



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB0028

Introduced 1/14/2021, by Rep. Maurice A. West, II

#### SYNOPSIS AS INTRODUCED:

50 ILCS 705/10.17  
705 ILCS 135/15-70

Amends the Illinois Police Training Act. Provides that the curriculum for certified training programs in crisis intervention shall be at least 40 hours for recruit law enforcement officers. Provides that Crisis Intervention Team (CIT) training programs shall be a collaboration between law enforcement professionals, mental health providers, families, and consumer advocates and must minimally include the following components: (1) basic information about mental illnesses and how to recognize them; (2) information about mental health laws and resources; (3) learning from family members of individuals with mental illness and their experiences, and (4) verbal de-escalation training and role-plays. Amends the Criminal and Traffic Assessment Act. Provides that a person who is convicted of any criminal or traffic law or ordinance, other than a conviction entered upon a plea of guilty, \$5 to be distributed as follows: (1) \$2.50 to the Illinois Law Enforcement Training Standards Board for implementing crisis intervention team training for recruit law enforcement officers under the Illinois Police Training Act; (2) \$2.25 to the Illinois Law Enforcement Training Standards Board for grants to local law enforcement agencies for continued crisis intervention team training; and (3) 25 cents to be retained by the Clerk of the Circuit Court for administrative expenses. Effective July 1, 2021.

LRB102 03743 RLC 13756 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning law enforcement training.

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 Section 10.17 as follows:

6 (50 ILCS 705/10.17)

7 Sec. 10.17. Crisis intervention team training; mental  
8 health awareness training.

9 (a) The Illinois Law Enforcement Training Standards Board  
10 shall develop and approve a standard curriculum for certified  
11 training programs in crisis intervention of at least 40 hours  
12 for law enforcement recruits addressing specialized policing  
13 responses to people with mental illnesses. The Board shall  
14 conduct Crisis Intervention Team (CIT) training programs that  
15 train officers to identify signs and symptoms of mental  
16 illness, to de-escalate situations involving individuals who  
17 appear to have a mental illness, and connect that person in  
18 crisis to treatment. Crisis Intervention Team (CIT) training  
19 programs shall be a collaboration between law enforcement  
20 professionals, mental health providers, families, and consumer  
21 advocates and must minimally include the following components:  
22 (1) basic information about mental illnesses and how to  
23 recognize them; (2) information about mental health laws and

1 resources; (3) learning from family members of individuals  
2 with mental illness and their experiences; and (4) verbal  
3 de-escalation training and role-plays. Officers who have  
4 successfully completed this program shall be issued a  
5 certificate attesting to their attendance of a Crisis  
6 Intervention Team (CIT) training program.

7 (b) The Board shall create an introductory course  
8 incorporating adult learning models that provides law  
9 enforcement officers with an awareness of mental health issues  
10 including a history of the mental health system, types of  
11 mental health illness including signs and symptoms of mental  
12 illness and common treatments and medications, and the  
13 potential interactions law enforcement officers may have on a  
14 regular basis with these individuals, their families, and  
15 service providers including de-escalating a potential crisis  
16 situation. This course, in addition to other traditional  
17 learning settings, may be made available in an electronic  
18 format.

19 (Source: P.A. 99-261, eff. 1-1-16; 99-642, eff. 7-28-16;  
20 100-247, eff. 1-1-18.)

21 Section 10. The Criminal and Traffic Assessment Act is  
22 amended by changing Section 15-70 as follows:

23 (705 ILCS 135/15-70)

24 (Section scheduled to be repealed on January 1, 2022)

1           Sec. 15-70. Conditional assessments. In addition to  
2 payments under one of the Schedule of Assessments 1 through 13  
3 of this Act, the court shall also order payment of any of the  
4 following conditional assessment amounts for each sentenced  
5 violation in the case to which a conditional assessment is  
6 applicable, which shall be collected and remitted by the Clerk  
7 of the Circuit Court as provided in this Section:

8           (1) arson, residential arson, or aggravated arson,  
9           \$500 per conviction to the State Treasurer for deposit  
10          into the Fire Prevention Fund;

11          (2) child pornography under Section 11-20.1 of the  
12          Criminal Code of 1961 or the Criminal Code of 2012, \$500  
13          per conviction, unless more than one agency is responsible  
14          for the arrest in which case the amount shall be remitted  
15          to each unit of government equally:

16                (A) if the arresting agency is an agency of a unit  
17                of local government, \$500 to the treasurer of the unit  
18                of local government for deposit into the unit of local  
19                government's General Fund, except that if the  
20                Department of State Police provides digital or  
21                electronic forensic examination assistance, or both,  
22                to the arresting agency then \$100 to the State  
23                Treasurer for deposit into the State Crime Laboratory  
24                Fund; or

25                (B) if the arresting agency is the Department of  
26                State Police, \$500 to the State Treasurer for deposit

1           into the State Crime Laboratory Fund;

2           (3) crime laboratory drug analysis for a drug-related  
3 offense involving possession or delivery of cannabis or  
4 possession or delivery of a controlled substance as  
5 defined in the Cannabis Control Act, the Illinois  
6 Controlled Substances Act, or the Methamphetamine Control  
7 and Community Protection Act, \$100 reimbursement for  
8 laboratory analysis, as set forth in subsection (f) of  
9 Section 5-9-1.4 of the Unified Code of Corrections;

10          (4) DNA analysis, \$250 on each conviction in which it  
11 was used to the State Treasurer for deposit into the State  
12 Offender DNA Identification System Fund as set forth in  
13 Section 5-4-3 of the Unified Code of Corrections;

14          (5) DUI analysis, \$150 on each sentenced violation in  
15 which it was used as set forth in subsection (f) of Section  
16 5-9-1.9 of the Unified Code of Corrections;

17          (6) drug-related offense involving possession or  
18 delivery of cannabis or possession or delivery of a  
19 controlled substance, other than methamphetamine, as  
20 defined in the Cannabis Control Act or the Illinois  
21 Controlled Substances Act, an amount not less than the  
22 full street value of the cannabis or controlled substance  
23 seized for each conviction to be disbursed as follows:

24                 (A) 12.5% of the street value assessment shall be  
25                 paid into the Youth Drug Abuse Prevention Fund, to be  
26                 used by the Department of Human Services for the

1 funding of programs and services for drug-abuse  
2 treatment, and prevention and education services;

3 (B) 37.5% to the county in which the charge was  
4 prosecuted, to be deposited into the county General  
5 Fund;

6 (C) 50% to the treasurer of the arresting law  
7 enforcement agency of the municipality or county, or  
8 to the State Treasurer if the arresting agency was a  
9 state agency;

10 (D) if the arrest was made in combination with  
11 multiple law enforcement agencies, the clerk shall  
12 equitably allocate the portion in subparagraph (C) of  
13 this paragraph (6) among the law enforcement agencies  
14 involved in the arrest;

15 (6.5) Kane County or Will County, in felony,  
16 misdemeanor, local or county ordinance, traffic, or  
17 conservation cases, up to \$30 as set by the county board  
18 under Section 5-1101.3 of the Counties Code upon the entry  
19 of a judgment of conviction, an order of supervision, or a  
20 sentence of probation without entry of judgment under  
21 Section 10 of the Cannabis Control Act, Section 410 of the  
22 Illinois Controlled Substances Act, Section 70 of the  
23 Methamphetamine Control and Community Protection Act,  
24 Section 12-4.3 or subdivision (b) (1) of Section 12-3.05 of  
25 the Criminal Code of 1961 or the Criminal Code of 2012,  
26 Section 10-102 of the Illinois Alcoholism and Other Drug

1 Dependency Act, or Section 10 of the Steroid Control Act;  
2 except in local or county ordinance, traffic, and  
3 conservation cases, if fines are paid in full without a  
4 court appearance, then the assessment shall not be imposed  
5 or collected. Distribution of assessments collected under  
6 this paragraph (6.5) shall be as provided in Section  
7 5-1101.3 of the Counties Code;

8 (7) methamphetamine-related offense involving  
9 possession or delivery of methamphetamine or any salt of  
10 an optical isomer of methamphetamine or possession of a  
11 methamphetamine manufacturing material as set forth in  
12 Section 10 of the Methamphetamine Control and Community  
13 Protection Act with the intent to manufacture a substance  
14 containing methamphetamine or salt of an optical isomer of  
15 methamphetamine, an amount not less than the full street  
16 value of the methamphetamine or salt of an optical isomer  
17 of methamphetamine or methamphetamine manufacturing  
18 materials seized for each conviction to be disbursed as  
19 follows:

20 (A) 12.5% of the street value assessment shall be  
21 paid into the Youth Drug Abuse Prevention Fund, to be  
22 used by the Department of Human Services for the  
23 funding of programs and services for drug-abuse  
24 treatment, and prevention and education services;

25 (B) 37.5% to the county in which the charge was  
26 prosecuted, to be deposited into the county General

1 Fund;

2 (C) 50% to the treasurer of the arresting law  
3 enforcement agency of the municipality or county, or  
4 to the State Treasurer if the arresting agency was a  
5 state agency;

6 (D) if the arrest was made in combination with  
7 multiple law enforcement agencies, the clerk shall  
8 equitably allocate the portion in subparagraph (C) of  
9 this paragraph (6) among the law enforcement agencies  
10 involved in the arrest;

11 (8) order of protection violation under Section 12-3.4  
12 of the Criminal Code of 2012, \$200 for each conviction to  
13 the county treasurer for deposit into the Probation and  
14 Court Services Fund for implementation of a domestic  
15 violence surveillance program and any other assessments or  
16 fees imposed under Section 5-9-1.16 of the Unified Code of  
17 Corrections;

18 (9) order of protection violation, \$25 for each  
19 violation to the State Treasurer, for deposit into the  
20 Domestic Violence Abuser Services Fund;

21 (10) prosecution by the State's Attorney of a:

22 (A) petty or business offense, \$4 to the county  
23 treasurer of which \$2 deposited into the State's  
24 Attorney Records Automation Fund and \$2 into the  
25 Public Defender Records Automation Fund;

26 (B) conservation or traffic offense, \$2 to the



1 county treasurer for deposit into the State's Attorney  
2 Records Automation Fund;

3 (11) speeding in a construction zone violation, \$250  
4 to the State Treasurer for deposit into the Transportation  
5 Safety Highway Hire-back Fund, unless (i) the violation  
6 occurred on a highway other than an interstate highway and  
7 (ii) a county police officer wrote the ticket for the  
8 violation, in which case to the county treasurer for  
9 deposit into that county's Transportation Safety Highway  
10 Hire-back Fund;

11 (12) supervision disposition on an offense under the  
12 Illinois Vehicle Code or similar provision of a local  
13 ordinance, 50 cents, unless waived by the court, into the  
14 Prisoner Review Board Vehicle and Equipment Fund;

15 (13) victim and offender are family or household  
16 members as defined in Section 103 of the Illinois Domestic  
17 Violence Act of 1986 and offender pleads guilty or no  
18 contest to or is convicted of murder, voluntary  
19 manslaughter, involuntary manslaughter, burglary,  
20 residential burglary, criminal trespass to residence,  
21 criminal trespass to vehicle, criminal trespass to land,  
22 criminal damage to property, telephone harassment,  
23 kidnapping, aggravated kidnaping, unlawful restraint,  
24 forcible detention, child abduction, indecent solicitation  
25 of a child, sexual relations between siblings,  
26 exploitation of a child, child pornography, assault,

1 aggravated assault, battery, aggravated battery, heinous  
2 battery, aggravated battery of a child, domestic battery,  
3 reckless conduct, intimidation, criminal sexual assault,  
4 predatory criminal sexual assault of a child, aggravated  
5 criminal sexual assault, criminal sexual abuse, aggravated  
6 criminal sexual abuse, violation of an order of  
7 protection, disorderly conduct, endangering the life or  
8 health of a child, child abandonment, contributing to  
9 dependency or neglect of child, or cruelty to children and  
10 others, \$200 for each sentenced violation to the State  
11 Treasurer for deposit as follows: (i) for sexual assault,  
12 as defined in Section 5-9-1.7 of the Unified Code of  
13 Corrections, when the offender and victim are family  
14 members, one-half to the Domestic Violence Shelter and  
15 Service Fund, and one-half to the Sexual Assault Services  
16 Fund; (ii) for the remaining offenses to the Domestic  
17 Violence Shelter and Service Fund;

18 (14) violation of Section 11-501 of the Illinois  
19 Vehicle Code, Section 5-7 of the Snowmobile Registration  
20 and Safety Act, Section 5-16 of the Boat Registration and  
21 Safety Act, or a similar provision, whose operation of a  
22 motor vehicle, snowmobile, or watercraft while in  
23 violation of Section 11-501, Section 5-7 of the Snowmobile  
24 Registration and Safety Act, Section 5-16 of the Boat  
25 Registration and Safety Act, or a similar provision  
26 proximately caused an incident resulting in an appropriate

1 emergency response, \$1,000 maximum to the public agency  
2 that provided an emergency response related to the  
3 person's violation, and if more than one agency responded,  
4 the amount payable to public agencies shall be shared  
5 equally;

6 (15) violation of Section 401, 407, or 407.2 of the  
7 Illinois Controlled Substances Act that proximately caused  
8 any incident resulting in an appropriate drug-related  
9 emergency response, \$1,000 as reimbursement for the  
10 emergency response to the law enforcement agency that made  
11 the arrest, and if more than one agency is responsible for  
12 the arrest, the amount payable to law enforcement agencies  
13 shall be shared equally;

14 (16) violation of reckless driving, aggravated  
15 reckless driving, or driving 26 miles per hour or more in  
16 excess of the speed limit that triggered an emergency  
17 response, \$1,000 maximum reimbursement for the emergency  
18 response to be distributed in its entirety to a public  
19 agency that provided an emergency response related to the  
20 person's violation, and if more than one agency responded,  
21 the amount payable to public agencies shall be shared  
22 equally;

23 (17) violation based upon each plea of guilty,  
24 stipulation of facts, or finding of guilt resulting in a  
25 judgment of conviction or order of supervision for an  
26 offense under Section 10-9, 11-14.1, 11-14.3, or 11-18 of

1 the Criminal Code of 2012 that results in the imposition  
2 of a fine, to be distributed as follows:

3 (A) \$50 to the county treasurer for deposit into  
4 the Circuit Court Clerk Operation and Administrative  
5 Fund to cover the costs in administering this  
6 paragraph (17);

7 (B) \$300 to the State Treasurer who shall deposit  
8 the portion as follows:

9 (i) if the arresting or investigating agency  
10 is the Department of State Police, into the State  
11 Police Law Enforcement Administration Fund;

12 (ii) if the arresting or investigating agency  
13 is the Department of Natural Resources, into the  
14 Conservation Police Operations Assistance Fund;

15 (iii) if the arresting or investigating agency  
16 is the Secretary of State, into the Secretary of  
17 State Police Services Fund;

18 (iv) if the arresting or investigating agency  
19 is the Illinois Commerce Commission, into the  
20 Transportation Regulatory Fund; or

21 (v) if more than one of the State agencies in  
22 this subparagraph (B) is the arresting or  
23 investigating agency, then equal shares with the  
24 shares deposited as provided in the applicable  
25 items (i) through (iv) of this subparagraph (B);  
26 and

1 (C) the remainder for deposit into the Specialized  
2 Services for Survivors of Human Trafficking Fund;

3 (18) weapons violation under Section 24-1.1, 24-1.2,  
4 or 24-1.5 of the Criminal Code of 1961 or the Criminal Code  
5 of 2012, \$100 for each conviction to the State Treasurer  
6 for deposit into the Trauma Center Fund; ~~and~~

7 (19) violation of subsection (c) of Section 11-907 of  
8 the Illinois Vehicle Code, \$250 to the State Treasurer for  
9 deposit into the Scott's Law Fund, unless a county or  
10 municipal police officer wrote the ticket for the  
11 violation, in which case to the county treasurer for  
12 deposit into that county's or municipality's  
13 Transportation Safety Highway Hire-back Fund to be used as  
14 provided in subsection (j) of Section 11-907 of the  
15 Illinois Vehicle Code; and

16 (20) conviction of any criminal or traffic law or  
17 ordinance, other than a conviction entered upon a plea of  
18 guilty, \$5 to be distributed as follows:

19 (A) \$2.50 to the Illinois Law Enforcement Training  
20 Standards Board for implementing crisis intervention  
21 team training for recruit law enforcement officers  
22 under Section 10.17 of the Illinois Police Training  
23 Act;

24 (B) \$2.25 to the Illinois Law Enforcement Training  
25 Standards Board for grants to local law enforcement  
26 agencies for continued crisis intervention team

1           training; and

2                   (C) 25 cents to be retained by the Clerk of the

3                   Circuit Court for administrative expenses.

4           (Source: P.A. 100-987, eff. 7-1-19; 100-1161, eff. 7-1-19;

5           101-173, eff. 1-1-20; 101-636, eff. 6-10-20.)

6           Section 99. Effective date. This Act takes effect July 1,

7           2021.