

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 Uniform Peace Officers' Disciplinary Act is  
5 amended by adding Section 7.5 as follows:

6 (50 ILCS 725/7.5 new)

7 Sec. 7.5. Commission on Police Professionalism.

8 (a) Recognizing the need to review performance standards  
9 governing the professionalism of law enforcement agencies and  
10 officers in the 21st century, the General Assembly hereby  
11 creates the Commission on Police Professionalism.

12 (b) The Commission on Police Professionalism shall be  
13 composed of the following members:

14 (1) one member of the Senate appointed by the President  
15 of the Senate;

16 (2) one member of the Senate appointed by the Senate  
17 Minority Leader;

18 (3) one member of the House of Representatives  
19 appointed by the Speaker of the House of Representatives;

20 (4) one member of the House of Representatives  
21 appointed by the House Minority Leader;

22 (5) one active duty law enforcement officer who is a  
23 member of a certified collective bargaining unit appointed

1 by the Governor;

2 (6) one active duty law enforcement officer who is a  
3 member of a certified collective bargaining unit appointed  
4 by the President of the Senate;

5 (7) one active duty law enforcement officer who is a  
6 member of a certified collective bargaining unit appointed  
7 by the Senate Minority Leader;

8 (8) one active duty law enforcement officer who is a  
9 member of a certified collective bargaining unit appointed  
10 by the Speaker of the House of Representatives;

11 (9) one active duty law enforcement officer who is a  
12 member of a certified collective bargaining unit appointed  
13 by the House Minority Leader;

14 (10) the Director of State Police, or his or her  
15 designee;

16 (10.5) the Superintendent of the Chicago Police  
17 Department, or his or her designee;

18 (11) the Executive Director of the Law Enforcement  
19 Training Standards Board, or his or her designee;

20 (12) the Director of a statewide organization  
21 representing Illinois sheriffs;

22 (13) the Director of a statewide organization  
23 representing Illinois chiefs of police;

24 (14) the Director of a statewide fraternal  
25 organization representing sworn law enforcement officers  
26 in this State;

1           (15) the Director of a benevolent association  
2           representing sworn police officers in this State;

3           (16) the Director of a fraternal organization  
4           representing sworn law enforcement officers within the  
5           City of Chicago; and

6           (17) the Director of a fraternal organization  
7           exclusively representing sworn Illinois State Police  
8           officers.

9           (c) The President of the Senate and the Speaker of the  
10          House of Representatives shall each appoint a joint chairperson  
11          to the Commission. The Law Enforcement Training Standards Board  
12          shall provide administrative support to the Commission.

13          (d) The Commission shall meet regularly to review the  
14          current training and certification process for law enforcement  
15          officers, review the duties of the various types of law  
16          enforcement officers, including auxiliary officers, review the  
17          standards for the issuance of badges, shields, and other police  
18          and agency identification, review officer-involved shooting  
19          investigation policies, review policies and practices  
20          concerning the use of force and misconduct by law enforcement  
21          officers, and examine whether law enforcement officers should  
22          be licensed. For the purposes of this subsection (d), "badge"  
23          means an officer's department issued identification number  
24          associated with his or her position as a police officer with  
25          that Department.

26          (e) The Commission shall submit a report of its findings

1 and legislative recommendations to the General Assembly and  
2 Governor on or before September 30, 2018.

3 (f) This Section is repealed on December 31, 2018.

4 Section 10. The State's Attorneys Appellate Prosecutor's  
5 Act is amended by changing Section 4.01 as follows:

6 (725 ILCS 210/4.01) (from Ch. 14, par. 204.01)

7 Sec. 4.01. (a) The Office and all attorneys employed  
8 thereby may represent the People of the State of Illinois on  
9 appeal in all cases which emanate from a county containing less  
10 than 3,000,000 inhabitants, when requested to do so and at the  
11 direction of the State's Attorney, otherwise responsible for  
12 prosecuting the appeal, and may, with the advice and consent of  
13 the State's Attorney prepare, file and argue such appellate  
14 briefs in the Illinois Appellate Court and, when requested and  
15 authorized to do so by the Attorney General, in the Illinois  
16 Supreme Court.

17 (b) Notwithstanding the population restriction contained  
18 in subsection (a), the ~~The~~ Office may also assist County  
19 State's Attorneys in the discharge of their duties under the  
20 Illinois Controlled Substances Act, the Cannabis Control Act,  
21 the Methamphetamine Control and Community Protection Act, the  
22 Drug Asset Forfeiture Procedure Act, the Narcotics Profit  
23 Forfeiture Act, and the Illinois Public Labor Relations Act,  
24 including negotiations conducted on behalf of a county or

1 pursuant to an intergovernmental agreement as well as in the  
2 trial and appeal of said cases and of tax objections, and the  
3 counties which use services relating to labor relations shall  
4 reimburse the Office on pro-rated shares as determined by the  
5 board based upon the population and number of labor relations  
6 cases of the participating counties. In addition, the Office  
7 and all attorneys employed by the Office may also assist  
8 State's Attorneys in the discharge of their duties in the  
9 prosecution, trial, or hearing on post-conviction of other  
10 cases when requested to do so by, and at the direction of, the  
11 State's Attorney otherwise responsible for the case. In  
12 addition, the Office and all attorneys employed by the Office  
13 may act as Special Prosecutor if duly appointed to do so by a  
14 court having jurisdiction. To be effective, the order  
15 appointing the Office or its attorneys as Special Prosecutor  
16 must (i) identify the case and its subject matter and (ii)  
17 state that the Special Prosecutor serves at the pleasure of the  
18 Attorney General, who may substitute himself or herself as the  
19 Special Prosecutor when, in his or her judgment, the interest  
20 of the people of the State so requires. Within 5 days after  
21 receiving a copy of an order from the court appointing the  
22 Office or any of its attorneys as a Special Prosecutor, the  
23 Office must forward a copy of the order to the Springfield  
24 office of the Attorney General.

25 (Source: P.A. 97-1012, eff. 8-17-12.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.