

HB4138



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB4138

by Rep. Brian W. Stewart

SYNOPSIS AS INTRODUCED:

20 ILCS 2610/9

from Ch. 121, par. 307.9

Amends the State Police Act. Provides that preference for the hiring of a Department of State Police officer shall be given to the son, daughter, stepson, stepdaughter, grandson, granddaughter, brother, or sister of a law enforcement officer who was killed in the line of duty. Effective immediately.

LRB100 13632 SLF 28290 b

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 1. This Act may be referred to as the Illinois
5 State Police Line of Duty Preference Act of 2018.

6 Section 5. The State Police Act is amended by changing
7 Section 9 as follows:

8 (20 ILCS 2610/9) (from Ch. 121, par. 307.9)

9 Sec. 9. Appointment; qualifications.

10 (a) Except as otherwise provided in this Section, the
11 appointment of Department of State Police officers shall be
12 made from those applicants who have been certified by the Board
13 as being qualified for appointment. All persons so appointed
14 shall, at the time of their appointment, be not less than 21
15 years of age, or 20 years of age and have successfully
16 completed 2 years of law enforcement studies at an accredited
17 college or university. Any person appointed subsequent to
18 successful completion of 2 years of such law enforcement
19 studies shall not have power of arrest, nor shall he be
20 permitted to carry firearms, until he reaches 21 years of age.
21 In addition, all persons so certified for appointment shall be
22 of sound mind and body, be of good moral character, be citizens

1 of the United States, have no criminal records, possess such
2 prerequisites of training, education and experience as the
3 Board may from time to time prescribe, and shall be required to
4 pass successfully such mental and physical tests and
5 examinations as may be prescribed by the Board. Notwithstanding
6 any Board rule to the contrary, all persons who meet one of the
7 following requirements are deemed to have met the collegiate
8 educational requirements:

9 (i) have been honorably discharged and who have been
10 awarded a Southwest Asia Service Medal, Kosovo Campaign
11 Medal, Korean Defense Service Medal, Afghanistan Campaign
12 Medal, Iraq Campaign Medal, or Global War on Terrorism
13 Expeditionary Medal by the United States Armed Forces;

14 (ii) are active members of the Illinois National Guard
15 or a reserve component of the United States Armed Forces
16 and who have been awarded a Southwest Asia Service Medal,
17 Kosovo Campaign Medal, Korean Defense Service Medal,
18 Afghanistan Campaign Medal, Iraq Campaign Medal, or Global
19 War on Terrorism Expeditionary Medal as a result of
20 honorable service during deployment on active duty;

21 (iii) have been honorably discharged who served in a
22 combat mission by proof of hostile fire pay or imminent
23 danger pay during deployment on active duty; or

24 (iv) have at least 3 years of full active and
25 continuous military duty and received an honorable
26 discharge before hiring.

1 Preference shall be given in such appointments to persons
2 who have honorably served in the military or naval services of
3 the United States or to the son, daughter, stepson,
4 stepdaughter, grandson, granddaughter, brother, or sister of a
5 law enforcement officer who was killed in the line of duty as
6 defined in Section 2 of the Line of Duty Compensation Act. All
7 appointees shall serve a probationary period of 12 months from
8 the date of appointment and during that period may be
9 discharged at the will of the Director. However, the Director
10 may in his or her sole discretion extend the probationary
11 period of an officer up to an additional 6 months when to do so
12 is deemed in the best interest of the Department.

13 (b) Notwithstanding the other provisions of this Act, after
14 July 1, 1977 and before July 1, 1980, the Director of State
15 Police may appoint and promote not more than 20 persons having
16 special qualifications as special agents as he deems necessary
17 to carry out the Department's objectives. Any such appointment
18 or promotion shall be ratified by the Board.

19 (c) During the 90 days following the effective date of this
20 amendatory Act of 1995, the Director of State Police may
21 appoint up to 25 persons as State Police officers. These
22 appointments shall be made in accordance with the requirements
23 of this subsection (c) and any additional criteria that may be
24 established by the Director, but are not subject to any other
25 requirements of this Act. The Director may specify the initial
26 rank for each person appointed under this subsection.

1 All appointments under this subsection (c) shall be made
2 from personnel certified by the Board. A person certified by
3 the Board and appointed by the Director under this subsection
4 must have been employed by the Illinois Commerce Commission on
5 November 30, 1994 in a job title subject to the Personnel Code
6 and in a position for which the person was eligible to earn
7 "eligible creditable service" as a "noncovered employee", as
8 those terms are defined in Article 14 of the Illinois Pension
9 Code.

10 Persons appointed under this subsection (c) shall
11 thereafter be subject to the same requirements and procedures
12 as other State police officers. A person appointed under this
13 subsection must serve a probationary period of 12 months from
14 the date of appointment, during which he or she may be
15 discharged at the will of the Director.

16 This subsection (c) does not affect or limit the Director's
17 authority to appoint other State Police officers under
18 subsection (a) of this Section.

19 (Source: P.A. 100-11, eff. 7-1-17.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.