~Board~~ finds an investigation conducted under this
26 subsection (f)(3) is incomplete, unsatisfactory, biased,

1 or deficient in any way, the Deputy Director of the
2 Certification Enforcement Unit Board may direct the
3 investigating entity to take any additional investigative
4 steps deemed necessary to thoroughly and satisfactorily
5 complete the investigation, or the Certification
6 Enforcement Unit Board may take any steps necessary to
7 complete the investigation. The investigating entity or
8 agency or, when necessary, the Certification Enforcement
9 Unit Board will then amend and re-submit the Investigative
10 Summary Report to the Deputy Director of the Certification
11 Enforcement Unit Board for approval. The investigating
12 entity shall cooperate with and assist the Certification
13 Enforcement Unit Board, as necessary, in any subsequent
14 investigation.

15 (4) Concurrent Investigations. The Certification
16 Enforcement Unit Board may, at any point, initiate an
17 investigation under this Section to be conducted
18 concurrently with any administrative investigation of the
19 alleged misconduct conducted by the law enforcement agency
20 that employs the law enforcement officer or other
21 investigative entity. The employing agency or other
22 investigative a concurrent investigation under this
23 section. The original investigating entity shall timely
24 communicate, coordinate, and cooperate with the
25 Certification Enforcement Unit Board to the fullest
26 extent. The Board shall promulgate rules that shall

1 address, at a minimum, the sharing of information and
2 investigative means such as subpoenas and interviewing
3 witnesses.

4 (5) Investigative Summary Report. An Investigative
5 Summary Report shall contain, at a minimum, the
6 allegations and elements of ~~within~~ each alleged offense
7 ~~allegation~~ followed by a description of the testimonial,
8 documentary, and ~~or~~ physical evidence that is relevant to
9 each such allegation or element listed ~~and discussed in~~
10 ~~association with it~~. The Investigative Summary Report
11 shall also include a discussion of whether the
12 investigation uncovered facts sufficient to prove or
13 disprove the allegations. All persons who have been
14 interviewed and listed in the Investigative Summary Report
15 will be identified as a complainant, witness, person with
16 specialized knowledge, or law enforcement employee.

17 (6) Each law enforcement agency shall adopt a written
18 policy regarding the investigation of conduct under
19 subsection (a) that involves a law enforcement officer
20 associated with ~~employed by~~ that law enforcement agency.
21 The written policy adopted must include the following, at
22 a minimum:

23 (a) Each law enforcement officer shall immediately
24 report any conduct under subsection (b) to the
25 appropriate supervising officer.

26 (b) The written policy under this Section shall be

1 available for inspection and copying under the Freedom
2 of Information Act, and not subject to any exemption
3 of that Act.

4 (7) Nothing in this Act shall prohibit a law
5 enforcement agency from conducting an investigation for
6 the purpose of internal discipline. However, any such
7 investigation shall be conducted in a manner that avoids
8 interference with, and preserves the integrity of, any
9 separate investigation by the Certification Enforcement
10 Unit Board being conducted.

11 (8) A law enforcement agency or the Certification
12 Enforcement Unit performing an investigation under this
13 Section shall preserve all evidence. This information
14 shall be contained in a single investigation file. Upon
15 the filing of a formal complaint seeking decertification,
16 the investigation file shall be subject to unredacted
17 disclosure to the law enforcement officer subject to the
18 investigation.

19 (g) Formal complaints. Upon receipt of an Investigative
20 Summary Report, the Certification Enforcement Unit Board shall
21 review the report Report and any relevant evidence obtained
22 and determine whether there is reasonable basis to believe
23 that the law enforcement officer committed any conduct that
24 would be deemed a violation of this Act. If after reviewing the
25 report Report and any other relevant evidence obtained, the
26 Certification Enforcement Unit Board determines that a

1 reasonable basis does exist, the Certification Enforcement
2 Unit Board shall file a formal complaint with the
3 Decertification Certification Review Panel.

4 (h) Formal Complaint Hearing.

5 (1) Within 7 days after receipt ~~Upon issuance~~ of a
6 formal complaint by the Certification Enforcement Unit,
7 the Panel shall set the matter for an initial hearing in
8 front of an administrative law judge. At least 30 days
9 before the date set for an initial hearing, the
10 Certification Enforcement Unit Panel must, in writing,
11 notify the accused law enforcement officer that a formal
12 complaint has been issued by the Board. Notice of the
13 formal complaint may be served in person, by certified
14 mail at the law enforcement officer's address of record,
15 or by use of a trackable courier service with signature
16 requirement. Notice of the formal complaint shall also be
17 provided to the law enforcement officer's employing law
18 enforcement agency. Notice of the formal complaint shall
19 include ~~subject to the complaint of~~ the following:

20 (i) the allegations against the law enforcement
21 officer, the time and place for the hearing, and
22 whether the law enforcement officer's certification
23 has been temporarily suspended under Section 8.3;

24 (ii) a statement that the officer has the right to
25 file a written answer to the complaint with the Panel
26 within 30 days after service of the notice;

1 (iii) a statement that if the law enforcement
2 officer fails to file a written answer within 30 days
3 after service of the notice or fails to attend the
4 hearing ~~comply with the notice of the default order in~~
5 ~~paragraph (2),~~ the administrative law judge Panel
6 shall enter a default order against the law
7 enforcement officer along with a finding that the
8 allegations in the complaint are deemed admitted, and
9 that the law enforcement officer's certification may
10 be revoked as a result; and

11 (iv) a statement that the law enforcement officer
12 may ~~request an informal conference to~~ surrender the
13 officer's certification.

14 (2) After showing completed service of the notice of
15 formal complaint to the law enforcement officer and the
16 law enforcement officer's failure to comply, the
17 Certification Enforcement Unit ~~The Board~~ shall send the
18 law enforcement officer notice of a ~~the~~ default order. The
19 notice shall state that the officer has 30 days to notify
20 the Board in writing of their desire to have the order
21 vacated and to appear before the Board at a
22 decertification hearing. If the law enforcement officer
23 does not notify the Board within 30 days, the Board may
24 require the Certification Enforcement Unit to set the
25 matter for hearing. If the matter is set for hearing, the
26 Certification Enforcement Unit ~~Board~~ shall send the law

1 enforcement officer the notice of the date, time and
2 location of the hearing. The law enforcement officer shall
3 be served by personal delivery, by certified mail at their
4 address of record, or by a trackable courier service with
5 signature requirement. If the law enforcement officer or
6 counsel for the officer does appear, at the Certification
7 Enforcement Unit's ~~Board's~~ discretion, the hearing may
8 proceed or may be continued to a date and time agreed upon
9 by all parties. ~~If on the date of the hearing, neither the~~
10 ~~law enforcement officer nor counsel for the officer~~
11 ~~appears, the Board may proceed with the hearing for~~
12 ~~default in their absence.~~

13 (3) If, on the date of the decertification hearing,
14 neither the law enforcement officer nor counsel for the
15 officer appears or the Certification Enforcement Unit
16 declines to set the matter for hearing as required under
17 ~~the law enforcement officer fails to comply with~~ paragraph
18 (2), all of the allegations contained in the complaint
19 shall be deemed admitted and the law enforcement officer
20 shall be decertified if, by a majority vote of the Panel
21 ~~panel~~, the conduct charged in the complaint is found to
22 constitute sufficient grounds for decertification under
23 this Act. Notice of the decertification decision may be
24 served by personal delivery, by certified mail at their
25 address of record, or by a trackable courier service with
26 signature requirement ~~by mail, or, at the discretion of~~

1 ~~the Board, by electronic means as adopted by rule to the~~
2 ~~address or email address specified by the law enforcement~~
3 ~~officer in the officer's last communication with the~~
4 ~~Board.~~ Notice shall also be provided to the law
5 enforcement officer's ~~employing~~ law enforcement agency.
6 The law enforcement officer's law enforcement agency shall
7 make all reasonable efforts to provide a copy of the
8 notice to the law enforcement officer within 7 days after
9 receiving the notice.

10 (4) The Board, at the request of the law enforcement
11 officer subject to the Formal Complaint, may suspend a
12 hearing on a Formal Complaint for no more than one year if
13 a concurrent criminal matter is pending. If the law
14 enforcement officer requests to have the hearing
15 suspended, the law enforcement officer's certification
16 shall be deemed inactive until the Board makes a final
17 decision on the matter ~~law enforcement officer's Formal~~
18 ~~Complaint hearing concludes.~~ The Board or the law
19 enforcement officer may request to have the hearing
20 suspended for up to 6 additional months for good cause.
21 ~~This request may be renewed.~~ For purposes of this
22 paragraph (4), "good cause" means an incident or
23 occurrence that is beyond the control of the requester and
24 that prevents the hearing from occurring, or holding the
25 hearing would impose an undue hardship or prejudice on the
26 requester.

1 (5) Surrender of certification ~~or waiver~~. At any time
2 ~~Upon the Board's issuance of a complaint, and prior to~~
3 ~~hearing on the matter,~~ a law enforcement officer may
4 choose to surrender the officer's certification ~~or waiver~~
5 by notifying the Board in writing of the officer's
6 decision to do so. Upon receipt of such notification from
7 the law enforcement officer, the Board shall immediately
8 decertify the officer, ~~or revoke any waiver previously~~
9 ~~granted~~. In the case of a surrender of certification, if
10 the officer has pending decertification investigation or
11 hearing, there will be no further proceedings related to
12 the Board's formal complaint, and the matter will be
13 closed and terminated ~~or waiver, the Board's proceeding~~
14 ~~shall terminate~~.

15 (5.5) Mandatory prehearing disclosures. No later than
16 28 days before the hearing, the law enforcement officer,
17 the law enforcement officer's counsel, or the law
18 enforcement officer and the law enforcement officer's
19 counsel shall disclose the following:

20 (i) if known, the name, address, and telephone
21 number of each individual likely to have information
22 relevant to the hearing that the law enforcement
23 officer may use to support the law enforcement
24 officer's defenses; and

25 (ii) a copy of any documents and videos that are in
26 the possession, custody, or control of the law

1 enforcement officer and that the law enforcement
2 officer may use to support the law enforcement
3 officer's defenses.

4 No later than 28 days after the filing of a formal
5 complaint, the Certification Enforcement Unit shall give
6 to the law enforcement officer or the law enforcement
7 officer's counsel a copy of the complete and unredacted
8 investigation file as required under paragraph (8),
9 including all demonstrative exhibits, evidence, and other
10 information that may be used during the hearing,
11 including, but not limited to, any name and last known
12 address that has previously been held as confidential by
13 the Certification Enforcement Unit or the Board.

14 (6) Appointment of administrative law judges. The
15 Board shall retain at least 3 attorneys ~~any attorney~~
16 licensed to practice law in the State of Illinois to serve
17 as an administrative law judge in any action involving a
18 law enforcement officer under this Act. Any attorney
19 retained to serve as an ~~The~~ administrative law judge shall
20 serve ~~be retained to~~ a term of no greater than 4 years. If
21 more than one administrative law judge is retained, the
22 terms shall be staggered. Any ~~The~~ administrative law judge
23 shall have ~~has~~ full authority to conduct the hearings.

24 Any attorney retained to serve as an administrative
25 law judge must have at least 8 years of experience
26 practicing law in Illinois, and at least 5 years of

1 litigation experience.

2 Prior to the commencement of a hearing, each party has
3 the right to demand a new administrative law judge without
4 having to show cause, and a new administrative judge shall
5 be assigned.

6 After the hearing has begun, any party may file with
7 the Board a request for the removal of an administrative
8 law judge for cause, along with a supporting affidavit, on
9 the grounds that the administrative law judge cannot
10 render a fair and impartial decision in a particular case.
11 The Panel shall assign the matter for a determination to
12 an administrative law judge not challenged in the motion.
13 If the administrative law judge finds that the party's
14 reasons for objecting do not warrant disqualification,
15 then the administrative law judge shall set forth in
16 writing the reasons disqualification is not warranted,
17 send the writing to the parties, and reiterate that
18 decision at the hearing.

19 The Board shall provide or make arrangements to
20 provide each administrative law judge with ~~Administrative~~
21 ~~law judges will receive~~ initial and annual training that
22 is adequate in quality, quantity, scope, and type, and
23 will cover, at minimum the following topics:

24 (i) constitutional and other relevant law on
25 police-community encounters, including the law on the
26 use of force and stops, searches, and arrests;

- 1 (ii) police tactics;
- 2 (iii) investigations of police conduct;
- 3 (iv) impartial policing;
- 4 (v) policing individuals in crisis;
- 5 (vi) Illinois police policies, procedures, and
6 disciplinary rules;
- 7 (vii) procedural justice; and
- 8 (viii) community outreach.

9 The Board shall determine the content and extent of
10 the training within the scope provided for by this
11 subsection.

12 (6.5) Ineligible administrative law judges. An
13 attorney is ineligible to serve as an administrative law
14 judge if the attorney:

15 (i) was employed or retained to serve as counsel
16 or expert witness by any law enforcement agency in the
17 preceding 5 years;

18 (ii) was employed or retained to serve as counsel
19 or expert witness by a law enforcement collective
20 bargaining entity in the preceding 5 years;

21 (iii) was employed or retained by a group involved
22 in litigation against law enforcement in the preceding
23 5 years; or

24 (iv) is currently employed by the Board.

25 No administrative law judge may preside over a hearing
26 if the administrative law judge is prejudiced or partial

1 with respect to any party or has any interest in the matter
2 pending for decision.

3 An adverse ruling made by an administrative law judge
4 shall not constitute bias or conflict of interest. An
5 adverse ruling or rulings rendered against the party or
6 its representative in any previous matter shall not
7 constitute sufficient grounds for disqualification under
8 this Section. An adverse ruling made by an administrative
9 law judge may be used as evidence of bias or conflict of
10 interest.

11 (7) Hearing procedures. At the hearing, the
12 administrative law judge will hear evidence related to the
13 allegations outlined ~~alleged~~ in the formal complaint. The
14 law enforcement officer, the counsel of the officer's
15 choosing, and the Board, ~~or the officer's counsel,~~ shall
16 be afforded the opportunity to present any pertinent
17 statements, testimony, evidence, and arguments. The law
18 enforcement officer may ~~shall be afforded the opportunity~~
19 ~~to~~ request that the administrative law judge ~~Board~~ compel
20 the attendance of witnesses and production of related
21 documents.

22 At the hearing, the Certification Enforcement Unit
23 bears the burden of proving that the officer committed the
24 decertifying conduct, as defined in subsection (b), by
25 clear and convincing evidence. The Illinois Rules of
26 Evidence shall apply to the extent practicable unless, by

1 the application, the administrative law judge determines
2 that application of the rule would be an injustice or
3 preclude the introduction of evidence of the type commonly
4 relied upon by a reasonably prudent person in the conduct
5 of the administrative judge's affairs. The administrative
6 law judge must state on the record the administrative law
7 judge's reasons for that determination. Any objection with
8 respect to the conduct of the hearing, including any
9 objection to the introduction of evidence, may be stated
10 orally, accompanied by a short statement of the grounds
11 for the objection, and included in the record. No
12 objection shall be deemed waived by further participation
13 in the hearing. Testimony shall be taken only on oath or
14 affirmation. Subject to the evidentiary requirements of
15 this Section, a party may conduct cross-examination
16 required for a full and fair disclosure of the facts. The
17 Certification Enforcement Unit may introduce evidence of
18 repeated prior conduct in aggravation.

19 All hearings shall be open to the public. However, a
20 portion of the hearing may be closed to the public only if
21 the party seeking closure can prove with specificity that
22 the portion of the hearing will reveal confidential
23 information that creates a compelling interest outweighing
24 the public's interest. The administrative law judge may,
25 in a nonpublic session, hear and consider the request for
26 closure and rule on such request.

1 All proceedings before the administrative law judge
2 shall be recorded and retained in the file for the
3 proceedings. No other party, witness, or member of the
4 viewing public may make an audio or video record of the
5 proceedings. One copy of the transcript shall be made
6 available to the relevant law enforcement officer or the
7 law enforcement agency that employs the law enforcement
8 officer at no cost.

9 (8) Hearing summary report. After the conclusion of
10 the hearing, the administrative law judge shall issue a
11 hearing summary report that summarizes the administrative
12 law judge's ~~report~~ any findings of fact, conclusions of
13 law, and recommended disposition of the matter to the
14 Panel. The administrative law judge shall also provide a
15 copy of the report to ~~If~~ the law enforcement officer and
16 the agency that employs the law enforcement officer. Any
17 party to the proceeding may object to any findings of
18 fact, conclusions of law, or the recommended disposition
19 outlined in the hearing summary report, in writing by
20 filing a ~~objects to any procedural or substantive legal~~
21 portion of the report, the officer may do so by written
22 brief ~~filed~~ with the Panel within 28 ~~14~~ days of ~~after~~
23 receipt of the hearing summary report. At the request of
24 the parties, the ~~report.~~ The Panel may grant reasonable
25 extensions for the submission of objections to the hearing
26 summary report for good cause shown or when mutually

1 agreed upon by the parties.

2 ~~No later than 28 days before the hearing, a party~~
3 ~~shall disclose the following:~~

4 ~~(i) The name and, if known, the address and~~
5 ~~telephone number of each individual likely to have~~
6 ~~information relevant to the hearing that the~~
7 ~~disclosing party may use to support its claims or~~
8 ~~defenses. This includes, but is not limited to, any~~
9 ~~name that has previously been held as confidential by~~
10 ~~the Board.~~

11 ~~(ii) A copy of any documents and videos that are in~~
12 ~~the possession, custody, or control of the party, and~~
13 ~~that the disclosing party may use to support its~~
14 ~~claims or defenses.~~

15 (h-5) ~~(8)~~ Certification Review Meeting. Upon receipt of
16 the administrative law judge's hearing summary report findings
17 ~~of fact, conclusions of law, and recommended disposition,~~ and
18 any submitted objections to ~~from~~ the hearing summary report
19 ~~law enforcement officer,~~ the Panel shall schedule ~~call for~~ a
20 certification review meeting.

21 In such a meeting, the Panel may adjourn into a closed
22 conference for the purposes of deliberating on the
23 evidence presented during the hearing. In closed
24 conference, the Panel shall consider the hearing officer's
25 findings of fact, conclusions of law, and recommended
26 disposition and may deliberate on all evidence and

1 testimony received and may consider the weight and
2 credibility to be given to the evidence received. No new
3 or additional evidence may be presented to the Panel.
4 After concluding its deliberations, the Panel shall
5 convene in open session for its consideration of the
6 matter. Public attendance at the Panel's open session
7 shall be permitted. ~~If a simple majority of the Panel~~
8 ~~finds that no allegations in the complaint supporting one~~
9 ~~or more charges of misconduct are proven by clear and~~
10 ~~convincing evidence, then the Panel shall recommend to the~~
11 ~~Board that the complaint be dismissed. If a simple~~
12 ~~majority of the Panel finds that the allegations in the~~
13 ~~complaint supporting one or more charges of misconduct are~~
14 ~~proven by clear and convincing evidence, then the Panel~~
15 ~~shall recommend to the Board to decertify the officer. The~~
16 ~~Panel shall prepare a summary report as soon as~~
17 ~~practicable after the completion of the meeting including~~
18 ~~the following: the hearing officer's findings of fact,~~
19 ~~conclusions of law, recommended disposition, and the~~
20 ~~Panel's order.~~

21 The Panel shall vote to decertify the officer if a simple
22 majority of the Panel finds that:

23 (1) any alleged decertification conduct has been
24 proven by clear and convincing evidence; and

25 (2) there is no mitigating factor or combination of
26 mitigating factors that significantly outweigh the

1 seriousness of the misconduct and the impact of the
2 misconduct on the victim and the community.

3 The Panel shall prepare a disposition order as soon as
4 practicable after the completion of the certification review
5 meeting, which shall summarize the Panel's findings of fact,
6 conclusions of law, and disposition. The recommendation shall
7 be delivered to the Board within 7 days and shall also be
8 served upon the law enforcement officer and the law
9 enforcement agency employing the law enforcement officer.

10 (h-10) ~~(9)~~ Final action by the Board. After receiving the
11 Panel's disposition order ~~recommendations and any objections~~
12 by the law enforcement officer, and after due consideration of
13 the Panel's ~~recommendations,~~ the Board, ~~by majority vote,~~
14 shall issue a final order regarding the ~~final~~ decision to
15 decertify the law enforcement officer or to take no action in
16 regard to the law enforcement officer. ~~No new or additional~~
17 evidence may be presented to the Board. If the Panel
18 recommends that the Board decertify the officer, then the
19 Board shall decertify the officer unless a motion to
20 reconsider has been filed ~~makes a final decision contrary to~~
21 the recommendations of the Panel, the Board shall set forth in
22 its final written decision the specific written reasons for
23 not following the Panel's recommendations. A copy of the
24 Board's final decision shall be served upon the law
25 enforcement officer by the Board, either personally or as
26 provided in this Act for the service of a notice of hearing. A

1 copy of the Board's final decision also shall be delivered to
2 the last employing law enforcement agency, the complainant,
3 and the Panel.

4 (h-15) ~~(10)~~ Reconsideration of the Panel's ~~Board's~~
5 Decision. Within 30 days after service of the Board's final
6 decision, ~~the Panel or~~ the law enforcement officer may file a
7 written motion for reconsideration with the Board Review
8 ~~Committee~~. The motion for reconsideration shall specify the
9 particular grounds for reconsideration. Within 10 days after
10 receipt of the motion for reconsideration, the ~~The~~ non-moving
11 party may respond to the motion for reconsideration. The Board
12 ~~Review Committee~~ shall only address the issues raised by the
13 parties. The Board may not address new evidence or other
14 arguments not previously presented.

15 The Board Review Committee may deny the motion for
16 reconsideration, or it may grant the motion in whole or in part
17 and issue an amended final order ~~a new final decision~~ in the
18 matter. The Board Review Committee must notify the law
19 enforcement officer and their last employing law enforcement
20 agency within 14 days of a denial of the motion for
21 reconsideration and state the reasons for denial. The law
22 enforcement officer shall be served by personal delivery, by
23 certified mail at their address of record, or by a trackable
24 courier service with signature requirement. Denial of a motion
25 for reconsideration may be appealed under Section 6.6.

26 (i) This Section applies to conduct by a ~~full-time or~~

1 ~~part-time~~ law enforcement officer in violation of subsection
2 (b) that occurred ~~before,~~ on, or after January 1, 2022 ~~the~~
3 ~~effective date of this amendatory Act of the 102nd General~~
4 ~~Assembly.~~

5 The following may be used to discretionarily decertify a
6 law enforcement officer for conduct that occurred prior to
7 July 1, 2022: (i) committing an act that would constitute a
8 felony or misdemeanor that could serve as the basis for
9 automatic decertification under subsection (a) of Section 6.2;
10 (ii) using excessive force; (iii) tampering with a dash camera
11 or body-worn camera or directing another person to tamper with
12 a dash or body-worn camera for the purpose of concealing,
13 destroying, or altering potential evidence, if the conduct
14 occurred when it was unlawful to do so; (iv) committing
15 perjury, intentionally making a false statement, or knowingly
16 tampering with or fabricating evidence; (v) the commission or
17 attempted initiation of a sexual act with a member of the
18 public by means of force, threat, coercion, extortion, offer
19 of leniency or other official favor, or under the color of
20 authority; or (vi) intimidating witnesses, knowingly obtaining
21 a false confession, or knowingly making a false arrest if
22 these actions were intended to disrupt a legitimate criminal
23 investigation.

24 (i-5) Information received and records kept by the Board
25 for purposes of performing official duties under this Section
26 are confidential and exempt from disclosure under the Freedom

1 of Information Act, except as otherwise provided in this Act.

2 (i-10) Annual report. The Board shall submit an annual
3 report to the Governor, Attorney General, President and
4 Minority Leader of the Senate, and the Speaker and Minority
5 Leader of the House of Representatives on or before March 1,
6 2026, and every year thereafter indicating:

7 (1) the number of notices of alleged violation under
8 this Section received in the preceding calendar year;

9 (2) the type of complaints received and, if known, the
10 gender and race of the complainants and officers;

11 (3) the number of investigations initiated in the
12 preceding calendar year since the date of the last report;

13 (4) the number of investigations concluded in the
14 preceding calendar year;

15 (5) the number of investigations pending on the last
16 day of the preceding calendar year;

17 (6) the number of formal complaints filed in the
18 preceding calendar year;

19 (7) the number of hearings held in the preceding
20 calendar year;

21 (8) the number of officers decertified in the
22 preceding calendar year;

23 (9) the number of officers where insufficient cause
24 for decertification was found by an investigator
25 conducting an investigation pursuant to this Section; and

26 (10) the number of officers where insufficient cause

1 for decertification was found by an administrative law
2 judge, a decertification review panel, or the Board.

3 The annual report shall be made publicly available on the
4 Board website.

5 (j) Notwithstanding any provision of law to the contrary,
6 the changes made to this Section by this amendatory Act of the
7 102nd General Assembly and Public Act 101-652 take effect July
8 1, 2022.

9 (k) An individual who is decertified by the Board shall
10 not function as a law enforcement officer, be assigned the
11 duties of a law enforcement officer, or be authorized to carry
12 firearms under the authority of a law enforcement officer,
13 except as otherwise authorized to carry a firearm under State
14 law or federal law.

15 (Source: P.A. 101-652, eff. 1-1-22; 102-694, eff. 1-7-22.)

16 (50 ILCS 705/6.6)

17 Sec. 6.6. Administrative Review Law; application.

18 (a) (Blank). ~~All final administrative decisions regarding~~
19 ~~discretionary decertification of the Board are subject to~~
20 ~~judicial review under the Administrative Review Law and its~~
21 ~~rules. The term "administrative decision" is defined in~~
22 ~~Section 3-101 of the Code of Civil Procedure.~~

23 (a-5) The Board's final order or amended final order is
24 subject to the judicial review provisions of the Illinois
25 Administrative Procedure Act.

1 (b) Proceedings for judicial review shall be commenced in
2 Sangamon County or Cook County.

3 (c) To facilitate judicial review as necessary, the Board
4 shall maintain all records related to any investigations and
5 proceedings conducted under this Act in a permanent file in
6 accordance with the retention schedule provided in the State
7 Records Act. The Board is responsible for preparing and filing
8 the record upon notice of the filing of a complaint for
9 administrative review.

10 (Source: P.A. 101-652, eff. 1-1-22.)

11 (50 ILCS 705/7.1)

12 Sec. 7.1. Firearms restraining order training.

13 (a) The Illinois Law Enforcement Training Standards Board
14 shall develop and approve a standard curriculum for a training
15 program on the Firearms Restraining Order Act. The Board shall
16 conduct a training program that trains officers on the use of
17 firearms restraining orders, how to identify situations in
18 which a firearms restraining order is appropriate, and how to
19 safely promote the usage of the firearms restraining order in
20 different situations. Officers who have successfully completed
21 this program shall be issued a certificate attesting to their
22 attendance.

23 (b) Every law enforcement officer shall complete this
24 training once each year.

25 (c) If a law enforcement agency lacks internal expertise

1 ~~or capacity to provide this training~~ ~~adequate training is~~
2 ~~unavailable,~~ then the ~~Illinois Law Enforcement Training~~
3 ~~Standards~~ Board may approve training to be conducted by a
4 third party.

5 (Source: P.A. 102-345, eff. 6-1-22.)

6 (50 ILCS 705/8) (from Ch. 85, par. 508)

7 Sec. 8. Participation required. All home rule ~~local~~
8 ~~governmental~~ units shall comply with ~~Sections 6.3, 8.1, and~~
9 ~~8.2~~ and any ~~other~~ mandatory provisions of this Act. This Act is
10 a limitation on home rule powers under subsection (i) of
11 Section 6 of Article VII of the Illinois Constitution.

12 (Source: P.A. 101-652, eff. 1-1-22.)

13 (50 ILCS 705/8.1) (from Ch. 85, par. 508.1)

14 Sec. 8.1. Full-time law enforcement and county corrections
15 officers.

16 (a) No person shall receive a permanent appointment as a
17 law enforcement officer or a permanent appointment as a county
18 corrections officer unless that person has been awarded,
19 within 6 months of the officer's initial full-time employment,
20 a certificate attesting to the officer's successful completion
21 of the Minimum Standards Basic Law Enforcement or County
22 Correctional Training Course as prescribed by the Board; or
23 has been awarded a certificate attesting to the officer's
24 satisfactory completion of a training program of similar

1 content and number of hours and which course has been found
2 acceptable by the Board under the provisions of this Act; or a
3 training waiver by reason of prior law enforcement or county
4 corrections experience, obtained in Illinois, in any other
5 state, or with an agency of the federal government, the basic
6 training requirement is determined by the Board to be
7 illogical and unreasonable. Agencies seeking a reciprocity
8 waiver for training completed outside of Illinois must conduct
9 a thorough background check and provide verification of the
10 officer's prior training. After review and satisfaction of all
11 requested conditions, the officer shall be awarded an
12 equivalency certificate satisfying the requirements of this
13 Section. Within 60 days after the effective date of this
14 amendatory Act of the 103rd General Assembly, the Board shall
15 adopt uniform rules providing for a waiver process for a
16 person previously employed and qualified as a law enforcement
17 or county corrections officer under federal law or the laws of
18 any other state, or who has completed a basic law enforcement
19 officer or correctional officer academy who would be qualified
20 to be employed as a law enforcement officer or correctional
21 officer by the federal government or any other state. These
22 rules shall address the process for evaluating prior training
23 credit, a description and list of the courses typically
24 required for reciprocity candidates to complete prior to
25 taking the exam, and a procedure for employers seeking a
26 pre-activation determination for a reciprocity training

1 waiver. The rules shall provide that any eligible person
2 previously trained as a law enforcement or county corrections
3 officer under federal law or the laws of any other state shall
4 successfully complete the following prior to the approval of a
5 waiver:

6 (1) a training program or set of coursework approved
7 by the Board on the laws of this State relevant to the
8 duties and training requirements of law enforcement and
9 county correctional officers;

10 (2) firearms training; and

11 (3) successful passage of the equivalency
12 certification examination.

13 If such training is required and not completed within the
14 applicable 6 months, then the officer must forfeit the
15 officer's position, or the employing agency must obtain a
16 waiver from the Board extending the period for compliance.
17 Such waiver shall be issued only for good and justifiable
18 reasons, and in no case shall extend more than 90 days beyond
19 the initial 6 months. Any hiring agency that fails to train a
20 law enforcement officer within this period shall be prohibited
21 from employing this individual in a law enforcement capacity
22 for one year from the date training was to be completed. If an
23 agency again fails to train the individual a second time, the
24 agency shall be permanently barred from employing this
25 individual in a law enforcement capacity.

26 An individual who is not certified by the Board or whose

1 certified status is inactive shall not function as a law
2 enforcement officer, be assigned the duties of a law
3 enforcement officer by an employing agency, or be authorized
4 to carry firearms under the authority of the employer, except
5 as otherwise authorized to carry a firearm under State or
6 federal law. ~~Sheriffs who are elected as of January 1, 2022~~
7 ~~(the effective date of Public Act 101-652) are exempt from the~~
8 ~~requirement of certified status.~~ Failure to be certified in
9 accordance with this Act shall cause the officer to forfeit
10 the officer's position.

11 An employing agency may not grant a person status as a law
12 enforcement officer unless the person has been granted an
13 active law enforcement officer certification by the Board.

14 (b) Inactive status. A person who has an inactive law
15 enforcement officer certification has no law enforcement
16 authority.

17 (1) A law enforcement officer's certification becomes
18 inactive upon termination, resignation, retirement, or
19 separation from the officer's employing law enforcement
20 agency for any reason. The Board shall re-activate a
21 certification upon written application from the law
22 enforcement officer's law enforcement agency that shows
23 the law enforcement officer: (i) has accepted a full-time
24 law enforcement position with that law enforcement agency,
25 (ii) is not the subject of a decertification proceeding,
26 and (iii) meets all other criteria for re-activation

1 required by the Board. The Board may also establish
2 special training requirements to be completed as a
3 condition for re-activation.

4 The Board shall review a notice for reactivation from
5 a law enforcement agency and provide a response within 30
6 days. The Board may extend this review. A law enforcement
7 officer shall be allowed to be employed as a full-time law
8 enforcement officer while the law enforcement officer
9 reactivation waiver is under review.

10 A law enforcement officer who is refused reactivation
11 or an employing agency of a law enforcement officer who is
12 refused reactivation under this Section may request a
13 hearing in accordance with the hearing procedures as
14 outlined in subsection (h) of Section 6.3 of this Act.

15 The Board may refuse to re-activate the certification
16 of a law enforcement officer who was involuntarily
17 terminated for good cause by an employing agency for
18 conduct subject to decertification under this Act or
19 resigned or retired after receiving notice of a law
20 enforcement agency's investigation.

21 (2) A law enforcement agency may place an officer who
22 is currently certified on inactive status by sending a
23 written request to the Board. A law enforcement officer
24 whose certificate has been placed on inactive status shall
25 not function as a law enforcement officer until the
26 officer has completed any requirements for reactivating

1 the certificate as required by the Board. A request for
2 inactive status in this subsection shall be in writing,
3 accompanied by verifying documentation, and shall be
4 submitted to the Board with a copy to the chief
5 administrator of the law enforcement officer's current or
6 new employing agency.

7 (3) Certification that has become inactive under
8 paragraph (2) of this subsection (b) shall be reactivated
9 by written notice from the law enforcement officer's
10 agency upon a showing that the law enforcement officer:
11 (i) is employed in a full-time law enforcement position
12 with the same law enforcement agency, (ii) is not the
13 subject of a decertification proceeding, and (iii) meets
14 all other criteria for re-activation required by the
15 Board.

16 (4) Notwithstanding paragraph (3) of this subsection
17 (b), a law enforcement officer whose certification has
18 become inactive under paragraph (2) may have the officer's
19 employing agency submit a request for a waiver of training
20 requirements to the Board in writing and accompanied by
21 any verifying documentation. A grant of a waiver is within
22 the discretion of the Board. Within 7 days of receiving a
23 request for a waiver under this Section, the Board shall
24 notify the law enforcement officer and the chief
25 administrator of the law enforcement officer's employing
26 agency, whether the request has been granted, denied, or

1 if the Board will take additional time for information. A
2 law enforcement agency whose request for a waiver under
3 this subsection is denied is entitled to request a review
4 of the denial by the Board. The law enforcement agency
5 must request a review within 20 days of the waiver being
6 denied. The burden of proof shall be on the law
7 enforcement agency to show why the law enforcement officer
8 is entitled to a waiver of the legislatively required
9 training and eligibility requirements.

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

18 (d) Within 14 days, a law enforcement officer shall report
19 to the Board: (1) any name change; (2) any change in
20 employment; or (3) the filing of any criminal indictment or
21 charges against the officer alleging that the officer
22 committed any offense as enumerated in Section 6.1 of this
23 Act.

24 (e) All law enforcement officers must report the
25 completion of the training requirements required in this Act
26 in compliance with Section 8.4 of this Act.

1 (e-1) Each employing law enforcement agency shall allow
2 and provide an opportunity for a law enforcement officer to
3 complete the mandated requirements in this Act. All mandated
4 training shall be provided at no cost to the employees.
5 Employees shall be paid for all time spent attending mandated
6 training.

7 (e-2) Each agency, academy, or training provider shall
8 maintain proof of a law enforcement officer's completion of
9 legislatively required training in a format designated by the
10 Board. The report of training shall be submitted to the Board
11 within 30 days following completion of the training. A copy of
12 the report shall be submitted to the law enforcement officer.
13 Upon receipt of a properly completed report of training, the
14 Board will make the appropriate entry into the training
15 records of the law enforcement officer.

16 (f) This Section does not apply to part-time law
17 enforcement officers or probationary part-time law enforcement
18 officers.

19 (g) Notwithstanding any provision of law to the contrary,
20 the changes made to this Section by Public Act 101-652, Public
21 Act 102-28, and Public Act 102-694 take effect July 1, 2022.

22 (h) This Section does not apply to elected county
23 sheriffs.

24 (Source: P.A. 102-28, eff. 6-25-21; 102-694, eff. 1-7-22;
25 103-154, eff. 6-30-23; 103-389, eff. 1-1-24.)

1 (50 ILCS 705/8.2)

2 Sec. 8.2. Part-time law enforcement officers.

3 (a) A person hired to serve as a part-time law enforcement
4 officer must obtain from the Board a certificate (i) attesting
5 to the officer's successful completion of the part-time police
6 training course; (ii) attesting to the officer's satisfactory
7 completion of a training program of similar content and number
8 of hours that has been found acceptable by the Board under the
9 provisions of this Act; or (iii) a training waiver attesting
10 to the Board's determination that the part-time police
11 training course is unnecessary because of the person's prior
12 law enforcement experience obtained in Illinois, in any other
13 state, or with an agency of the federal government. A person
14 hired on or after March 14, 2002 (the effective date of Public
15 Act 92-533) must obtain this certificate within 18 months
16 after the initial date of hire as a probationary part-time law
17 enforcement officer in the State of Illinois. The probationary
18 part-time law enforcement officer must be enrolled and
19 accepted into a Board-approved course within 6 months after
20 active employment by any department in the State. A person
21 hired on or after January 1, 1996 and before March 14, 2002
22 (the effective date of Public Act 92-533) must obtain this
23 certificate within 18 months after the date of hire. A person
24 hired before January 1, 1996 must obtain this certificate
25 within 24 months after January 1, 1996 (the effective date of
26 Public Act 89-170). Agencies seeking a reciprocity waiver for

1 training completed outside of Illinois must conduct a thorough
2 background check and provide verification of the officer's
3 prior training. After review and satisfaction of all requested
4 conditions, the officer shall be awarded an equivalency
5 certificate satisfying the requirements of this Section.
6 Within 60 days after January 1, 2024 (the effective date of
7 Public Act 103-389), the Board shall adopt uniform rules
8 providing for a waiver process for a person previously
9 employed and qualified as a law enforcement or county
10 corrections officer under federal law or the laws of any other
11 state, or who has completed a basic law enforcement officer or
12 correctional officer academy who would be qualified to be
13 employed as a law enforcement officer or correctional officer
14 by the federal government or any other state. These rules
15 shall address the process for evaluating prior training
16 credit, a description and list of the courses typically
17 required for reciprocity candidates to complete prior to
18 taking the exam, and a procedure for employers seeking a
19 pre-activation determination for a reciprocity training
20 waiver. The rules shall provide that any eligible person
21 previously trained as a law enforcement or county corrections
22 officer under federal law or the laws of any other state shall
23 successfully complete the following prior to the approval of a
24 waiver:

- 25 (1) a training program or set of coursework approved
26 by the Board on the laws of this State relevant to the

1 duties and training requirements of law enforcement and
2 county correctional officers;

3 (2) firearms training; and

4 (3) successful passage of the equivalency
5 certification examination.

6 The employing agency may seek an extension waiver from the
7 Board extending the period for compliance. An extension waiver
8 shall be issued only for good and justifiable reasons, and the
9 probationary part-time law enforcement officer may not
10 practice as a part-time law enforcement officer during the
11 extension waiver period. If training is required and not
12 completed within the applicable time period, as extended by
13 any waiver that may be granted, then the officer must forfeit
14 the officer's position.

15 An individual who is not certified by the Board or whose
16 certified status is inactive shall not function as a law
17 enforcement officer, be assigned the duties of a law
18 enforcement officer by an agency, or be authorized to carry
19 firearms under the authority of the employer, ~~except that~~
20 ~~sheriffs who are elected are exempt from the requirement of~~
21 ~~certified status~~. Failure to be in accordance with this Act
22 shall cause the officer to forfeit the officer's position.

23 (a-5) A part-time probationary law enforcement officer
24 shall be allowed to complete 6 months of a part-time police
25 training course and function as a law enforcement officer as
26 permitted by this subsection with a waiver from the Board,

1 provided the part-time law enforcement officer is still
2 enrolled in the training course. If the part-time probationary
3 law enforcement officer withdraws from the course for any
4 reason or does not complete the course within the applicable
5 time period, as extended by any waiver that may be granted,
6 then the officer must forfeit the officer's position. A
7 probationary law enforcement officer must function under the
8 following rules:

9 (1) A law enforcement agency may not grant a person
10 status as a law enforcement officer unless the person has
11 been granted an active law enforcement officer
12 certification by the Board.

13 (2) A part-time probationary law enforcement officer
14 shall not be used as a permanent replacement for a
15 full-time law enforcement officer.

16 (3) A part-time probationary law enforcement officer
17 shall be directly supervised at all times by a
18 Board-certified law enforcement officer. Direct
19 supervision requires oversight and control with the
20 supervisor having final decision-making authority as to
21 the actions of the recruit during duty hours.

22 (b) Inactive status. A person who has an inactive law
23 enforcement officer certification has no law enforcement
24 authority.

25 (1) A law enforcement officer's certification becomes
26 inactive upon termination, resignation, retirement, or

1 separation from the employing agency for any reason. The
2 Board shall reactivate a certification upon written
3 application from the law enforcement officer's employing
4 agency that shows the law enforcement officer: (i) has
5 accepted a part-time law enforcement position with ~~that~~ a
6 law enforcement agency, (ii) is not the subject of a
7 decertification proceeding, and (iii) meets all other
8 criteria for reactivation required by the Board.

9 The Board may refuse to reactivate the certification
10 of a law enforcement officer who was involuntarily
11 terminated for good cause by the officer's employing
12 agency for conduct subject to decertification under this
13 Act or resigned or retired after receiving notice of a law
14 enforcement agency's investigation.

15 (2) A law enforcement agency may place an officer who
16 is currently certified on inactive status by sending a
17 written request to the Board. A law enforcement officer
18 whose certificate has been placed on inactive status shall
19 not function as a law enforcement officer until the
20 officer has completed any requirements for reactivating
21 the certificate as required by the Board. A request for
22 inactive status in this subsection shall be in writing,
23 accompanied by verifying documentation, and shall be
24 submitted to the Board by the law enforcement officer's
25 employing agency.

26 (3) Certification that has become inactive under

1 paragraph (2) of this subsection (b) shall be reactivated
2 by written notice from the law enforcement officer's law
3 enforcement agency upon a showing that the law enforcement
4 officer is: (i) employed in a part-time law enforcement
5 position with the same law enforcement agency, (ii) not
6 the subject of a decertification proceeding, and (iii)
7 meets all other criteria for reactivation required by the
8 Board. The Board may also establish special training
9 requirements to be completed as a condition for
10 reactivation.

11 The Board shall review a notice for reactivation from
12 a law enforcement agency and provide a response within 30
13 days. The Board may extend this review. A law enforcement
14 officer shall be allowed to be employed as a part-time law
15 enforcement officer while the law enforcement officer
16 reactivation waiver is under review.

17 A law enforcement officer who is refused reactivation
18 or an employing agency of a law enforcement officer who is
19 refused reactivation under this Section may request a
20 hearing in accordance with the hearing procedures as
21 outlined in subsection (h) of Section 6.3 of this Act.

22 (4) Notwithstanding paragraph (3) of this Section, a
23 law enforcement officer whose certification has become
24 inactive under paragraph (2) may have the officer's
25 employing agency submit a request for a waiver of training
26 requirements to the Board in writing and accompanied by

1 any verifying documentation. A grant of a waiver is within
2 the discretion of the Board. Within 7 days of receiving a
3 request for a waiver under this section, the Board shall
4 notify the law enforcement officer and the chief
5 administrator of the law enforcement officer's employing
6 agency, whether the request has been granted, denied, or
7 if the Board will take additional time for information. A
8 law enforcement agency or law enforcement officer, whose
9 request for a waiver under this subsection is denied, is
10 entitled to request a review of the denial by the Board.
11 The law enforcement agency must request a review within 20
12 days after the waiver being denied. The burden of proof
13 shall be on the law enforcement agency to show why the law
14 enforcement officer is entitled to a waiver of the
15 legislatively required training and eligibility
16 requirements.

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

24 (d) Within 14 days, a law enforcement officer shall report
25 to the Board: (1) any name change; (2) any change in
26 employment; or (3) the filing of any criminal indictment or

1 charges against the officer alleging that the officer
2 committed any offense as enumerated in Section 6.1 of this
3 Act.

4 (e) All law enforcement officers must report the
5 completion of the training requirements required in this Act
6 in compliance with Section 8.4 of this Act.

7 (e-1) Each employing agency shall allow and provide an
8 opportunity for a law enforcement officer to complete the
9 requirements in this Act. All mandated training shall be
10 provided for at no cost to the employees. Employees shall be
11 paid for all time spent attending mandated training.

12 (e-2) Each agency, academy, or training provider shall
13 maintain proof of a law enforcement officer's completion of
14 legislatively required training in a format designated by the
15 Board. The report of training shall be submitted to the Board
16 within 30 days following completion of the training. A copy of
17 the report shall be submitted to the law enforcement officer.
18 Upon receipt of a properly completed report of training, the
19 Board will make the appropriate entry into the training
20 records of the law enforcement officer.

21 (f) For the purposes of this Section, the Board shall
22 adopt rules defining what constitutes employment on a
23 part-time basis.

24 (g) Notwithstanding any provision of law to the contrary,
25 the changes made to this Section by Public Act 102-694 and
26 Public Act 101-652 take effect July 1, 2022.

1 (h) This Section does not apply to elected county
2 sheriffs.

3 (Source: P.A. 103-389, eff. 1-1-24; 104-417, eff. 8-15-25.)

4 (50 ILCS 705/8.3)

5 Sec. 8.3. Emergency order of suspension.

6 (a) The Board, upon being notified that a law enforcement
7 officer has been arrested or indicted on any felony charge or
8 charges, may immediately suspend the law enforcement officer's
9 certification for a term specified by the Board to begin no
10 sooner than the date of the violation. The Board shall also
11 notify the sheriff or chief executive officer ~~administrator~~ of
12 the ~~any~~ law enforcement agency currently employing the
13 officer. The Board shall have authority to dissolve an
14 emergency order of suspension at any time for any reason.

15 (a-5) The Board may consider the following factors in
16 determining the term of an emergency order of ~~a~~ suspension:

17 (1) the seriousness of the conduct resulting in the
18 arrest;

19 (2) whether the offense contains an element of actual
20 or threatened bodily injury or coerce against another
21 person;

22 (3) the law enforcement officer's previous arrests;

23 (4) the law enforcement officer's previous
24 certification suspensions;

25 (5) actual or potential harm to public safety; and

1 (6) rebuttal evidence regarding mitigating factors.

2 (b) Notice of the immediate suspension shall be served on
3 the law enforcement officer, the sheriff or employing agency,
4 and the chief executive of the employing agency within 7 days,
5 and the notice must state the reason for suspension ~~within~~
6 ~~seven days~~. The law enforcement officer shall be served by
7 personal delivery, by certified mail at their address of
8 record, or by a trackable courier service with signature
9 requirement.

10 (c) Upon service of the notice, the law enforcement
11 officer or the law enforcement officer's employing agency
12 shall have 30 days to request a hearing with ~~to be heard by~~ the
13 Panel to review an emergency order of suspension. The hearing,
14 if requested ~~by the officer~~, shall follow the hearing
15 procedures as outlined in ~~subsection (h) of~~ Section 6.3 ~~of~~
16 ~~this Act~~. At ~~In~~ the hearing, ~~the~~ written communication and any
17 other evidence obtained therewith may be introduced as
18 evidence against the law enforcement officer; provided
19 however, the law enforcement officer, or their counsel, shall
20 have the opportunity to discredit, impeach and submit evidence
21 rebutting such evidence to explain why the officer's
22 certification should not be suspended or why the suspension
23 should be shortened. The law enforcement officer may also
24 present mitigating ~~any rebuttal~~ evidence in rebuttal ~~of~~
25 ~~mitigating factors~~.

26 (d) At the conclusion of the hearing, the administrative

1 law judge shall provide a recommendation to the Panel
2 regarding whether the emergency order of suspension should
3 remain in place, be amended, or be rescinded. The Panel shall
4 review the recommendation from the administrative law judge
5 regarding the suspension, and if the Panel finds that the
6 proof is evident or the presumption great that the officer has
7 committed the offense charged, the Panel may ~~can~~ sustain or
8 reduce the length of the suspension. If the Panel does not find
9 that the proof is evident or the presumption great that the
10 officer has committed the offense charged, the Panel may
11 rescind the emergency order of ~~can reverse the~~ suspension.

12 If the law enforcement officer does not request to be
13 heard or does not appear, the Panel may hold the hearing in the
14 officer's absence. The law enforcement officer and the
15 employing agency shall be notified of the Panel's decision ~~of~~
16 ~~the Panel~~ within 7 days. The law enforcement officer may
17 request to suspend the hearing until after the officer's
18 criminal trial has occurred, however the suspension will
19 remain intact until the hearing.

20 (e) Findings and conclusions made by the administrative
21 law judge or the Panel based on evidence presented at a ~~in~~
22 hearing related to ~~for~~ an emergency order of suspension shall
23 not be binding on any party in any subsequent proceeding under
24 this Act.

25 (f) A Panel member acting in good faith, and not in a
26 willful and wanton manner, in accordance with this Section,

1 shall not, as a result of such actions, be subject to criminal
2 prosecution or civil damages, including, but not limited to,
3 lost wages.

4 (g) Notwithstanding any provision of law to the contrary,
5 the changes made to this Section by this amendatory Act of the
6 102nd General Assembly and Public Act 101-652 take effect July
7 1, 2022.

8 (Source: P.A. 101-652, eff. 1-1-22; 102-694, eff. 1-7-22.)

9 (50 ILCS 705/9.2)

10 Sec. 9.2. Officer professional conduct database
11 ~~transparency.~~

12 (a) A ~~All~~ law enforcement agency, including agencies and
13 the Illinois State Police, shall notify the Board of ~~any final~~
14 ~~determination of~~ a sustained willful violation of department,
15 agency, or ~~the~~ Illinois State Police policy that includes
16 assault, sexual assault, bribery, coercion, fraud, theft,
17 untruthfulness, bias, or excessive force. A law enforcement
18 agency and the Illinois State Police shall notify the Board of
19 a sustained willful violation of a department, agency, or
20 Illinois State Police policy if the conduct constitutes a
21 significant abuse of the public trust, if the conduct reflects
22 an unfitness to serve, or if the conduct is covered by Section
23 6.3 and results in a suspension of at least 10 days. The
24 notification shall occur no later than 10 days after a final
25 determination and final exhaustion of any administrative

1 appeal or challenge to discipline under a collective
2 bargaining agreement, official misconduct, or violation of
3 law within 10 days when:

4 (a-5) A law enforcement agency and the Illinois State
5 Police shall notify the Board when an officer is discharged or
6 dismissed because of a sustained violation of a department,
7 agency, or Illinois State Police policy that includes assault,
8 sexual assault, bribery, coercion, fraud, theft,
9 untruthfulness, bias, excessive force, conduct that
10 constitutes a significant abuse of the public trust, or
11 reflects an unfitness to serve, or any other conduct covered
12 by Section 6.3. The agency shall provide information regarding
13 the nature of the violation. The notification shall occur as
14 soon as the officer is discharged or dismissed.

15 (a-10) If a law enforcement officer has been served notice
16 that the officer is the accused in an ongoing disciplinary
17 investigation and if the officer resigns or retires before the
18 investigation is concluded or terminated, the law enforcement
19 agency, including the Illinois State Police, shall notify the
20 Board as soon as the officer resigns or retires if the conduct
21 that is the subject of the ongoing disciplinary investigation:

22 (1) would trigger a notice of alleged violation under
23 6.3 of this Act or automatic decertification under 6.2a of
24 this Act;

25 (2) constitutes a significant abuse of the public
26 trust or reflects an unfitness to serve; or

1 (3) involves an allegation that the law enforcement
2 officer committed perjury, intentionally made a false
3 statement, or knowingly tampered with or fabricated
4 evidence.

5 ~~(1) the determination leads to a suspension of at~~
6 ~~least 10 days;~~

7 ~~(2) any infraction that would trigger an official or~~
8 ~~formal investigation under a law enforcement agency or the~~
9 ~~Illinois State Police policy;~~

10 ~~(3) there is an allegation of misconduct or regarding~~
11 ~~truthfulness as to a material fact, bias, or integrity; or~~

12 ~~(4) the officer resigns or retires during the course~~
13 ~~of an investigation and the officer has been served notice~~
14 ~~that the officer is under investigation.~~

15 Nothing in this Section prohibits law enforcement agencies
16 ~~Agencies~~ and the Illinois State Police from truthfully and
17 accurately reporting ~~may report~~ to another agency ~~the Board~~
18 any conduct they deem appropriate to disseminate to another
19 law enforcement agency regarding a law enforcement officer.

20 The agency or the Illinois State Police shall report to
21 the Board within 10 days of a final determination and final
22 exhaustion of any administrative appeal, or the law
23 enforcement officer's resignation or retirement, and shall
24 provide information regarding the nature of the violation.
25 This notification shall not necessarily trigger certification
26 review.

1 ~~A law enforcement agency and the Illinois State Police~~
2 ~~shall be immune from liability for a disclosure made as~~
3 ~~described in this subsection, unless the disclosure would~~
4 ~~constitute intentional misrepresentation or gross negligence.~~

5 (b) Within 14 days after receiving notification from a law
6 enforcement agency or the Illinois State Police, the Board
7 must notify the law enforcement officer of the report and the
8 officer's right to provide a statement regarding the reported
9 violation. The law enforcement officer shall be served by
10 personal delivery, by certified mail at their address of
11 record, or by a trackable courier service with signature
12 requirement. The law enforcement officer shall have 14 days
13 from receiving notice to provide a written objection
14 contesting information included in the agency's report. The
15 objection must be filed with the Board on a form prescribed by
16 the Board, and a copy must be served on the law enforcement
17 agency. ~~The objection shall remain in the database with the~~
18 ~~reported violation.~~

19 (1) After the Board receives an objection from a law
20 enforcement officer, the Board must request a response
21 from the law enforcement agency. The law enforcement
22 agency may choose to maintain, amend, or rescind the
23 report.

24 (2) A report sustained by the law enforcement agency
25 shall remain in the database and be accompanied by the
26 objection filed by the officer. A report amended by the

1 filing law enforcement agency shall be updated by the
2 Board. A report that has been rescinded by the agency
3 shall be removed from the Officer Professional Conduct
4 Database. The Board shall not use a rescinded report for
5 reactivation decisions.

6 (3) At any time, the Board may add additional
7 information submitted by a law enforcement officer
8 regarding newly discovered evidence or a new decision from
9 an appeal or challenge to discipline pursuant to a
10 collective bargaining agreement. A law enforcement agency
11 may also request the retraction of a report that was made
12 in error.

13 (c) The Board shall maintain a database readily available
14 to any chief executive administrative officer of a law
15 enforcement agency, a sheriff, or the officer's designee of a
16 sheriff or chief executive officer, of a law enforcement
17 agency and to the Illinois State Police, which that shall show
18 for each law enforcement officer: (i) dates of certification,
19 decertification, and inactive status; (ii) any information
20 submitted under subsections (a), (b), and (c) of Section 9.2
21 each sustained instance of departmental misconduct that lead
22 to a suspension at least 10 days or any infraction that would
23 trigger an official or formal investigation under the law
24 enforcement agency policy, any allegation of misconduct
25 regarding truthfulness as to a material fact, bias, or
26 integrity, or any other reported violation, the nature of the

1 ~~violation, the reason for the final decision of discharge or~~
2 ~~dismissal, and any statement provided by the officer; (iii)~~
3 date of separation from employment from any local or state law
4 enforcement agency; and (iv) the reason for separation from
5 employment, including, but not limited to: whether the
6 separation was based on misconduct or occurred while the law
7 enforcement agency was conducting an investigation of the
8 certified individual for a violation of an employing agency's
9 rules, policy or procedure or other misconduct or improper
10 action. This database shall be known as the Officer
11 Professional Conduct Database.

12 (1) This database shall also be accessible to the
13 State's Attorney of any county in this State and the
14 Attorney General for the purpose of complying with
15 obligations under Brady v. Maryland (373 U.S. 83) or
16 Giglio v. United States (405 U.S. 150). This database
17 shall also be accessible to the sheriff or chief executive
18 ~~administrative~~ officer of any law enforcement agency for
19 the purposes of hiring law enforcement officers. This
20 database shall not be accessible to anyone not listed in
21 this subsection.

22 (2) Before a law enforcement agency may appoint a law
23 enforcement officer or a person seeking a certification as
24 a law enforcement officer in this State, the chief
25 administrative officer or designee must check the Officer
26 Professional Conduct Database, contact each person's

1 previous law enforcement employers, and document the
2 contact. This documentation must be available for review
3 by the Board for a minimum of five years after the law
4 enforcement officer's termination, retirement,
5 resignation or separation with that agency.

6 (3) The database, documents, materials, or other
7 information in the possession or control of the Board that
8 are obtained by or disclosed to the Board under this
9 subsection shall be confidential by law and privileged,
10 shall not be subject to subpoena, and shall not be subject
11 to discovery or admissible in evidence in any private
12 civil action when sought from the Board. However, the
13 Board is authorized to use such documents, materials, or
14 other information in furtherance of any regulatory or
15 legal action brought as part of the Board's official
16 duties. The Board shall not disclose the database or make
17 such documents, materials, or other information it has
18 obtained or that has been disclosed to it to the public.
19 Neither the Board nor any person who received documents,
20 materials or other information shared under this
21 subsection shall be required to testify in any private
22 civil action concerning the database or any confidential
23 documents, materials, or information subject to this
24 subsection. Unless compelled by law, persons and entities
25 with access to this database shall not further disclose to
26 any other person or entity any information gathered from

1 the database.

2 (d) (Blank). ~~The Board shall maintain a searchable~~
3 ~~database of law enforcement officers accessible to the public~~
4 ~~that shall include: (i) the law enforcement officer's~~
5 ~~employing agency; (ii) the date of the officer's initial~~
6 ~~certification and the officer's current certification status;~~
7 ~~and (iii) any sustained complaint of misconduct that resulted~~
8 ~~in decertification and the date thereof; provided, however,~~
9 ~~that information shall not be included in the database that~~
10 ~~would allow the public to ascertain the home address of an~~
11 ~~officer or another person; provided further, that information~~
12 ~~regarding an officer's or another person's family member shall~~
13 ~~not be included in the database. The Board shall make the~~
14 ~~database publicly available on its website.~~

15 (e) (Blank). ~~The Board shall maintain a searchable~~
16 ~~database of all completed investigations against law~~
17 ~~enforcement officers related to decertification. The database~~
18 ~~shall identify each law enforcement officer by a confidential~~
19 ~~and anonymous number and include: (i) the law enforcement~~
20 ~~officer's employing agency; (ii) the date of the incident~~
21 ~~referenced in the complaint; (iii) the location of the~~
22 ~~incident; (iv) the race and ethnicity of each officer involved~~
23 ~~in the incident; (v) the age, gender, race and ethnicity of~~
24 ~~each person involved in the incident, if known; (vi) whether a~~
25 ~~person in the complaint, including a law enforcement officer,~~
26 ~~was injured, received emergency medical care, was hospitalized~~

1 ~~er died as a result of the incident; (vii) the law enforcement~~
2 ~~agency or other entity assigned to conduct an investigation of~~
3 ~~the incident; (viii) when the investigation was completed;~~
4 ~~(ix) whether the complaint was sustained; and (x) the type of~~
5 ~~misconduct investigated; provided, however, that the Board~~
6 ~~shall redact or withhold such information as necessary to~~
7 ~~prevent the disclosure of the identity of an officer. The~~
8 ~~Board shall make the database publicly available on its~~
9 ~~website.~~

10 (e-1) (Blank). ~~An investigation is complete when the~~
11 ~~investigation has either been terminated or the~~
12 ~~decertification action, including the administrative review~~
13 ~~process, has been completed, whichever is later.~~

14 (e-2) (Blank). ~~At any time, a law enforcement officer~~
15 ~~shall have access to the law enforcement officer's own records~~
16 ~~on file with the Board, as it pertains to the databases in this~~
17 ~~Section.~~

18 (f) (Blank). ~~Annual report. The Board shall submit an~~
19 ~~annual report to the Governor, Attorney General, President and~~
20 ~~Minority Leader of the Senate, and the Speaker and Minority~~
21 ~~Leader of the House of Representatives on or before March 1,~~
22 ~~2023, and every year thereafter indicating:~~

23 ~~(1) the number of complaints received in the preceding~~
24 ~~calendar year, including but not limited to the race,~~
25 ~~gender, and type of discretionary decertification~~
26 ~~complaints received;~~

1 ~~(2) the number of investigations initiated in the~~
2 ~~preceding calendar year since the date of the last report;~~

3 ~~(3) the number of investigations concluded in the~~
4 ~~preceding calendar year;~~

5 ~~(4) the number of investigations pending as of the~~
6 ~~last date of the preceding calendar year;~~

7 ~~(5) the number of hearings held in the preceding~~
8 ~~calendar year; and~~

9 ~~(6) the number of officers decertified in the~~
10 ~~preceding calendar year.~~

11 ~~The annual report shall be publicly available on the~~
12 ~~website of the Board.~~

13 (g) Nothing in this Section shall exempt a law
14 enforcement agency from which the Board has obtained data,
15 documents, materials, or other information or that has
16 disclosed data, documents, materials, or other information to
17 the Board from disclosing public records in accordance with
18 the Freedom of Information Act.

19 (h) Notwithstanding any provision of law to the contrary,
20 the changes made to this Section by this amendatory Act of the
21 102nd General Assembly and Public Act 101-652 take effect July
22 1, 2022.

23 (i) The Board shall maintain a means of contact, by
24 telephone and email, for law enforcement agencies to receive
25 timely answers to inquiries regarding submission to the
26 database. The Board shall develop and implement an online,

1 computer-based training program that must be completed by the
2 chief executive officer and one or more law enforcement agency
3 employees responsible for submissions to the database to
4 educate the chief executive officer and designated employees
5 about the database and required submissions to the database.

6 (Source: P.A. 101-652, eff. 1-1-22; 102-694, eff. 1-7-22.)

7 (50 ILCS 705/9.3 new)

8 Sec. 9.3. Officer professional conduct public database

9 (a) The Board shall maintain a database of law enforcement
10 officers accessible to the public that shall include: (i) the
11 law enforcement officer's employing agency; (ii) the date of
12 the officer's initial certification and the officer's current
13 certification status; and (iii) any sustained complaint of
14 misconduct that resulted in decertification and the date
15 thereof; provided, however, that information shall not be
16 included in the database that would allow the public to
17 ascertain the home address of an officer or another person;
18 provided further, that information regarding an officer's or
19 another person's family member shall not be included in the
20 database. The Board shall make the database publicly available
21 on its website. The public database shall be searchable and
22 exportable in a machine-readable format.

23 The Board shall maintain a database of all completed
24 investigations against law enforcement officers related to
25 decertification. For all complaints, the database shall

1 include: (i) the law enforcement officer's employing agency;
2 (ii) the date of the incident referenced in the complaint;
3 (iii) the location of the incident; (iv) the age, gender,
4 race, and ethnicity of each officer involved in the incident;
5 (v) the age, gender, race and ethnicity of each person
6 involved in the incident, if known; (vi) whether a person in
7 the complaint, including a law enforcement officer, was
8 injured, received emergency medical care, was hospitalized, or
9 died as a result of the incident; (vii) the law enforcement
10 agency or other entity assigned to conduct an investigation of
11 the incident; (viii) when the investigation was completed;
12 (ix) whether the complaint was sustained; (x) the type of
13 misconduct investigated; (xi) whether the officer was employed
14 on a full-time or part-time basis; and (xii) the hiring and
15 separation dates of the officer. The final order and the
16 Panel's disposition recommendation shall also be published on
17 the Board's website. However, the Board shall redact or
18 withhold such information as necessary to prevent the
19 disclosure only for any one or more of the following purposes:

20 (1) to remove personal data or information, such as a
21 home address, telephone number, email address, social
22 media identifiers or identities of family members, other
23 than the names and employers of law enforcement officers;

24 (2) to preserve the anonymity of complainants and
25 witnesses;

26 (3) to protect confidential medical, financial, or

1 other information of which disclosure is specifically
2 prohibited by federal law or would cause an unwarranted
3 invasion of personal privacy that clearly outweighs the
4 strong public interest in records about misconduct and
5 serious use of force by peace officers and custodial
6 officers; and

7 (4) to protect the physical safety or well-being of a
8 peace officer, custodial officer, or other person when
9 there is a reasonable basis to believe that disclosure of
10 the record would pose a significant danger to the physical
11 safety or well-being of the peace officer, custodial
12 officer, or other person.

13 (b) An investigation is complete when the investigation
14 has either been terminated or the decertification action,
15 including the administrative review process, has been
16 completed, whichever is later.

17 (c) At any time, a law enforcement officer shall have
18 access to the law enforcement officer's own records on file
19 with the Board, as it pertains to the databases in this
20 Section.

21 (d) A law enforcement agency and the Illinois State Police
22 shall be immune from liability for a disclosure made under
23 this Section, unless the disclosure would constitute
24 intentional misrepresentation or gross negligence.

25 Section 99. Effective date. This Act takes effect upon
26 becoming law.

1		INDEX
2		Statutes amended in order of appearance
3	50 ILCS 705/2	from Ch. 85, par. 502
4	50 ILCS 705/3	from Ch. 85, par. 503
5	50 ILCS 705/3.1	
6	50 ILCS 705/3.3 new	
7	50 ILCS 705/6	from Ch. 85, par. 506
8	50 ILCS 705/6.3	
9	50 ILCS 705/6.6	
10	50 ILCS 705/7.1	
11	50 ILCS 705/8	from Ch. 85, par. 508
12	50 ILCS 705/8.1	from Ch. 85, par. 508.1
13	50 ILCS 705/8.2	
14	50 ILCS 705/8.3	
15	50 ILCS 705/9.2	
16	50 ILCS 705/9.3 new	