



Rep. Jay Hoffman

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LRB103 05885 AWJ 59537 a

1 AMENDMENT TO HOUSE BILL 2412

2 AMENDMENT NO. _____. Amend House Bill 2412, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Gun Trafficking Information Act is amended
6 by changing Section 10-5 as follows:

7 (5 ILCS 830/10-5)

8 Sec. 10-5. Gun trafficking information.

9 (a) The Illinois State Police shall use all reasonable
10 efforts, as allowed by State law and regulations, federal law
11 and regulations, and executed Memoranda of Understanding
12 between Illinois law enforcement agencies and the U.S. Bureau
13 of Alcohol, Tobacco, Firearms and Explosives, in making
14 publicly available, on a regular and ongoing basis, key
15 information related to firearms used in the commission of
16 crimes in this State, including, but not limited to: reports

1 on crimes committed with firearms, locations where the crimes
2 occurred, the number of persons killed or injured in the
3 commission of the crimes, the state where the firearms used
4 originated, the Federal Firearms Licensee that sold the
5 firearm, the type of firearms used, if known, annual
6 statistical information concerning Firearm Owner's
7 Identification Card and concealed carry license applications,
8 revocations, and compliance with Section 9.5 of the Firearm
9 Owners Identification Card Act, the information required in
10 the report or on the Illinois State Police's website under
11 Section 85 of the Firearms Restraining Order Act ~~firearm~~
12 ~~restraining order dispositions~~, and firearm dealer license
13 certification inspections. The Illinois State Police shall
14 make the information available on its website, which may be
15 presented in a dashboard format, in addition to electronically
16 filing a report with the Governor and the General Assembly.
17 The report to the General Assembly shall be filed with the
18 Clerk of the House of Representatives and the Secretary of the
19 Senate in electronic form only, in the manner that the Clerk
20 and the Secretary shall direct.

21 (b) The Illinois State Police shall study, on a regular
22 and ongoing basis, and compile reports on the number of
23 Firearm Owner's Identification Card checks to determine
24 firearms trafficking or straw purchase patterns. The Illinois
25 State Police shall, to the extent not inconsistent with law,
26 share such reports and underlying data with academic centers,

1 foundations, and law enforcement agencies studying firearms
2 trafficking, provided that personally identifying information
3 is protected. For purposes of this subsection (b), a Firearm
4 Owner's Identification Card number is not personally
5 identifying information, provided that no other personal
6 information of the card holder is attached to the record. The
7 Illinois State Police may create and attach an alternate
8 unique identifying number to each Firearm Owner's
9 Identification Card number, instead of releasing the Firearm
10 Owner's Identification Card number itself.

11 (c) Each department, office, division, and agency of this
12 State shall, to the extent not inconsistent with law,
13 cooperate fully with the Illinois State Police and furnish the
14 Illinois State Police with all relevant information and
15 assistance on a timely basis as is necessary to accomplish the
16 purpose of this Act. The Illinois Criminal Justice Information
17 Authority shall submit the information required in subsection
18 (a) of this Section to the Illinois State Police, and any other
19 information as the Illinois State Police may request, to
20 assist the Illinois State Police in carrying out its duties
21 under this Act.

22 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
23 102-813, eff. 5-13-22.)

24 Section 10. The Illinois State Police Law of the Civil
25 Administrative Code of Illinois is amended by changing

1 Sections 2605-10, 2605-25, 2605-30, 2605-35, 2605-40, 2605-45,
2 2605-51, 2605-52, and 2605-200 as follows:

3 (20 ILCS 2605/2605-10) (was 20 ILCS 2605/55a in part)

4 Sec. 2605-10. Powers and duties, generally.

5 (a) The Illinois State Police shall exercise the rights,
6 powers, and duties that have been vested in the Illinois State
7 Police by the following:

8 The Illinois State Police Act.

9 The Illinois State Police Radio Act.

10 The Criminal Identification Act.

11 The Illinois Vehicle Code.

12 The Firearm Owners Identification Card Act.

13 The Firearm Concealed Carry Act.

14 The Firearm Dealer License Certification Act ~~Gun Dealer~~
15 ~~Licensing Act.~~

16 The Intergovernmental Missing Child Recovery Act of 1984.

17 The Intergovernmental Drug Laws Enforcement Act.

18 The Narcotic Control Division Abolition Act.

19 The Illinois Uniform Conviction Information Act.

20 The Murderer and Violent Offender Against Youth
21 Registration Act.

22 (b) The Illinois State Police shall have the powers and
23 duties set forth in the following Sections.

24 (Source: P.A. 102-538, eff. 8-20-21.)

1 (20 ILCS 2605/2605-25) (was 20 ILCS 2605/55a-1)

2 Sec. 2605-25. Illinois State Police divisions.

3 (a) The Illinois State Police is divided into the Division
4 of Statewide 9-1-1, the Division of Patrol ~~Operations~~, the
5 Division of Criminal Investigation, the Division of Forensic
6 Services, the Division of Justice Services, the Division of
7 the Academy and Training, and the Division of Internal
8 Investigation.

9 (b) The Office of the Director shall:

10 (1) Exercise the rights, powers, and duties vested in
11 the Illinois State Police by the Governor's Office of
12 Management and Budget Act.

13 (2) Exercise the rights, powers, and duties vested in
14 the Illinois State Police by the Personnel Code.

15 (3) Exercise the rights, powers, and duties vested in
16 the Illinois State Police by "An Act relating to internal
17 auditing in State government", approved August 11, 1967
18 (repealed; now the Fiscal Control and Internal Auditing
19 Act).

20 (4) Oversee the Executive Protection Unit.

21 (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21.)

22 (20 ILCS 2605/2605-30) (was 20 ILCS 2605/55a-2)

23 Sec. 2605-30. Division of Patrol ~~Operations~~ (formerly
24 State Troopers). The Division of Patrol ~~Operations~~ shall
25 exercise the following functions and those in Section 2605-35:

1 (1) Cooperate with federal and State authorities
2 requesting utilization of the Illinois State Police's
3 radio network system under the Illinois Aeronautics Act.

4 (2) Exercise the rights, powers, and duties of the
5 Illinois State Police under the Illinois State Police Act.

6 (2.5) Provide uniformed patrol of Illinois highways
7 and proactively enforce criminal and traffic laws.

8 (3) (Blank).

9 (4) Exercise the rights, powers, and duties of the
10 Illinois State Police vested by law in the Illinois State
11 Police by the Illinois Vehicle Code.

12 (5) Exercise other duties that have been or may be
13 vested by law in the Illinois State Police.

14 (6) Exercise other duties that may be assigned by the
15 Director in order to fulfill the responsibilities and to
16 achieve the purposes of the Illinois State Police.

17 (7) Provide comprehensive law enforcement services to
18 the public and to county, municipal, and federal law
19 enforcement agencies.

20 (8) Patrol Illinois highways with the intent to
21 interdict crime and ensure traffic safety while assisting
22 citizens during times of need.

23 (Source: P.A. 102-538, eff. 8-20-21.)

24 (20 ILCS 2605/2605-35) (was 20 ILCS 2605/55a-3)
25 Sec. 2605-35. Division of Criminal Investigation.

1 (a) The Division of Criminal Investigation shall exercise
2 the following functions and those in Section 2605-30:

3 (1) Exercise the rights, powers, and duties vested by
4 law in the Illinois State Police by the Illinois Horse
5 Racing Act of 1975, including those set forth in Section
6 2605-215.

7 (2) Investigate the origins, activities, personnel,
8 and incidents of crime and enforce the criminal laws of
9 this State related thereto.

10 (3) Enforce all laws regulating the production, sale,
11 prescribing, manufacturing, administering, transporting,
12 having in possession, dispensing, delivering,
13 distributing, or use of controlled substances and
14 cannabis.

15 (4) Cooperate with the police of cities, villages, and
16 incorporated towns and with the police officers of any
17 county in enforcing the laws of the State and in making
18 arrests and recovering property.

19 (5) Apprehend and deliver up any person charged in
20 this State or any other state with treason or a felony or
21 other crime who has fled from justice and is found in this
22 State.

23 (6) Investigate recipients and providers under the
24 Illinois Public Aid Code and any personnel involved in the
25 administration of the Code who are suspected of any
26 violation of the Code pertaining to fraud in the

1 administration, receipt, or provision of assistance and
2 pertaining to any violation of criminal law; and exercise
3 the functions required under Section 2605-220 in the
4 conduct of those investigations.

5 (7) Conduct other investigations as provided by law,
6 including, but not limited to, investigations of human
7 trafficking, illegal drug trafficking, ~~and~~ illegal
8 firearms trafficking, and cybercrimes that can be
9 investigated and prosecuted in Illinois.

10 (8) Investigate public corruption.

11 (9) Exercise other duties that may be assigned by the
12 Director in order to fulfill the responsibilities and
13 achieve the purposes of the Illinois State Police, which
14 may include the coordination of gang, terrorist, and
15 organized crime prevention, control activities, and
16 assisting local law enforcement in their crime control
17 activities.

18 (10) Conduct investigations (and cooperate with
19 federal law enforcement agencies in the investigation) of
20 any property-related crimes, such as money laundering,
21 involving individuals or entities listed on the sanctions
22 list maintained by the U.S. Department of Treasury's
23 Office of Foreign Asset Control.

24 (11) Oversee special weapons and tactics (SWAT) teams.

25 (12) Oversee Illinois State Police air operations.

26 (13) Investigate criminal domestic terrorism

1 incidents, and otherwise deter all criminal threats to
2 Illinois.

3 (a-5) The Division of Criminal Investigation shall gather
4 information, intelligence, and evidence to facilitate the
5 identification, apprehension, and prosecution of persons
6 responsible for committing crime; to provide specialized
7 intelligence and analysis, investigative, tactical, and
8 technological services in support of law enforcement
9 operations throughout the State of Illinois; and to oversee
10 and operate the statewide criminal intelligence fusion center.

11 (b) (Blank).

12 (c) The Division of Criminal Investigation shall provide
13 statewide coordination and strategy pertaining to
14 firearm-related intelligence, firearms trafficking
15 interdiction, and investigations reaching across all divisions
16 of the Illinois State Police, including providing crime gun
17 intelligence support for suspects and firearms involved in
18 firearms trafficking or the commission of a crime involving
19 firearms that is investigated by the Illinois State Police and
20 other federal, State, and local law enforcement agencies, with
21 the objective of reducing and preventing illegal possession
22 and use of firearms, firearms trafficking, firearm-related
23 homicides, and other firearm-related violent crimes in
24 Illinois.

25 (Source: P.A. 102-538, eff. 8-20-21; 102-813, eff. 5-13-22;
26 102-1108, eff. 12-21-22; 102-1116, eff. 1-10-23.)

1 (20 ILCS 2605/2605-40) (was 20 ILCS 2605/55a-4)

2 Sec. 2605-40. Division of Forensic Services. The Division
3 of Forensic Services shall exercise the following functions:

4 (1) Provide crime scene services and traffic crash
5 reconstruction.

6 (2) Exercise the rights, powers, and duties vested by
7 law in the Illinois State Police by Section 2605-300 of
8 this Law.

9 (3) Provide assistance to local law enforcement
10 agencies through training, management, and consultant
11 services.

12 (4) (Blank).

13 (5) Exercise other duties that may be assigned by the
14 Director in order to fulfill the responsibilities and
15 achieve the purposes of the Illinois State Police.

16 (6) Establish and operate a forensic science
17 laboratory system, including a forensic toxicological
18 laboratory service, for the purpose of testing specimens
19 submitted by coroners and other law enforcement officers
20 in their efforts to determine whether alcohol, drugs, or
21 poisonous or other toxic substances have been involved in
22 deaths, accidents, or illness. Forensic ~~toxicological~~
23 laboratories shall be established in Springfield, Chicago,
24 and elsewhere in the State as needed.

25 (6.5) Establish administrative rules in order to set

1 forth standardized requirements for the disclosure of
2 toxicology results and other relevant documents related to
3 a toxicological analysis. These administrative rules are
4 to be adopted to produce uniform and sufficient
5 information to allow a proper, well-informed determination
6 of the admissibility of toxicology evidence and to ensure
7 that this evidence is presented competently. These
8 administrative rules are designed to provide a minimum
9 standard for compliance of toxicology evidence and are not
10 intended to limit the production and discovery of material
11 information.

12 (7) Subject to specific appropriations made for these
13 purposes, establish and coordinate a system for providing
14 accurate and expedited forensic science and other
15 investigative and laboratory services to local law
16 enforcement agencies and local State's Attorneys in aid of
17 the investigation and trial of capital cases.

18 (8) Exercise the rights, powers, and duties vested by
19 law in the Illinois State Police under the Sexual Assault
20 Evidence Submission Act.

21 (9) Serve as the State central repository for all
22 genetic marker grouping analysis information and exercise
23 the rights, powers, and duties vested by law in the
24 Illinois State Police under Section 5-4-3 of the Unified
25 Code of Corrections.

26 (10) Issue reports required under Section 5-4-3a of

1 the Unified Code of Corrections.

2 (11) Oversee the Electronic Laboratory Information
3 Management System under Section 5-4-3b of the Unified Code
4 of Corrections.

5 (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21;
6 102-813, eff. 5-13-22.)

7 (20 ILCS 2605/2605-45) (was 20 ILCS 2605/55a-5)

8 Sec. 2605-45. Division of Justice Services. The Division
9 of Justice Services shall provide administrative and technical
10 services and support to the Illinois State Police, criminal
11 justice agencies, and the public and shall exercise the
12 following functions:

13 (1) Operate and maintain the Law Enforcement Agencies
14 Data System (LEADS), a statewide, computerized
15 telecommunications system designed to provide services,
16 information, and capabilities to the law enforcement and
17 criminal justice community in the State of Illinois. The
18 Director is responsible for establishing policy,
19 procedures, and regulations consistent with State and
20 federal rules, policies, and law by which LEADS operates.
21 The Director shall designate a statewide LEADS
22 Administrator for management of the system. The Director
23 may appoint a LEADS Advisory Policy Board to reflect the
24 needs and desires of the law enforcement and criminal
25 justice community and to make recommendations concerning

1 policies and procedures.

2 (2) Pursue research and the publication of studies
3 pertaining to local law enforcement activities.

4 (3) Serve as the State's point of contact for the
5 Federal Bureau of Investigation's Uniform Crime Reporting
6 Program and National Incident-Based Reporting System.

7 (4) Operate an electronic data processing and computer
8 center for the storage and retrieval of data pertaining to
9 criminal activity.

10 (5) Exercise the rights, powers, and duties vested in
11 the Illinois State Police by the Cannabis Regulation and
12 Tax Act and the Compassionate Use of Medical Cannabis
13 Program Act.

14 (6) (Blank).

15 (6.5) Exercise the rights, powers, and duties vested
16 in the Illinois State Police by the Firearm Owners
17 Identification Card Act, the Firearm Concealed Carry Act,
18 the Firearm Transfer Inquiry Program, the prohibited
19 persons portal under Section 2605-304, and the Firearm
20 Dealer License Certification Act.

21 (7) Exercise other duties that may be assigned by the
22 Director to fulfill the responsibilities and achieve the
23 purposes of the Illinois State Police.

24 (8) Exercise the rights, powers, and duties vested by
25 law in the Illinois State Police by the Criminal
26 Identification Act and the Illinois Uniform Conviction

1 Information Act.

2 (9) Exercise the powers and perform the duties that
3 have been vested in the Illinois State Police by the
4 Murderer and Violent Offender Against Youth Registration
5 Act, the Sex Offender Registration Act, and the Sex
6 Offender Community Notification Law and adopt reasonable
7 rules necessitated thereby.

8 (10) Serve as the State central repository for
9 criminal history record information.

10 (11) Liaise with the Concealed Carry Licensing Review
11 Board and the Firearms Owner's Identification Card Review
12 Board.

13 (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21.)

14 (20 ILCS 2605/2605-51)

15 Sec. 2605-51. Division of the Academy and Training.

16 (a) The Division of the Academy and Training shall
17 exercise, but not be limited to, the following functions:

18 (1) Oversee and operate the Illinois State Police
19 Training Academy.

20 (2) Train and prepare new officers for a career in law
21 enforcement, with innovative, quality training and
22 educational practices.

23 (3) Offer continuing training and educational programs
24 for Illinois State Police employees.

25 (4) Oversee the Illinois State Police's recruitment

1 initiatives.

2 (5) Oversee and operate the Illinois State Police's
3 quartermaster.

4 (6) Duties assigned to the Illinois State Police in
5 Article 5, Chapter 11 of the Illinois Vehicle Code
6 concerning testing and training officers on the detection
7 of impaired driving.

8 (7) Duties assigned to the Illinois State Police in
9 Article 108B of the Code of Criminal Procedure.

10 (b) The Division of the Academy and Training shall
11 exercise the rights, powers, and duties vested in the former
12 Division of State Troopers by Section 17 of the Illinois State
13 Police Act.

14 (c) Specialized training.

15 (1) Training; cultural diversity. The Division of the
16 Academy and Training shall provide training and continuing
17 education to State police officers concerning cultural
18 diversity, including sensitivity toward racial and ethnic
19 differences. This training and continuing education shall
20 include, but not be limited to, an emphasis on the fact
21 that the primary purpose of enforcement of the Illinois
22 Vehicle Code is safety and equal and uniform enforcement
23 under the law.

24 (2) Training; death and homicide investigations. The
25 Division of the Academy and Training shall provide
26 training in death and homicide investigation for State

1 police officers. Only State police officers who
2 successfully complete the training may be assigned as lead
3 investigators in death and homicide investigations.
4 Satisfactory completion of the training shall be evidenced
5 by a certificate issued to the officer by the Division of
6 the Academy and Training. The Director shall develop a
7 process for waiver applications for officers whose prior
8 training and experience as homicide investigators may
9 qualify them for a waiver. The Director may issue a
10 waiver, at his or her discretion, based solely on the
11 prior training and experience of an officer as a homicide
12 investigator.

13 (A) The Division shall require all homicide
14 investigator training to include instruction on
15 victim-centered, trauma-informed investigation. This
16 training must be implemented by July 1, 2023.

17 (B) The Division shall cooperate with the Division
18 of Criminal Investigation to develop a model
19 curriculum on victim-centered, trauma-informed
20 investigation. This curriculum must be implemented by
21 July 1, 2023.

22 (3) Training; police dog training standards. All
23 police dogs used by the Illinois State Police for drug
24 enforcement purposes pursuant to the Cannabis Control Act,
25 the Illinois Controlled Substances Act, and the
26 Methamphetamine Control and Community Protection Act shall

1 be trained by programs that meet the certification
2 requirements set by the Director or the Director's
3 designee. Satisfactory completion of the training shall be
4 evidenced by a certificate issued by the Division of the
5 Academy and Training.

6 (4) Training; post-traumatic stress disorder. The
7 Division of the Academy and Training shall conduct or
8 approve a training program in post-traumatic stress
9 disorder for State police officers. The purpose of that
10 training shall be to equip State police officers to
11 identify the symptoms of post-traumatic stress disorder
12 and to respond appropriately to individuals exhibiting
13 those symptoms.

14 (5) Training; opioid antagonists. The Division of the
15 Academy and Training shall conduct or approve a training
16 program for State police officers in the administration of
17 opioid antagonists as defined in paragraph (1) of
18 subsection (e) of Section 5-23 of the Substance Use
19 Disorder Act that is in accordance with that Section. As
20 used in this Section, "State police officers" includes
21 full-time or part-time State police officers,
22 investigators, and any other employee of the Illinois
23 State Police exercising the powers of a peace officer.

24 (6) Training; sexual assault and sexual abuse.

25 (A) Every 3 years, the Division of the Academy and
26 Training shall present in-service training on sexual

1 assault and sexual abuse response and report writing
2 training requirements, including, but not limited to,
3 the following:

4 (i) recognizing the symptoms of trauma;

5 (ii) understanding the role trauma has played
6 in a victim's life;

7 (iii) responding to the needs and concerns of
8 a victim;

9 (iv) delivering services in a compassionate,
10 sensitive, and nonjudgmental manner;

11 (v) interviewing techniques in accordance with
12 the curriculum standards in this paragraph (6);

13 (vi) understanding cultural perceptions and
14 common myths of sexual assault and sexual abuse;
15 and

16 (vii) report writing techniques in accordance
17 with the curriculum standards in this paragraph
18 (6).

19 (B) This training must also be presented in all
20 full and part-time basic law enforcement academies.

21 (C) Instructors providing this training shall have
22 successfully completed training on evidence-based,
23 trauma-informed, victim-centered responses to cases of
24 sexual assault and sexual abuse and have experience
25 responding to sexual assault and sexual abuse cases.

26 (D) The Illinois State Police shall adopt rules,

1 in consultation with the Office of the Attorney
2 General and the Illinois Law Enforcement Training
3 Standards Board, to determine the specific training
4 requirements for these courses, including, but not
5 limited to, the following:

6 (i) evidence-based curriculum standards for
7 report writing and immediate response to sexual
8 assault and sexual abuse, including
9 trauma-informed, victim-centered interview
10 techniques, which have been demonstrated to
11 minimize retraumatization, for all State police
12 officers; and

13 (ii) evidence-based curriculum standards for
14 trauma-informed, victim-centered investigation
15 and interviewing techniques, which have been
16 demonstrated to minimize retraumatization, for
17 cases of sexual assault and sexual abuse for all
18 State police officers who conduct sexual assault
19 and sexual abuse investigations.

20 (7) Training; human trafficking. The Division of the
21 Academy and Training shall conduct or approve a training
22 program in the detection and investigation of all forms of
23 human trafficking, including, but not limited to,
24 involuntary servitude under subsection (b) of Section 10-9
25 of the Criminal Code of 2012, involuntary sexual servitude
26 of a minor under subsection (c) of Section 10-9 of the

1 Criminal Code of 2012, and trafficking in persons under
2 subsection (d) of Section 10-9 of the Criminal Code of
3 2012. This program shall be made available to all cadets
4 and State police officers.

5 (8) Training; hate crimes. The Division of the Academy
6 and Training shall provide training for State police
7 officers in identifying, responding to, and reporting all
8 hate crimes.

9 (d) The Division of the Academy and Training shall
10 administer and conduct a program consistent with 18 U.S.C.
11 926B and 926C for qualified active and retired Illinois State
12 Police officers.

13 (Source: P.A. 102-538, eff. 8-20-21; 102-756, eff. 5-10-22;
14 102-813, eff. 5-13-22.)

15 (20 ILCS 2605/2605-52)

16 Sec. 2605-52. Division of Statewide 9-1-1.

17 (a) There shall be established an Office of the Statewide
18 9-1-1 Administrator within the Division of Statewide 9-1-1.
19 Beginning January 1, 2016, the Office of the Statewide 9-1-1
20 Administrator shall be responsible for developing,
21 implementing, and overseeing a uniform statewide 9-1-1 system
22 for all areas of the State outside of municipalities having a
23 population over 500,000.

24 (b) The Governor shall appoint, with the advice and
25 consent of the Senate, a Statewide 9-1-1 Administrator. The

1 Administrator shall serve for a term of 2 years, and until a
2 successor is appointed and qualified; except that the term of
3 the first 9-1-1 Administrator appointed under this Act shall
4 expire on the third Monday in January, 2017. The Administrator
5 shall not hold any other remunerative public office. The
6 Administrator shall receive an annual salary as set by the
7 Governor.

8 (c) The Illinois State Police, from appropriations made to
9 it for that purpose, shall make grants to 9-1-1 Authorities
10 for the purpose of defraying costs associated with 9-1-1
11 system consolidations awarded by the Administrator under
12 Section 15.4b of the Emergency Telephone System Act.

13 (d) The Division of Statewide 9-1-1 shall exercise the
14 rights, powers, and duties vested by law in the Illinois State
15 Police by the State Police Radio Act and shall oversee the
16 Illinois State Police radio network, including the Illinois
17 State Police Emergency Radio Network and Illinois State
18 Police's STARCOM21.

19 (e) The Division of Statewide 9-1-1 shall also conduct the
20 following communication activities:

21 (1) Acquire and operate one or more radio broadcasting
22 stations in the State to be used for police purposes.

23 (2) Operate a statewide communications network to
24 gather and disseminate information for law enforcement
25 agencies.

26 (3) Undertake other communication activities that may

1 be required by law.

2 (4) Oversee Illinois State Police telecommunications.

3 (f) The Division of Statewide 9-1-1 shall oversee the
4 Illinois State Police fleet operations.

5 (Source: P.A. 102-538, eff. 8-20-21.)

6 (20 ILCS 2605/2605-200) (was 20 ILCS 2605/55a in part)
7 Sec. 2605-200. Investigations of crime; enforcement of
8 laws; records; crime laboratories; personnel.

9 (a) To do the following:

10 (1) Investigate the origins, activities, personnel,
11 and incidents of crime and the ways and means to redress
12 the victims of crimes; study the impact, if any, of
13 legislation relative to the effusion of crime and growing
14 crime rates; and enforce the criminal laws of this State
15 related thereto.

16 (2) Enforce all laws regulating the production, sale,
17 prescribing, manufacturing, administering, transporting,
18 having in possession, dispensing, delivering,
19 distributing, or use of controlled substances and
20 cannabis.

21 (3) Employ skilled experts, scientists, technicians,
22 investigators, or otherwise specially qualified persons to
23 aid in preventing or detecting crime, apprehending
24 criminals, or preparing and presenting evidence of
25 violations of the criminal laws of the State.

1 (4) Cooperate with the police of cities, villages, and
2 incorporated towns and with the police officers of any
3 county in enforcing the laws of the State and in making
4 arrests and recovering property.

5 (5) Apprehend and deliver up any person charged in
6 this State or any other state of the United States with
7 treason or a felony or other crime who has fled from
8 justice and is found in this State.

9 (6) Conduct other investigations as provided by law.

10 (7) Be a central repository and custodian of criminal
11 statistics for the State.

12 (8) Be a central repository for criminal history
13 record information.

14 (9) Procure and file for record information that is
15 necessary and helpful to plan programs of crime
16 prevention, law enforcement, and criminal justice.

17 (10) Procure and file for record copies of
18 fingerprints that may be required by law.

19 (11) Establish general and field crime laboratories.

20 (12) Register and file for record information that may
21 be required by law for the issuance of firearm owner's
22 identification cards under the Firearm Owners
23 Identification Card Act and concealed carry licenses under
24 the Firearm Concealed Carry Act.

25 (13) Employ laboratory technicians and other specially
26 qualified persons to aid in the identification of criminal

1 activity and the identification, collection, and recovery
2 of cyber forensics, including, but not limited to, digital
3 evidence, and may employ polygraph operators and forensic
4 anthropologists.

5 (14) Undertake other identification, information,
6 laboratory, statistical, or registration activities that
7 may be required by law.

8 (b) Persons exercising the powers set forth in subsection
9 (a) within the Illinois State Police are conservators of the
10 peace and as such have all the powers possessed by policemen in
11 cities and sheriffs, except that they may exercise those
12 powers anywhere in the State in cooperation with and after
13 contact with the local law enforcement officials. Those
14 persons may use false or fictitious names in the performance
15 of their duties under this Section, upon approval of the
16 Director, and shall not be subject to prosecution under the
17 criminal laws for that use.

18 (Source: P.A. 102-538, eff. 8-20-21.)

19 Section 15. The Illinois State Police Act is amended by
20 changing Sections 16 and 20 as follows:

21 (20 ILCS 2610/16) (from Ch. 121, par. 307.16)

22 Sec. 16. State policemen shall enforce the provisions of
23 The Illinois Vehicle Code, approved September 29, 1969, as
24 amended, and Article 9 of the "Illinois Highway Code" as

1 amended; and shall patrol the public highways and rural
2 districts to make arrests for violations of the provisions of
3 such Acts. They are conservators of the peace and as such have
4 all powers possessed by policemen in cities, and sheriffs,
5 except that they may exercise such powers anywhere in this
6 State. The State policemen shall cooperate with the police of
7 cities, villages and incorporated towns, and with the police
8 officers of any county, in enforcing the laws of the State and
9 in making arrests and recovering property. They may be
10 equipped with standardized and tested devices for weighing
11 motor vehicles and may stop and weigh, acting reasonably, or
12 cause to be weighed, any motor vehicle which appears to weigh
13 in excess of the weight permitted by law. It shall also be the
14 duty of the Illinois State Police to determine, whenever
15 possible, the person or persons or the causes responsible for
16 the breaking or destruction of any improved hard-surfaced
17 roadway; to arrest all persons criminally responsible for such
18 breaking or destruction and bring them before the proper
19 officer for trial. The Illinois State Police shall divide the
20 State into zones, troops, or regions ~~Districts~~ and assign each
21 zone, troop, or region ~~district~~ to one or more policemen. No
22 person employed under this Act, however, shall serve or
23 execute civil process, except for process issued under the
24 authority of the General Assembly, or a committee or
25 commission thereof vested with subpoena powers when the county
26 sheriff refuses or fails to serve such process, and except for

1 process allowed by statute or issued under the authority of
2 the Illinois Department of Revenue.

3 (Source: P.A. 102-538, eff. 8-20-21.)

4 (20 ILCS 2610/20) (from Ch. 121, par. 307.18a)

5 Sec. 20. The Illinois State Police from time to time may
6 enter into contracts with The Illinois State Toll Highway
7 Authority, hereinafter called the Authority, with respect to
8 the policing of toll highways by the Illinois State Police.
9 Such contracts shall provide among other matters for the
10 compensation or reimbursement of the Illinois State Police by
11 the Authority for the costs incurred by this State with
12 respect to such policing service, including, but not limited
13 to, the costs of: (1) compensation and training of the State
14 policemen and the clerical employees assigned to such policing
15 service; and (2) uniforms, equipment, and supplies, which
16 shall be Illinois State Police property, and housing used by
17 such personnel; and (3) reimbursement of such sums as the
18 State expends in connection with payments of claims for
19 injuries or illnesses suffered by such personnel in the line
20 of duty. Each such contract may provide for the methods of
21 ascertaining such costs, and shall be of such duration and may
22 contain such other appropriate terms as the Illinois State
23 Police and the Authority may agree upon. The Illinois State
24 Police is not obliged to furnish policing service on any
25 highway under the jurisdiction of the Authority except as

1 required by contract.

2 (Source: P.A. 102-538, eff. 8-20-21.)

3 Section 20. The Illinois State Police Radio Act is amended
4 by changing Section 10 as follows:

5 (20 ILCS 2615/10)

6 Sec. 10. Public safety radio interoperability. Upon their
7 establishment and thereafter, the Director of the Illinois
8 State Police, or his or her designee, shall serve as the
9 chairman of the Illinois Statewide Interoperability Executive
10 Committee (SIEC) and as the chairman of the STARCOM21
11 Oversight Committee. The Director or his or her designee, as
12 chairman, may increase the size and makeup of the voting
13 membership of each committee when deemed necessary for
14 improved public safety radio interoperability, but the voting
15 membership of each committee must represent public safety
16 users (police, fire, or EMS) and must, at a minimum, include
17 the representatives specified in this Section.

18 The STARCOM21 Oversight Committee must comprise public
19 safety users accessing the system and shall include the
20 Statewide Interoperability Coordinator. The members of the
21 STARCOM21 Oversight Committee shall serve without compensation
22 and may, at the call of the Chair, meet in person or remotely.
23 The Illinois State Police shall provide administrative and
24 other support to the STARCOM21 Oversight Committee. The

1 STARCOM21 Oversight Committee shall:

2 (1) review existing statutory law and make
3 recommendations for legislative changes to ensure
4 efficient, effective, reliable, and sustainable radio
5 interoperability statewide;

6 (2) make recommendations concerning better integration
7 of the Integrated Public Alert and Warning System
8 statewide; and

9 (3) develop a plan to sustainably fund radio
10 infrastructure, radio equipment, and interoperability
11 statewide.

12 The SIEC shall have at a minimum one representative from
13 each of the following: the Illinois Fire Chiefs Association,
14 the Rural Fire Protection Association, the Office of the State
15 Fire Marshal, the Illinois Association of Chiefs of Police,
16 the Illinois Sheriffs' Association, the Illinois State Police,
17 the Illinois Emergency Management Agency, the Department of
18 Public Health, and the Secretary of State Police (which
19 representative shall be the Director of the Secretary of State
20 Police or his or her designee).

21 (Source: P.A. 102-538, eff. 8-20-21.)

22 Section 25. The State Finance Act is amended by changing
23 Sections 6z-82 and 8.3 as follows:

24 (30 ILCS 105/6z-82)

1 Sec. 6z-82. State Police Operations Assistance Fund.

2 (a) There is created in the State treasury a special fund
3 known as the State Police Operations Assistance Fund. The Fund
4 shall receive revenue under the Criminal and Traffic
5 Assessment Act. The Fund may also receive revenue from grants,
6 donations, appropriations, and any other legal source.

7 (a-5) Notwithstanding any other provision of law to the
8 contrary, and in addition to any other transfers that may be
9 provided by law, on August 20, 2021 (the effective date of
10 Public Act 102-505), or as soon thereafter as practical, the
11 State Comptroller shall direct and the State Treasurer shall
12 transfer the remaining balance from the Over Dimensional Load
13 Police Escort Fund into the State Police Operations Assistance
14 Fund. Upon completion of the transfer, the Over Dimensional
15 Load Police Escort Fund is dissolved, and any future deposits
16 due to that Fund and any outstanding obligations or
17 liabilities of that Fund shall pass to the State Police
18 Operations Assistance Fund.

19 This Fund may charge, collect, and receive fees or moneys
20 as described in Section 15-312 of the Illinois Vehicle Code,
21 and receive all fees received by the Illinois State Police
22 under that Section. The moneys shall be used by the Illinois
23 State Police for its expenses in providing police escorts and
24 commercial vehicle enforcement activities.

25 (b) The Illinois State Police may use moneys in the Fund to
26 finance any of its lawful purposes or functions.

1 (c) Expenditures may be made from the Fund only as
2 appropriated by the General Assembly by law.

3 (d) Investment income that is attributable to the
4 investment of moneys in the Fund shall be retained in the Fund
5 for the uses specified in this Section.

6 (e) The State Police Operations Assistance Fund shall not
7 be subject to administrative chargebacks.

8 (f) (Blank).

9 (g) Notwithstanding any other provision of State law to
10 the contrary, on or after July 1, 2021, in addition to any
11 other transfers that may be provided for by law, at the
12 direction of and upon notification from the Director of the
13 Illinois State Police, the State Comptroller shall direct and
14 the State Treasurer shall transfer amounts not exceeding
15 \$7,000,000 into the State Police Operations Assistance Fund
16 from the State Police Services Fund.

17 (h) Notwithstanding any other provision of law, in
18 addition to any other transfers that may be provided by law, on
19 the effective date of this amendatory Act of the 103rd General
20 Assembly, or as soon thereafter as practical, the State
21 Comptroller shall direct and the State Treasurer shall
22 transfer the remaining balance from the State Police
23 Streetgang-Related Crime Fund to the State Police Operations
24 Assistance Fund. Upon completion of the transfers, the State
25 Police Streetgang-Related Crime Fund is dissolved, and any
26 future deposits into the State Police Streetgang-Related Crime

1 Fund and any outstanding obligations or liabilities of the
2 State Police Streetgang-Related Crime Fund pass to the State
3 Police Operations Assistance Fund.

4 (Source: P.A. 102-16, eff. 6-17-21; 102-505, eff. 8-20-21;
5 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

6 (30 ILCS 105/8.3) (from Ch. 127, par. 144.3)

7 Sec. 8.3. Money in the Road Fund shall, if and when the
8 State of Illinois incurs any bonded indebtedness for the
9 construction of permanent highways, be set aside and used for
10 the purpose of paying and discharging annually the principal
11 and interest on that bonded indebtedness then due and payable,
12 and for no other purpose. The surplus, if any, in the Road Fund
13 after the payment of principal and interest on that bonded
14 indebtedness then annually due shall be used as follows:

15 first -- to pay the cost of administration of Chapters
16 2 through 10 of the Illinois Vehicle Code, except the cost
17 of administration of Articles I and II of Chapter 3 of that
18 Code, and to pay the costs of the Executive Ethics
19 Commission for oversight and administration of the Chief
20 Procurement Officer appointed under paragraph (2) of
21 subsection (a) of Section 10-20 of the Illinois
22 Procurement Code for transportation; and

23 secondly -- for expenses of the Department of
24 Transportation for construction, reconstruction,
25 improvement, repair, maintenance, operation, and

1 administration of highways in accordance with the
2 provisions of laws relating thereto, or for any purpose
3 related or incident to and connected therewith, including
4 the separation of grades of those highways with railroads
5 and with highways and including the payment of awards made
6 by the Illinois Workers' Compensation Commission under the
7 terms of the Workers' Compensation Act or Workers'
8 Occupational Diseases Act for injury or death of an
9 employee of the Division of Highways in the Department of
10 Transportation; or for the acquisition of land and the
11 erection of buildings for highway purposes, including the
12 acquisition of highway right-of-way or for investigations
13 to determine the reasonably anticipated future highway
14 needs; or for making of surveys, plans, specifications and
15 estimates for and in the construction and maintenance of
16 flight strips and of highways necessary to provide access
17 to military and naval reservations, to defense industries
18 and defense-industry sites, and to the sources of raw
19 materials and for replacing existing highways and highway
20 connections shut off from general public use at military
21 and naval reservations and defense-industry sites, or for
22 the purchase of right-of-way, except that the State shall
23 be reimbursed in full for any expense incurred in building
24 the flight strips; or for the operating and maintaining of
25 highway garages; or for patrolling and policing the public
26 highways and conserving the peace; or for the operating

1 expenses of the Department relating to the administration
2 of public transportation programs; or, during fiscal year
3 2022, for the purposes of a grant not to exceed \$8,394,800
4 to the Regional Transportation Authority on behalf of PACE
5 for the purpose of ADA/Para-transit expenses; or, during
6 fiscal year 2023, for the purposes of a grant not to exceed
7 \$8,394,800 to the Regional Transportation Authority on
8 behalf of PACE for the purpose of ADA/Para-transit
9 expenses; or for any of those purposes or any other
10 purpose that may be provided by law.

11 Appropriations for any of those purposes are payable from
12 the Road Fund. Appropriations may also be made from the Road
13 Fund for the administrative expenses of any State agency that
14 are related to motor vehicles or arise from the use of motor
15 vehicles.

16 Beginning with fiscal year 1980 and thereafter, no Road
17 Fund monies shall be appropriated to the following Departments
18 or agencies of State government for administration, grants, or
19 operations; but this limitation is not a restriction upon
20 appropriating for those purposes any Road Fund monies that are
21 eligible for federal reimbursement:

- 22 1. Department of Public Health;
- 23 2. Department of Transportation, only with respect to
24 subsidies for one-half fare Student Transportation and
25 Reduced Fare for Elderly, except fiscal year 2022 when no
26 more than \$17,570,000 may be expended and except fiscal

1 year 2023 when no more than \$17,570,000 may be expended;

2 3. Department of Central Management Services, except
3 for expenditures incurred for group insurance premiums of
4 appropriate personnel;

5 4. Judicial Systems and Agencies.

6 Beginning with fiscal year 1981 and thereafter, no Road
7 Fund monies shall be appropriated to the following Departments
8 or agencies of State government for administration, grants, or
9 operations; but this limitation is not a restriction upon
10 appropriating for those purposes any Road Fund monies that are
11 eligible for federal reimbursement:

12 1. Illinois State Police, except for expenditures with
13 respect to the Division of Patrol ~~Operations~~ and Division
14 of Criminal Investigation;

15 2. Department of Transportation, only with respect to
16 Intercity Rail Subsidies, except fiscal year 2022 when no
17 more than \$50,000,000 may be expended and except fiscal
18 year 2023 when no more than \$55,000,000 may be expended,
19 and Rail Freight Services.

20 Beginning with fiscal year 1982 and thereafter, no Road
21 Fund monies shall be appropriated to the following Departments
22 or agencies of State government for administration, grants, or
23 operations; but this limitation is not a restriction upon
24 appropriating for those purposes any Road Fund monies that are
25 eligible for federal reimbursement: Department of Central
26 Management Services, except for awards made by the Illinois

1 Workers' Compensation Commission under the terms of the
2 Workers' Compensation Act or Workers' Occupational Diseases
3 Act for injury or death of an employee of the Division of
4 Highways in the Department of Transportation.

5 Beginning with fiscal year 1984 and thereafter, no Road
6 Fund monies shall be appropriated to the following Departments
7 or agencies of State government for administration, grants, or
8 operations; but this limitation is not a restriction upon
9 appropriating for those purposes any Road Fund monies that are
10 eligible for federal reimbursement:

11 1. Illinois State Police, except not more than 40% of
12 the funds appropriated for the Division of Patrol
13 ~~Operations~~ and Division of Criminal Investigation;

14 2. State Officers.

15 Beginning with fiscal year 1984 and thereafter, no Road
16 Fund monies shall be appropriated to any Department or agency
17 of State government for administration, grants, or operations
18 except as provided hereafter; but this limitation is not a
19 restriction upon appropriating for those purposes any Road
20 Fund monies that are eligible for federal reimbursement. It
21 shall not be lawful to circumvent the above appropriation
22 limitations by governmental reorganization or other methods.
23 Appropriations shall be made from the Road Fund only in
24 accordance with the provisions of this Section.

25 Money in the Road Fund shall, if and when the State of
26 Illinois incurs any bonded indebtedness for the construction

1 of permanent highways, be set aside and used for the purpose of
2 paying and discharging during each fiscal year the principal
3 and interest on that bonded indebtedness as it becomes due and
4 payable as provided in the Transportation Bond Act, and for no
5 other purpose. The surplus, if any, in the Road Fund after the
6 payment of principal and interest on that bonded indebtedness
7 then annually due shall be used as follows:

8 first -- to pay the cost of administration of Chapters
9 2 through 10 of the Illinois Vehicle Code; and

10 secondly -- no Road Fund monies derived from fees,
11 excises, or license taxes relating to registration,
12 operation and use of vehicles on public highways or to
13 fuels used for the propulsion of those vehicles, shall be
14 appropriated or expended other than for costs of
15 administering the laws imposing those fees, excises, and
16 license taxes, statutory refunds and adjustments allowed
17 thereunder, administrative costs of the Department of
18 Transportation, including, but not limited to, the
19 operating expenses of the Department relating to the
20 administration of public transportation programs, payment
21 of debts and liabilities incurred in construction and
22 reconstruction of public highways and bridges, acquisition
23 of rights-of-way for and the cost of construction,
24 reconstruction, maintenance, repair, and operation of
25 public highways and bridges under the direction and
26 supervision of the State, political subdivision, or

1 municipality collecting those monies, or during fiscal
2 year 2022 for the purposes of a grant not to exceed
3 \$8,394,800 to the Regional Transportation Authority on
4 behalf of PACE for the purpose of ADA/Para-transit
5 expenses, or during fiscal year 2023 for the purposes of a
6 grant not to exceed \$8,394,800 to the Regional
7 Transportation Authority on behalf of PACE for the purpose
8 of ADA/Para-transit expenses, and the costs for patrolling
9 and policing the public highways (by the State, political
10 subdivision, or municipality collecting that money) for
11 enforcement of traffic laws. The separation of grades of
12 such highways with railroads and costs associated with
13 protection of at-grade highway and railroad crossing shall
14 also be permissible.

15 Appropriations for any of such purposes are payable from
16 the Road Fund or the Grade Crossing Protection Fund as
17 provided in Section 8 of the Motor Fuel Tax Law.

18 Except as provided in this paragraph, beginning with
19 fiscal year 1991 and thereafter, no Road Fund monies shall be
20 appropriated to the Illinois State Police for the purposes of
21 this Section in excess of its total fiscal year 1990 Road Fund
22 appropriations for those purposes unless otherwise provided in
23 Section 5g of this Act. For fiscal years 2003, 2004, 2005,
24 2006, and 2007 only, no Road Fund monies shall be appropriated
25 to the Department of State Police for the purposes of this
26 Section in excess of \$97,310,000. For fiscal year 2008 only,

1 no Road Fund monies shall be appropriated to the Department of
2 State Police for the purposes of this Section in excess of
3 \$106,100,000. For fiscal year 2009 only, no Road Fund monies
4 shall be appropriated to the Department of State Police for
5 the purposes of this Section in excess of \$114,700,000.
6 Beginning in fiscal year 2010, no road fund moneys shall be
7 appropriated to the Illinois State Police. It shall not be
8 lawful to circumvent this limitation on appropriations by
9 governmental reorganization or other methods unless otherwise
10 provided in Section 5g of this Act.

11 In fiscal year 1994, no Road Fund monies shall be
12 appropriated to the Secretary of State for the purposes of
13 this Section in excess of the total fiscal year 1991 Road Fund
14 appropriations to the Secretary of State for those purposes,
15 plus \$9,800,000. It shall not be lawful to circumvent this
16 limitation on appropriations by governmental reorganization or
17 other method.

18 Beginning with fiscal year 1995 and thereafter, no Road
19 Fund monies shall be appropriated to the Secretary of State
20 for the purposes of this Section in excess of the total fiscal
21 year 1994 Road Fund appropriations to the Secretary of State
22 for those purposes. It shall not be lawful to circumvent this
23 limitation on appropriations by governmental reorganization or
24 other methods.

25 Beginning with fiscal year 2000, total Road Fund
26 appropriations to the Secretary of State for the purposes of

1 this Section shall not exceed the amounts specified for the
2 following fiscal years:

3	Fiscal Year 2000	\$80,500,000;
4	Fiscal Year 2001	\$80,500,000;
5	Fiscal Year 2002	\$80,500,000;
6	Fiscal Year 2003	\$130,500,000;
7	Fiscal Year 2004	\$130,500,000;
8	Fiscal Year 2005	\$130,500,000;
9	Fiscal Year 2006	\$130,500,000;
10	Fiscal Year 2007	\$130,500,000;
11	Fiscal Year 2008	\$130,500,000;
12	Fiscal Year 2009	\$130,500,000.

13 For fiscal year 2010, no road fund moneys shall be
14 appropriated to the Secretary of State.

15 Beginning in fiscal year 2011, moneys in the Road Fund
16 shall be appropriated to the Secretary of State for the
17 exclusive purpose of paying refunds due to overpayment of fees
18 related to Chapter 3 of the Illinois Vehicle Code unless
19 otherwise provided for by law.

20 It shall not be lawful to circumvent this limitation on
21 appropriations by governmental reorganization or other
22 methods.

23 No new program may be initiated in fiscal year 1991 and
24 thereafter that is not consistent with the limitations imposed
25 by this Section for fiscal year 1984 and thereafter, insofar
26 as appropriation of Road Fund monies is concerned.

1 Nothing in this Section prohibits transfers from the Road
2 Fund to the State Construction Account Fund under Section 5e
3 of this Act; nor to the General Revenue Fund, as authorized by
4 Public Act 93-25.

5 The additional amounts authorized for expenditure in this
6 Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91
7 shall be repaid to the Road Fund from the General Revenue Fund
8 in the next succeeding fiscal year that the General Revenue
9 Fund has a positive budgetary balance, as determined by
10 generally accepted accounting principles applicable to
11 government.

12 The additional amounts authorized for expenditure by the
13 Secretary of State and the Department of State Police in this
14 Section by Public Act 94-91 shall be repaid to the Road Fund
15 from the General Revenue Fund in the next succeeding fiscal
16 year that the General Revenue Fund has a positive budgetary
17 balance, as determined by generally accepted accounting
18 principles applicable to government.

19 (Source: P.A. 101-10, eff. 6-5-19; 101-636, eff. 6-10-20;
20 102-16, eff. 6-17-21; 102-538, eff. 8-20-21; 102-699, eff.
21 4-19-22; 102-813, eff. 5-13-22.)

22 (30 ILCS 105/5.783 rep.)

23 (30 ILCS 105/8p rep.)

24 Section 30. The State Finance Act is amended by repealing
25 Sections 5.783 and 8p.

1 Section 35. The School Code is amended by changing Section
2 10-27.1A as follows:

3 (105 ILCS 5/10-27.1A)

4 Sec. 10-27.1A. Firearms in schools.

5 (a) All school officials, including teachers, school
6 counselors, and support staff, shall immediately notify the
7 office of the principal in the event that they observe any
8 person in possession of a firearm on school grounds; provided
9 that taking such immediate action to notify the office of the
10 principal would not immediately endanger the health, safety,
11 or welfare of students who are under the direct supervision of
12 the school official or the school official. If the health,
13 safety, or welfare of students under the direct supervision of
14 the school official or of the school official is immediately
15 endangered, the school official shall notify the office of the
16 principal as soon as the students under his or her supervision
17 and he or she are no longer under immediate danger. A report is
18 not required by this Section when the school official knows
19 that the person in possession of the firearm is a law
20 enforcement official engaged in the conduct of his or her
21 official duties. Any school official acting in good faith who
22 makes such a report under this Section shall have immunity
23 from any civil or criminal liability that might otherwise be
24 incurred as a result of making the report. The identity of the

1 school official making such report shall not be disclosed
2 except as expressly and specifically authorized by law.
3 Knowingly and willfully failing to comply with this Section is
4 a petty offense. A second or subsequent offense is a Class C
5 misdemeanor.

6 (b) Upon receiving a report from any school official
7 pursuant to this Section, or from any other person, the
8 principal or his or her designee shall immediately notify a
9 local law enforcement agency. If the person found to be in
10 possession of a firearm on school grounds is a student, the
11 principal or his or her designee shall also immediately notify
12 that student's parent or guardian. Any principal or his or her
13 designee acting in good faith who makes such reports under
14 this Section shall have immunity from any civil or criminal
15 liability that might otherwise be incurred or imposed as a
16 result of making the reports. Knowingly and willfully failing
17 to comply with this Section is a petty offense. A second or
18 subsequent offense is a Class C misdemeanor. If the person
19 found to be in possession of the firearm on school grounds is a
20 minor, the law enforcement agency shall detain that minor
21 until such time as the agency makes a determination pursuant
22 to clause (a) of subsection (1) of Section 5-401 of the
23 Juvenile Court Act of 1987, as to whether the agency
24 reasonably believes that the minor is delinquent. If the law
25 enforcement agency determines that probable cause exists to
26 believe that the minor committed a violation of item (4) of

1 subsection (a) of Section 24-1 of the Criminal Code of 2012
2 while on school grounds, the agency shall detain the minor for
3 processing pursuant to Section 5-407 of the Juvenile Court Act
4 of 1987.

5 (c) Upon ~~On or after January 1, 1997, upon~~ receipt of any
6 written, electronic, or verbal report from any school
7 personnel regarding a verified incident involving a firearm in
8 a school or on school owned or leased property, including any
9 conveyance owned, leased, or used by the school for the
10 transport of students or school personnel, the superintendent
11 or his or her designee shall report all such firearm-related
12 incidents occurring in a school or on school property to the
13 local law enforcement authorities immediately, who shall
14 report ~~and~~ to the Illinois State Police in a form, manner, and
15 frequency as prescribed by the Illinois State Police.

16 The State Board of Education shall receive an annual
17 statistical compilation and related data associated with
18 incidents involving firearms in schools from the Illinois
19 State Police. The State Board of Education shall compile this
20 information by school district and make it available to the
21 public.

22 (d) As used in this Section, the term "firearm" shall have
23 the meaning ascribed to it in Section 1.1 of the Firearm Owners
24 Identification Card Act.

25 As used in this Section, the term "school" means any
26 public or private elementary or secondary school.

1 As used in this Section, the term "school grounds"
2 includes the real property comprising any school, any
3 conveyance owned, leased, or contracted by a school to
4 transport students to or from school or a school-related
5 activity, or any public way within 1,000 feet of the real
6 property comprising any school.

7 (Source: P.A. 102-197, eff. 7-30-21; 102-538, eff. 8-20-21;
8 102-813, eff. 5-13-22.)

9 Section 40. The Illinois Pension Code is amended by
10 changing Section 14-110 as follows:

11 (40 ILCS 5/14-110) (from Ch. 108 1/2, par. 14-110)

12 (Text of Section from P.A. 102-813)

13 Sec. 14-110. Alternative retirement annuity.

14 (a) Any member who has withdrawn from service with not
15 less than 20 years of eligible creditable service and has
16 attained age 55, and any member who has withdrawn from service
17 with not less than 25 years of eligible creditable service and
18 has attained age 50, regardless of whether the attainment of
19 either of the specified ages occurs while the member is still
20 in service, shall be entitled to receive at the option of the
21 member, in lieu of the regular or minimum retirement annuity,
22 a retirement annuity computed as follows:

23 (i) for periods of service as a noncovered employee:

24 if retirement occurs on or after January 1, 2001, 3% of

1 final average compensation for each year of creditable
2 service; if retirement occurs before January 1, 2001, 2
3 1/4% of final average compensation for each of the first
4 10 years of creditable service, 2 1/2% for each year above
5 10 years to and including 20 years of creditable service,
6 and 2 3/4% for each year of creditable service above 20
7 years; and

8 (ii) for periods of eligible creditable service as a
9 covered employee: if retirement occurs on or after January
10 1, 2001, 2.5% of final average compensation for each year
11 of creditable service; if retirement occurs before January
12 1, 2001, 1.67% of final average compensation for each of
13 the first 10 years of such service, 1.90% for each of the
14 next 10 years of such service, 2.10% for each year of such
15 service in excess of 20 but not exceeding 30, and 2.30% for
16 each year in excess of 30.

17 Such annuity shall be subject to a maximum of 75% of final
18 average compensation if retirement occurs before January 1,
19 2001 or to a maximum of 80% of final average compensation if
20 retirement occurs on or after January 1, 2001.

21 These rates shall not be applicable to any service
22 performed by a member as a covered employee which is not
23 eligible creditable service. Service as a covered employee
24 which is not eligible creditable service shall be subject to
25 the rates and provisions of Section 14-108.

26 (b) For the purpose of this Section, "eligible creditable

1 service" means creditable service resulting from service in
2 one or more of the following positions:

3 (1) State policeman;

4 (2) fire fighter in the fire protection service of a
5 department;

6 (3) air pilot;

7 (4) special agent;

8 (5) investigator for the Secretary of State;

9 (6) conservation police officer;

10 (7) investigator for the Department of Revenue or the
11 Illinois Gaming Board;

12 (8) security employee of the Department of Human
13 Services;

14 (9) Central Management Services security police
15 officer;

16 (10) security employee of the Department of
17 Corrections or the Department of Juvenile Justice;

18 (11) dangerous drugs investigator;

19 (12) investigator for the Illinois State Police;

20 (13) investigator for the Office of the Attorney
21 General;

22 (14) controlled substance inspector;

23 (15) investigator for the Office of the State's
24 Attorneys Appellate Prosecutor;

25 (16) Commerce Commission police officer;

26 (17) arson investigator;

1 (18) State highway maintenance worker;

2 (19) security employee of the Department of Innovation
3 and Technology; or

4 (20) transferred employee.

5 A person employed in one of the positions specified in
6 this subsection is entitled to eligible creditable service for
7 service credit earned under this Article while undergoing the
8 basic police training course approved by the Illinois Law
9 Enforcement Training Standards Board, if completion of that
10 training is required of persons serving in that position. For
11 the purposes of this Code, service during the required basic
12 police training course shall be deemed performance of the
13 duties of the specified position, even though the person is
14 not a sworn peace officer at the time of the training.

15 A person under paragraph (20) is entitled to eligible
16 creditable service for service credit earned under this
17 Article on and after his or her transfer by Executive Order No.
18 2003-10, Executive Order No. 2004-2, or Executive Order No.
19 2016-1.

20 (c) For the purposes of this Section:

21 (1) The term "State policeman" includes any title or
22 position in the Illinois State Police that is held by an
23 individual employed under the Illinois State Police Act.

24 (2) The term "fire fighter in the fire protection
25 service of a department" includes all officers in such
26 fire protection service including fire chiefs and

1 assistant fire chiefs.

2 (3) The term "air pilot" includes any employee whose
3 official job description on file in the Department of
4 Central Management Services, or in the department by which
5 he is employed if that department is not covered by the
6 Personnel Code, states that his principal duty is the
7 operation of aircraft, and who possesses a pilot's
8 license; however, the change in this definition made by
9 Public Act 83-842 shall not operate to exclude any
10 noncovered employee who was an "air pilot" for the
11 purposes of this Section on January 1, 1984.

12 (4) The term "special agent" means any person who by
13 reason of employment by the Division of Narcotic Control,
14 the Bureau of Investigation or, after July 1, 1977, the
15 Division of Criminal Investigation, the Division of
16 Internal Investigation, the Division of Operations, the
17 Division of Patrol ~~Operations~~, or any other Division or
18 organizational entity in the Illinois State Police is
19 vested by law with duties to maintain public order,
20 investigate violations of the criminal law of this State,
21 enforce the laws of this State, make arrests and recover
22 property. The term "special agent" includes any title or
23 position in the Illinois State Police that is held by an
24 individual employed under the Illinois State Police Act.

25 (5) The term "investigator for the Secretary of State"
26 means any person employed by the Office of the Secretary

1 of State and vested with such investigative duties as
2 render him ineligible for coverage under the Social
3 Security Act by reason of Sections 218(d)(5)(A),
4 218(d)(8)(D) and 218(1)(1) of that Act.

5 A person who became employed as an investigator for
6 the Secretary of State between January 1, 1967 and
7 December 31, 1975, and who has served as such until
8 attainment of age 60, either continuously or with a single
9 break in service of not more than 3 years duration, which
10 break terminated before January 1, 1976, shall be entitled
11 to have his retirement annuity calculated in accordance
12 with subsection (a), notwithstanding that he has less than
13 20 years of credit for such service.

14 (6) The term "Conservation Police Officer" means any
15 person employed by the Division of Law Enforcement of the
16 Department of Natural Resources and vested with such law
17 enforcement duties as render him ineligible for coverage
18 under the Social Security Act by reason of Sections
19 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The
20 term "Conservation Police Officer" includes the positions
21 of Chief Conservation Police Administrator and Assistant
22 Conservation Police Administrator.

23 (7) The term "investigator for the Department of
24 Revenue" means any person employed by the Department of
25 Revenue and vested with such investigative duties as
26 render him ineligible for coverage under the Social

1 Security Act by reason of Sections 218(d)(5)(A),
2 218(d)(8)(D) and 218(1)(1) of that Act.

3 The term "investigator for the Illinois Gaming Board"
4 means any person employed as such by the Illinois Gaming
5 Board and vested with such peace officer duties as render
6 the person ineligible for coverage under the Social
7 Security Act by reason of Sections 218(d)(5)(A),
8 218(d)(8)(D), and 218(1)(1) of that Act.

9 (8) The term "security employee of the Department of
10 Human Services" means any person employed by the
11 Department of Human Services who (i) is employed at the
12 Chester Mental Health Center and has daily contact with
13 the residents thereof, (ii) is employed within a security
14 unit at a facility operated by the Department and has
15 daily contact with the residents of the security unit,
16 (iii) is employed at a facility operated by the Department
17 that includes a security unit and is regularly scheduled
18 to work at least 50% of his or her working hours within
19 that security unit, or (iv) is a mental health police
20 officer. "Mental health police officer" means any person
21 employed by the Department of Human Services in a position
22 pertaining to the Department's mental health and
23 developmental disabilities functions who is vested with
24 such law enforcement duties as render the person
25 ineligible for coverage under the Social Security Act by
26 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and

1 218(1)(1) of that Act. "Security unit" means that portion
2 of a facility that is devoted to the care, containment,
3 and treatment of persons committed to the Department of
4 Human Services as sexually violent persons, persons unfit
5 to stand trial, or persons not guilty by reason of
6 insanity. With respect to past employment, references to
7 the Department of Human Services include its predecessor,
8 the Department of Mental Health and Developmental
9 Disabilities.

10 The changes made to this subdivision (c)(8) by Public
11 Act 92-14 apply to persons who retire on or after January
12 1, 2001, notwithstanding Section 1-103.1.

13 (9) "Central Management Services security police
14 officer" means any person employed by the Department of
15 Central Management Services who is vested with such law
16 enforcement duties as render him ineligible for coverage
17 under the Social Security Act by reason of Sections
18 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

19 (10) For a member who first became an employee under
20 this Article before July 1, 2005, the term "security
21 employee of the Department of Corrections or the
22 Department of Juvenile Justice" means any employee of the
23 Department of Corrections or the Department of Juvenile
24 Justice or the former Department of Personnel, and any
25 member or employee of the Prisoner Review Board, who has
26 daily contact with inmates or youth by working within a

1 correctional facility or Juvenile facility operated by the
2 Department of Juvenile Justice or who is a parole officer
3 or an employee who has direct contact with committed
4 persons in the performance of his or her job duties. For a
5 member who first becomes an employee under this Article on
6 or after July 1, 2005, the term means an employee of the
7 Department of Corrections or the Department of Juvenile
8 Justice who is any of the following: (i) officially
9 headquartered at a correctional facility or Juvenile
10 facility operated by the Department of Juvenile Justice,
11 (ii) a parole officer, (iii) a member of the apprehension
12 unit, (iv) a member of the intelligence unit, (v) a member
13 of the sort team, or (vi) an investigator.

14 (11) The term "dangerous drugs investigator" means any
15 person who is employed as such by the Department of Human
16 Services.

17 (12) The term "investigator for the Illinois State
18 Police" means a person employed by the Illinois State
19 Police who is vested under Section 4 of the Narcotic
20 Control Division Abolition Act with such law enforcement
21 powers as render him ineligible for coverage under the
22 Social Security Act by reason of Sections 218(d)(5)(A),
23 218(d)(8)(D) and 218(1)(1) of that Act.

24 (13) "Investigator for the Office of the Attorney
25 General" means any person who is employed as such by the
26 Office of the Attorney General and is vested with such

1 investigative duties as render him ineligible for coverage
2 under the Social Security Act by reason of Sections
3 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For
4 the period before January 1, 1989, the term includes all
5 persons who were employed as investigators by the Office
6 of the Attorney General, without regard to social security
7 status.

8 (14) "Controlled substance inspector" means any person
9 who is employed as such by the Department of Professional
10 Regulation and is vested with such law enforcement duties
11 as render him ineligible for coverage under the Social
12 Security Act by reason of Sections 218(d)(5)(A),
13 218(d)(8)(D) and 218(1)(1) of that Act. The term
14 "controlled substance inspector" includes the Program
15 Executive of Enforcement and the Assistant Program
16 Executive of Enforcement.

17 (15) The term "investigator for the Office of the
18 State's Attorneys Appellate Prosecutor" means a person
19 employed in that capacity on a full-time basis under the
20 authority of Section 7.06 of the State's Attorneys
21 Appellate Prosecutor's Act.

22 (16) "Commerce Commission police officer" means any
23 person employed by the Illinois Commerce Commission who is
24 vested with such law enforcement duties as render him
25 ineligible for coverage under the Social Security Act by
26 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and

1 218(1)(1) of that Act.

2 (17) "Arson investigator" means any person who is
3 employed as such by the Office of the State Fire Marshal
4 and is vested with such law enforcement duties as render
5 the person ineligible for coverage under the Social
6 Security Act by reason of Sections 218(d)(5)(A),
7 218(d)(8)(D), and 218(1)(1) of that Act. A person who was
8 employed as an arson investigator on January 1, 1995 and
9 is no longer in service but not yet receiving a retirement
10 annuity may convert his or her creditable service for
11 employment as an arson investigator into eligible
12 creditable service by paying to the System the difference
13 between the employee contributions actually paid for that
14 service and the amounts that would have been contributed
15 if the applicant were contributing at the rate applicable
16 to persons with the same social security status earning
17 eligible creditable service on the date of application.

18 (18) The term "State highway maintenance worker" means
19 a person who is either of the following:

20 (i) A person employed on a full-time basis by the
21 Illinois Department of Transportation in the position
22 of highway maintainer, highway maintenance lead
23 worker, highway maintenance lead/lead worker, heavy
24 construction equipment operator, power shovel
25 operator, or bridge mechanic; and whose principal
26 responsibility is to perform, on the roadway, the

1 actual maintenance necessary to keep the highways that
2 form a part of the State highway system in serviceable
3 condition for vehicular traffic.

4 (ii) A person employed on a full-time basis by the
5 Illinois State Toll Highway Authority in the position
6 of equipment operator/laborer H-4, equipment
7 operator/laborer H-6, welder H-4, welder H-6,
8 mechanical/electrical H-4, mechanical/electrical H-6,
9 water/sewer H-4, water/sewer H-6, sign maker/hanger
10 H-4, sign maker/hanger H-6, roadway lighting H-4,
11 roadway lighting H-6, structural H-4, structural H-6,
12 painter H-4, or painter H-6; and whose principal
13 responsibility is to perform, on the roadway, the
14 actual maintenance necessary to keep the Authority's
15 tollways in serviceable condition for vehicular
16 traffic.

17 (19) The term "security employee of the Department of
18 Innovation and Technology" means a person who was a
19 security employee of the Department of Corrections or the
20 Department of Juvenile Justice, was transferred to the
21 Department of Innovation and Technology pursuant to
22 Executive Order 2016-01, and continues to perform similar
23 job functions under that Department.

24 (20) "Transferred employee" means an employee who was
25 transferred to the Department of Central Management
26 Services by Executive Order No. 2003-10 or Executive Order

1 No. 2004-2 or transferred to the Department of Innovation
2 and Technology by Executive Order No. 2016-1, or both, and
3 was entitled to eligible creditable service for services
4 immediately preceding the transfer.

5 (d) A security employee of the Department of Corrections
6 or the Department of Juvenile Justice, a security employee of
7 the Department of Human Services who is not a mental health
8 police officer, and a security employee of the Department of
9 Innovation and Technology shall not be eligible for the
10 alternative retirement annuity provided by this Section unless
11 he or she meets the following minimum age and service
12 requirements at the time of retirement:

13 (i) 25 years of eligible creditable service and age
14 55; or

15 (ii) beginning January 1, 1987, 25 years of eligible
16 creditable service and age 54, or 24 years of eligible
17 creditable service and age 55; or

18 (iii) beginning January 1, 1988, 25 years of eligible
19 creditable service and age 53, or 23 years of eligible
20 creditable service and age 55; or

21 (iv) beginning January 1, 1989, 25 years of eligible
22 creditable service and age 52, or 22 years of eligible
23 creditable service and age 55; or

24 (v) beginning January 1, 1990, 25 years of eligible
25 creditable service and age 51, or 21 years of eligible
26 creditable service and age 55; or

1 (vi) beginning January 1, 1991, 25 years of eligible
2 creditable service and age 50, or 20 years of eligible
3 creditable service and age 55.

4 Persons who have service credit under Article 16 of this
5 Code for service as a security employee of the Department of
6 Corrections or the Department of Juvenile Justice, or the
7 Department of Human Services in a position requiring
8 certification as a teacher may count such service toward
9 establishing their eligibility under the service requirements
10 of this Section; but such service may be used only for
11 establishing such eligibility, and not for the purpose of
12 increasing or calculating any benefit.

13 (e) If a member enters military service while working in a
14 position in which eligible creditable service may be earned,
15 and returns to State service in the same or another such
16 position, and fulfills in all other respects the conditions
17 prescribed in this Article for credit for military service,
18 such military service shall be credited as eligible creditable
19 service for the purposes of the retirement annuity prescribed
20 in this Section.

21 (f) For purposes of calculating retirement annuities under
22 this Section, periods of service rendered after December 31,
23 1968 and before October 1, 1975 as a covered employee in the
24 position of special agent, conservation police officer, mental
25 health police officer, or investigator for the Secretary of
26 State, shall be deemed to have been service as a noncovered

1 employee, provided that the employee pays to the System prior
2 to retirement an amount equal to (1) the difference between
3 the employee contributions that would have been required for
4 such service as a noncovered employee, and the amount of
5 employee contributions actually paid, plus (2) if payment is
6 made after July 31, 1987, regular interest on the amount
7 specified in item (1) from the date of service to the date of
8 payment.

9 For purposes of calculating retirement annuities under
10 this Section, periods of service rendered after December 31,
11 1968 and before January 1, 1982 as a covered employee in the
12 position of investigator for the Department of Revenue shall
13 be deemed to have been service as a noncovered employee,
14 provided that the employee pays to the System prior to
15 retirement an amount equal to (1) the difference between the
16 employee contributions that would have been required for such
17 service as a noncovered employee, and the amount of employee
18 contributions actually paid, plus (2) if payment is made after
19 January 1, 1990, regular interest on the amount specified in
20 item (1) from the date of service to the date of payment.

21 (g) A State policeman may elect, not later than January 1,
22 1990, to establish eligible creditable service for up to 10
23 years of his service as a policeman under Article 3, by filing
24 a written election with the Board, accompanied by payment of
25 an amount to be determined by the Board, equal to (i) the
26 difference between the amount of employee and employer

1 contributions transferred to the System under Section 3-110.5,
2 and the amounts that would have been contributed had such
3 contributions been made at the rates applicable to State
4 policemen, plus (ii) interest thereon at the effective rate
5 for each year, compounded annually, from the date of service
6 to the date of payment.

7 Subject to the limitation in subsection (i), a State
8 policeman may elect, not later than July 1, 1993, to establish
9 eligible creditable service for up to 10 years of his service
10 as a member of the County Police Department under Article 9, by
11 filing a written election with the Board, accompanied by
12 payment of an amount to be determined by the Board, equal to
13 (i) the difference between the amount of employee and employer
14 contributions transferred to the System under Section 9-121.10
15 and the amounts that would have been contributed had those
16 contributions been made at the rates applicable to State
17 policemen, plus (ii) interest thereon at the effective rate
18 for each year, compounded annually, from the date of service
19 to the date of payment.

20 (h) Subject to the limitation in subsection (i), a State
21 policeman or investigator for the Secretary of State may elect
22 to establish eligible creditable service for up to 12 years of
23 his service as a policeman under Article 5, by filing a written
24 election with the Board on or before January 31, 1992, and
25 paying to the System by January 31, 1994 an amount to be
26 determined by the Board, equal to (i) the difference between

1 the amount of employee and employer contributions transferred
2 to the System under Section 5-236, and the amounts that would
3 have been contributed had such contributions been made at the
4 rates applicable to State policemen, plus (ii) interest
5 thereon at the effective rate for each year, compounded
6 annually, from the date of service to the date of payment.

7 Subject to the limitation in subsection (i), a State
8 policeman, conservation police officer, or investigator for
9 the Secretary of State may elect to establish eligible
10 creditable service for up to 10 years of service as a sheriff's
11 law enforcement employee under Article 7, by filing a written
12 election with the Board on or before January 31, 1993, and
13 paying to the System by January 31, 1994 an amount to be
14 determined by the Board, equal to (i) the difference between
15 the amount of employee and employer contributions transferred
16 to the System under Section 7-139.7, and the amounts that
17 would have been contributed had such contributions been made
18 at the rates applicable to State policemen, plus (ii) interest
19 thereon at the effective rate for each year, compounded
20 annually, from the date of service to the date of payment.

21 Subject to the limitation in subsection (i), a State
22 policeman, conservation police officer, or investigator for
23 the Secretary of State may elect to establish eligible
24 creditable service for up to 5 years of service as a police
25 officer under Article 3, a policeman under Article 5, a
26 sheriff's law enforcement employee under Article 7, a member

1 of the county police department under Article 9, or a police
2 officer under Article 15 by filing a written election with the
3 Board and paying to the System an amount to be determined by
4 the Board, equal to (i) the difference between the amount of
5 employee and employer contributions transferred to the System
6 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4
7 and the amounts that would have been contributed had such
8 contributions been made at the rates applicable to State
9 policemen, plus (ii) interest thereon at the effective rate
10 for each year, compounded annually, from the date of service
11 to the date of payment.

12 Subject to the limitation in subsection (i), an
13 investigator for the Office of the Attorney General, or an
14 investigator for the Department of Revenue, may elect to
15 establish eligible creditable service for up to 5 years of
16 service as a police officer under Article 3, a policeman under
17 Article 5, a sheriff's law enforcement employee under Article
18 7, or a member of the county police department under Article 9
19 by filing a written election with the Board within 6 months
20 after August 25, 2009 (the effective date of Public Act
21 96-745) and paying to the System an amount to be determined by
22 the Board, equal to (i) the difference between the amount of
23 employee and employer contributions transferred to the System
24 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the
25 amounts that would have been contributed had such
26 contributions been made at the rates applicable to State

1 policemen, plus (ii) interest thereon at the actuarially
2 assumed rate for each year, compounded annually, from the date
3 of service to the date of payment.

4 Subject to the limitation in subsection (i), a State
5 policeman, conservation police officer, investigator for the
6 Office of the Attorney General, an investigator for the
7 Department of Revenue, or investigator for the Secretary of
8 State may elect to establish eligible creditable service for
9 up to 5 years of service as a person employed by a
10 participating municipality to perform police duties, or law
11 enforcement officer employed on a full-time basis by a forest
12 preserve district under Article 7, a county corrections
13 officer, or a court services officer under Article 9, by
14 filing a written election with the Board within 6 months after
15 August 25, 2009 (the effective date of Public Act 96-745) and
16 paying to the System an amount to be determined by the Board,
17 equal to (i) the difference between the amount of employee and
18 employer contributions transferred to the System under
19 Sections 7-139.8 and 9-121.10 and the amounts that would have
20 been contributed had such contributions been made at the rates
21 applicable to State policemen, plus (ii) interest thereon at
22 the actuarially assumed rate for each year, compounded
23 annually, from the date of service to the date of payment.

24 Subject to the limitation in subsection (i), a State
25 policeman, arson investigator, or Commerce Commission police
26 officer may elect to establish eligible creditable service for

1 up to 5 years of service as a person employed by a
2 participating municipality to perform police duties under
3 Article 7, a county corrections officer, a court services
4 officer under Article 9, or a firefighter under Article 4 by
5 filing a written election with the Board within 6 months after
6 July 30, 2021 (the effective date of Public Act 102-210) and
7 paying to the System an amount to be determined by the Board
8 equal to (i) the difference between the amount of employee and
9 employer contributions transferred to the System under
10 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that
11 would have been contributed had such contributions been made
12 at the rates applicable to State policemen, plus (ii) interest
13 thereon at the actuarially assumed rate for each year,
14 compounded annually, from the date of service to the date of
15 payment.

16 Subject to the limitation in subsection (i), a
17 conservation police officer may elect to establish eligible
18 creditable service for up to 5 years of service as a person
19 employed by a participating municipality to perform police
20 duties under Article 7, a county corrections officer, or a
21 court services officer under Article 9 by filing a written
22 election with the Board within 6 months after July 30, 2021
23 (the effective date of Public Act 102-210) and paying to the
24 System an amount to be determined by the Board equal to (i) the
25 difference between the amount of employee and employer
26 contributions transferred to the System under Sections 7-139.8

1 and 9-121.10 and the amounts that would have been contributed
2 had such contributions been made at the rates applicable to
3 State policemen, plus (ii) interest thereon at the actuarially
4 assumed rate for each year, compounded annually, from the date
5 of service to the date of payment.

6 Notwithstanding the limitation in subsection (i), a State
7 policeman or conservation police officer may elect to convert
8 service credit earned under this Article to eligible
9 creditable service, as defined by this Section, by filing a
10 written election with the board within 6 months after July 30,
11 2021 (the effective date of Public Act 102-210) and paying to
12 the System an amount to be determined by the Board equal to (i)
13 the difference between the amount of employee contributions
14 originally paid for that service and the amounts that would
15 have been contributed had such contributions been made at the
16 rates applicable to State policemen, plus (ii) the difference
17 between the employer's normal cost of the credit prior to the
18 conversion authorized by Public Act 102-210 and the employer's
19 normal cost of the credit converted in accordance with Public
20 Act 102-210, plus (iii) interest thereon at the actuarially
21 assumed rate for each year, compounded annually, from the date
22 of service to the date of payment.

23 (i) The total amount of eligible creditable service
24 established by any person under subsections (g), (h), (j),
25 (k), (l), (l-5), and (o) of this Section shall not exceed 12
26 years.

1 (j) Subject to the limitation in subsection (i), an
2 investigator for the Office of the State's Attorneys Appellate
3 Prosecutor or a controlled substance inspector may elect to
4 establish eligible creditable service for up to 10 years of
5 his service as a policeman under Article 3 or a sheriff's law
6 enforcement employee under Article 7, by filing a written
7 election with the Board, accompanied by payment of an amount
8 to be determined by the Board, equal to (1) the difference
9 between the amount of employee and employer contributions
10 transferred to the System under Section 3-110.6 or 7-139.8,
11 and the amounts that would have been contributed had such
12 contributions been made at the rates applicable to State
13 policemen, plus (2) interest thereon at the effective rate for
14 each year, compounded annually, from the date of service to
15 the date of payment.

16 (k) Subject to the limitation in subsection (i) of this
17 Section, an alternative formula employee may elect to
18 establish eligible creditable service for periods spent as a
19 full-time law enforcement officer or full-time corrections
20 officer employed by the federal government or by a state or
21 local government located outside of Illinois, for which credit
22 is not held in any other public employee pension fund or
23 retirement system. To obtain this credit, the applicant must
24 file a written application with the Board by March 31, 1998,
25 accompanied by evidence of eligibility acceptable to the Board
26 and payment of an amount to be determined by the Board, equal

1 to (1) employee contributions for the credit being
2 established, based upon the applicant's salary on the first
3 day as an alternative formula employee after the employment
4 for which credit is being established and the rates then
5 applicable to alternative formula employees, plus (2) an
6 amount determined by the Board to be the employer's normal
7 cost of the benefits accrued for the credit being established,
8 plus (3) regular interest on the amounts in items (1) and (2)
9 from the first day as an alternative formula employee after
10 the employment for which credit is being established to the
11 date of payment.

12 (1) Subject to the limitation in subsection (i), a
13 security employee of the Department of Corrections may elect,
14 not later than July 1, 1998, to establish eligible creditable
15 service for up to 10 years of his or her service as a policeman
16 under Article 3, by filing a written election with the Board,
17 accompanied by payment of an amount to be determined by the
18 Board, equal to (i) the difference between the amount of
19 employee and employer contributions transferred to the System
20 under Section 3-110.5, and the amounts that would have been
21 contributed had such contributions been made at the rates
22 applicable to security employees of the Department of
23 Corrections, plus (ii) interest thereon at the effective rate
24 for each year, compounded annually, from the date of service
25 to the date of payment.

26 (1-5) Subject to the limitation in subsection (i) of this

1 Section, a State policeman may elect to establish eligible
2 creditable service for up to 5 years of service as a full-time
3 law enforcement officer employed by the federal government or
4 by a state or local government located outside of Illinois for
5 which credit is not held in any other public employee pension
6 fund or retirement system. To obtain this credit, the
7 applicant must file a written application with the Board no
8 later than 3 years after January 1, 2020 (the effective date of
9 Public Act 101-610), accompanied by evidence of eligibility
10 acceptable to the Board and payment of an amount to be
11 determined by the Board, equal to (1) employee contributions
12 for the credit being established, based upon the applicant's
13 salary on the first day as an alternative formula employee
14 after the employment for which credit is being established and
15 the rates then applicable to alternative formula employees,
16 plus (2) an amount determined by the Board to be the employer's
17 normal cost of the benefits accrued for the credit being
18 established, plus (3) regular interest on the amounts in items
19 (1) and (2) from the first day as an alternative formula
20 employee after the employment for which credit is being
21 established to the date of payment.

22 (m) The amendatory changes to this Section made by Public
23 Act 94-696 apply only to: (1) security employees of the
24 Department of Juvenile Justice employed by the Department of
25 Corrections before June 1, 2006 (the effective date of Public
26 Act 94-696) and transferred to the Department of Juvenile

1 Justice by Public Act 94-696; and (2) persons employed by the
2 Department of Juvenile Justice on or after June 1, 2006 (the
3 effective date of Public Act 94-696) who are required by
4 subsection (b) of Section 3-2.5-15 of the Unified Code of
5 Corrections to have any bachelor's or advanced degree from an
6 accredited college or university or, in the case of persons
7 who provide vocational training, who are required to have
8 adequate knowledge in the skill for which they are providing
9 the vocational training.

10 (n) A person employed in a position under subsection (b)
11 of this Section who has purchased service credit under
12 subsection (j) of Section 14-104 or subsection (b) of Section
13 14-105 in any other capacity under this Article may convert up
14 to 5 years of that service credit into service credit covered
15 under this Section by paying to the Fund an amount equal to (1)
16 the additional employee contribution required under Section
17 14-133, plus (2) the additional employer contribution required
18 under Section 14-131, plus (3) interest on items (1) and (2) at
19 the actuarially assumed rate from the date of the service to
20 the date of payment.

21 (o) Subject to the limitation in subsection (i), a
22 conservation police officer, investigator for the Secretary of
23 State, Commerce Commission police officer, investigator for
24 the Department of Revenue or the Illinois Gaming Board, or
25 arson investigator subject to subsection (g) of Section 1-160
26 may elect to convert up to 8 years of service credit

1 established before January 1, 2020 (the effective date of
2 Public Act 101-610) as a conservation police officer,
3 investigator for the Secretary of State, Commerce Commission
4 police officer, investigator for the Department of Revenue or
5 the Illinois Gaming Board, or arson investigator under this
6 Article into eligible creditable service by filing a written
7 election with the Board no later than one year after January 1,
8 2020 (the effective date of Public Act 101-610), accompanied
9 by payment of an amount to be determined by the Board equal to
10 (i) the difference between the amount of the employee
11 contributions actually paid for that service and the amount of
12 the employee contributions that would have been paid had the
13 employee contributions been made as a noncovered employee
14 serving in a position in which eligible creditable service, as
15 defined in this Section, may be earned, plus (ii) interest
16 thereon at the effective rate for each year, compounded
17 annually, from the date of service to the date of payment.

18 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;
19 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

20 (Text of Section from P.A. 102-856)

21 Sec. 14-110. Alternative retirement annuity.

22 (a) Any member who has withdrawn from service with not
23 less than 20 years of eligible creditable service and has
24 attained age 55, and any member who has withdrawn from service
25 with not less than 25 years of eligible creditable service and

1 has attained age 50, regardless of whether the attainment of
2 either of the specified ages occurs while the member is still
3 in service, shall be entitled to receive at the option of the
4 member, in lieu of the regular or minimum retirement annuity,
5 a retirement annuity computed as follows:

6 (i) for periods of service as a noncovered employee:
7 if retirement occurs on or after January 1, 2001, 3% of
8 final average compensation for each year of creditable
9 service; if retirement occurs before January 1, 2001, 2
10 1/4% of final average compensation for each of the first
11 10 years of creditable service, 2 1/2% for each year above
12 10 years to and including 20 years of creditable service,
13 and 2 3/4% for each year of creditable service above 20
14 years; and

15 (ii) for periods of eligible creditable service as a
16 covered employee: if retirement occurs on or after January
17 1, 2001, 2.5% of final average compensation for each year
18 of creditable service; if retirement occurs before January
19 1, 2001, 1.67% of final average compensation for each of
20 the first 10 years of such service, 1.90% for each of the
21 next 10 years of such service, 2.10% for each year of such
22 service in excess of 20 but not exceeding 30, and 2.30% for
23 each year in excess of 30.

24 Such annuity shall be subject to a maximum of 75% of final
25 average compensation if retirement occurs before January 1,
26 2001 or to a maximum of 80% of final average compensation if

1 retirement occurs on or after January 1, 2001.

2 These rates shall not be applicable to any service
3 performed by a member as a covered employee which is not
4 eligible creditable service. Service as a covered employee
5 which is not eligible creditable service shall be subject to
6 the rates and provisions of Section 14-108.

7 (b) For the purpose of this Section, "eligible creditable
8 service" means creditable service resulting from service in
9 one or more of the following positions:

10 (1) State policeman;

11 (2) fire fighter in the fire protection service of a
12 department;

13 (3) air pilot;

14 (4) special agent;

15 (5) investigator for the Secretary of State;

16 (6) conservation police officer;

17 (7) investigator for the Department of Revenue or the
18 Illinois Gaming Board;

19 (8) security employee of the Department of Human
20 Services;

21 (9) Central Management Services security police
22 officer;

23 (10) security employee of the Department of
24 Corrections or the Department of Juvenile Justice;

25 (11) dangerous drugs investigator;

26 (12) investigator for the Illinois State Police;

1 (13) investigator for the Office of the Attorney
2 General;

3 (14) controlled substance inspector;

4 (15) investigator for the Office of the State's
5 Attorneys Appellate Prosecutor;

6 (16) Commerce Commission police officer;

7 (17) arson investigator;

8 (18) State highway maintenance worker;

9 (19) security employee of the Department of Innovation
10 and Technology; or

11 (20) transferred employee.

12 A person employed in one of the positions specified in
13 this subsection is entitled to eligible creditable service for
14 service credit earned under this Article while undergoing the
15 basic police training course approved by the Illinois Law
16 Enforcement Training Standards Board, if completion of that
17 training is required of persons serving in that position. For
18 the purposes of this Code, service during the required basic
19 police training course shall be deemed performance of the
20 duties of the specified position, even though the person is
21 not a sworn peace officer at the time of the training.

22 A person under paragraph (20) is entitled to eligible
23 creditable service for service credit earned under this
24 Article on and after his or her transfer by Executive Order No.
25 2003-10, Executive Order No. 2004-2, or Executive Order No.
26 2016-1.

1 (c) For the purposes of this Section:

2 (1) The term "State policeman" includes any title or
3 position in the Illinois State Police that is held by an
4 individual employed under the Illinois State Police Act.

5 (2) The term "fire fighter in the fire protection
6 service of a department" includes all officers in such
7 fire protection service including fire chiefs and
8 assistant fire chiefs.

9 (3) The term "air pilot" includes any employee whose
10 official job description on file in the Department of
11 Central Management Services, or in the department by which
12 he is employed if that department is not covered by the
13 Personnel Code, states that his principal duty is the
14 operation of aircraft, and who possesses a pilot's
15 license; however, the change in this definition made by
16 Public Act 83-842 shall not operate to exclude any
17 noncovered employee who was an "air pilot" for the
18 purposes of this Section on January 1, 1984.

19 (4) The term "special agent" means any person who by
20 reason of employment by the Division of Narcotic Control,
21 the Bureau of Investigation or, after July 1, 1977, the
22 Division of Criminal Investigation, the Division of
23 Internal Investigation, the Division of Operations, the
24 Division of Patrol ~~Operations~~, or any other Division or
25 organizational entity in the Illinois State Police is
26 vested by law with duties to maintain public order,

1 investigate violations of the criminal law of this State,
2 enforce the laws of this State, make arrests and recover
3 property. The term "special agent" includes any title or
4 position in the Illinois State Police that is held by an
5 individual employed under the Illinois State Police Act.

6 (5) The term "investigator for the Secretary of State"
7 means any person employed by the Office of the Secretary
8 of State and vested with such investigative duties as
9 render him ineligible for coverage under the Social
10 Security Act by reason of Sections 218(d)(5)(A),
11 218(d)(8)(D) and 218(1)(1) of that Act.

12 A person who became employed as an investigator for
13 the Secretary of State between January 1, 1967 and
14 December 31, 1975, and who has served as such until
15 attainment of age 60, either continuously or with a single
16 break in service of not more than 3 years duration, which
17 break terminated before January 1, 1976, shall be entitled
18 to have his retirement annuity calculated in accordance
19 with subsection (a), notwithstanding that he has less than
20 20 years of credit for such service.

21 (6) The term "Conservation Police Officer" means any
22 person employed by the Division of Law Enforcement of the
23 Department of Natural Resources and vested with such law
24 enforcement duties as render him ineligible for coverage
25 under the Social Security Act by reason of Sections
26 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The

1 term "Conservation Police Officer" includes the positions
2 of Chief Conservation Police Administrator and Assistant
3 Conservation Police Administrator.

4 (7) The term "investigator for the Department of
5 Revenue" means any person employed by the Department of
6 Revenue and vested with such investigative duties as
7 render him ineligible for coverage under the Social
8 Security Act by reason of Sections 218(d)(5)(A),
9 218(d)(8)(D) and 218(1)(1) of that Act.

10 The term "investigator for the Illinois Gaming Board"
11 means any person employed as such by the Illinois Gaming
12 Board and vested with such peace officer duties as render
13 the person ineligible for coverage under the Social
14 Security Act by reason of Sections 218(d)(5)(A),
15 218(d)(8)(D), and 218(1)(1) of that Act.

16 (8) The term "security employee of the Department of
17 Human Services" means any person employed by the
18 Department of Human Services who (i) is employed at the
19 Chester Mental Health Center and has daily contact with
20 the residents thereof, (ii) is employed within a security
21 unit at a facility operated by the Department and has
22 daily contact with the residents of the security unit,
23 (iii) is employed at a facility operated by the Department
24 that includes a security unit and is regularly scheduled
25 to work at least 50% of his or her working hours within
26 that security unit, or (iv) is a mental health police

1 officer. "Mental health police officer" means any person
2 employed by the Department of Human Services in a position
3 pertaining to the Department's mental health and
4 developmental disabilities functions who is vested with
5 such law enforcement duties as render the person
6 ineligible for coverage under the Social Security Act by
7 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and
8 218(1)(1) of that Act. "Security unit" means that portion
9 of a facility that is devoted to the care, containment,
10 and treatment of persons committed to the Department of
11 Human Services as sexually violent persons, persons unfit
12 to stand trial, or persons not guilty by reason of
13 insanity. With respect to past employment, references to
14 the Department of Human Services include its predecessor,
15 the Department of Mental Health and Developmental
16 Disabilities.

17 The changes made to this subdivision (c)(8) by Public
18 Act 92-14 apply to persons who retire on or after January
19 1, 2001, notwithstanding Section 1-103.1.

20 (9) "Central Management Services security police
21 officer" means any person employed by the Department of
22 Central Management Services who is vested with such law
23 enforcement duties as render him ineligible for coverage
24 under the Social Security Act by reason of Sections
25 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

26 (10) For a member who first became an employee under

1 this Article before July 1, 2005, the term "security
2 employee of the Department of Corrections or the
3 Department of Juvenile Justice" means any employee of the
4 Department of Corrections or the Department of Juvenile
5 Justice or the former Department of Personnel, and any
6 member or employee of the Prisoner Review Board, who has
7 daily contact with inmates or youth by working within a
8 correctional facility or Juvenile facility operated by the
9 Department of Juvenile Justice or who is a parole officer
10 or an employee who has direct contact with committed
11 persons in the performance of his or her job duties. For a
12 member who first becomes an employee under this Article on
13 or after July 1, 2005, the term means an employee of the
14 Department of Corrections or the Department of Juvenile
15 Justice who is any of the following: (i) officially
16 headquartered at a correctional facility or Juvenile
17 facility operated by the Department of Juvenile Justice,
18 (ii) a parole officer, (iii) a member of the apprehension
19 unit, (iv) a member of the intelligence unit, (v) a member
20 of the sort team, or (vi) an investigator.

21 (11) The term "dangerous drugs investigator" means any
22 person who is employed as such by the Department of Human
23 Services.

24 (12) The term "investigator for the Illinois State
25 Police" means a person employed by the Illinois State
26 Police who is vested under Section 4 of the Narcotic

1 Control Division Abolition Act with such law enforcement
2 powers as render him ineligible for coverage under the
3 Social Security Act by reason of Sections 218(d)(5)(A),
4 218(d)(8)(D) and 218(1)(1) of that Act.

5 (13) "Investigator for the Office of the Attorney
6 General" means any person who is employed as such by the
7 Office of the Attorney General and is vested with such
8 investigative duties as render him ineligible for coverage
9 under the Social Security Act by reason of Sections
10 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For
11 the period before January 1, 1989, the term includes all
12 persons who were employed as investigators by the Office
13 of the Attorney General, without regard to social security
14 status.

15 (14) "Controlled substance inspector" means any person
16 who is employed as such by the Department of Professional
17 Regulation and is vested with such law enforcement duties
18 as render him ineligible for coverage under the Social
19 Security Act by reason of Sections 218(d)(5)(A),
20 218(d)(8)(D) and 218(1)(1) of that Act. The term
21 "controlled substance inspector" includes the Program
22 Executive of Enforcement and the Assistant Program
23 Executive of Enforcement.

24 (15) The term "investigator for the Office of the
25 State's Attorneys Appellate Prosecutor" means a person
26 employed in that capacity on a full-time basis under the

1 authority of Section 7.06 of the State's Attorneys
2 Appellate Prosecutor's Act.

3 (16) "Commerce Commission police officer" means any
4 person employed by the Illinois Commerce Commission who is
5 vested with such law enforcement duties as render him
6 ineligible for coverage under the Social Security Act by
7 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and
8 218(1)(1) of that Act.

9 (17) "Arson investigator" means any person who is
10 employed as such by the Office of the State Fire Marshal
11 and is vested with such law enforcement duties as render
12 the person ineligible for coverage under the Social
13 Security Act by reason of Sections 218(d)(5)(A),
14 218(d)(8)(D), and 218(1)(1) of that Act. A person who was
15 employed as an arson investigator on January 1, 1995 and
16 is no longer in service but not yet receiving a retirement
17 annuity may convert his or her creditable service for
18 employment as an arson investigator into eligible
19 creditable service by paying to the System the difference
20 between the employee contributions actually paid for that
21 service and the amounts that would have been contributed
22 if the applicant were contributing at the rate applicable
23 to persons with the same social security status earning
24 eligible creditable service on the date of application.

25 (18) The term "State highway maintenance worker" means
26 a person who is either of the following:

1 (i) A person employed on a full-time basis by the
2 Illinois Department of Transportation in the position
3 of highway maintainer, highway maintenance lead
4 worker, highway maintenance lead/lead worker, heavy
5 construction equipment operator, power shovel
6 operator, or bridge mechanic; and whose principal
7 responsibility is to perform, on the roadway, the
8 actual maintenance necessary to keep the highways that
9 form a part of the State highway system in serviceable
10 condition for vehicular traffic.

11 (ii) A person employed on a full-time basis by the
12 Illinois State Toll Highway Authority in the position
13 of equipment operator/laborer H-4, equipment
14 operator/laborer H-6, welder H-4, welder H-6,
15 mechanical/electrical H-4, mechanical/electrical H-6,
16 water/sewer H-4, water/sewer H-6, sign maker/hanger
17 H-4, sign maker/hanger H-6, roadway lighting H-4,
18 roadway lighting H-6, structural H-4, structural H-6,
19 painter H-4, or painter H-6; and whose principal
20 responsibility is to perform, on the roadway, the
21 actual maintenance necessary to keep the Authority's
22 tollways in serviceable condition for vehicular
23 traffic.

24 (19) The term "security employee of the Department of
25 Innovation and Technology" means a person who was a
26 security employee of the Department of Corrections or the

1 Department of Juvenile Justice, was transferred to the
2 Department of Innovation and Technology pursuant to
3 Executive Order 2016-01, and continues to perform similar
4 job functions under that Department.

5 (20) "Transferred employee" means an employee who was
6 transferred to the Department of Central Management
7 Services by Executive Order No. 2003-10 or Executive Order
8 No. 2004-2 or transferred to the Department of Innovation
9 and Technology by Executive Order No. 2016-1, or both, and
10 was entitled to eligible creditable service for services
11 immediately preceding the transfer.

12 (d) A security employee of the Department of Corrections
13 or the Department of Juvenile Justice, a security employee of
14 the Department of Human Services who is not a mental health
15 police officer, and a security employee of the Department of
16 Innovation and Technology shall not be eligible for the
17 alternative retirement annuity provided by this Section unless
18 he or she meets the following minimum age and service
19 requirements at the time of retirement:

20 (i) 25 years of eligible creditable service and age
21 55; or

22 (ii) beginning January 1, 1987, 25 years of eligible
23 creditable service and age 54, or 24 years of eligible
24 creditable service and age 55; or

25 (iii) beginning January 1, 1988, 25 years of eligible
26 creditable service and age 53, or 23 years of eligible

1 creditable service and age 55; or

2 (iv) beginning January 1, 1989, 25 years of eligible
3 creditable service and age 52, or 22 years of eligible
4 creditable service and age 55; or

5 (v) beginning January 1, 1990, 25 years of eligible
6 creditable service and age 51, or 21 years of eligible
7 creditable service and age 55; or

8 (vi) beginning January 1, 1991, 25 years of eligible
9 creditable service and age 50, or 20 years of eligible
10 creditable service and age 55.

11 Persons who have service credit under Article 16 of this
12 Code for service as a security employee of the Department of
13 Corrections or the Department of Juvenile Justice, or the
14 Department of Human Services in a position requiring
15 certification as a teacher may count such service toward
16 establishing their eligibility under the service requirements
17 of this Section; but such service may be used only for
18 establishing such eligibility, and not for the purpose of
19 increasing or calculating any benefit.

20 (e) If a member enters military service while working in a
21 position in which eligible creditable service may be earned,
22 and returns to State service in the same or another such
23 position, and fulfills in all other respects the conditions
24 prescribed in this Article for credit for military service,
25 such military service shall be credited as eligible creditable
26 service for the purposes of the retirement annuity prescribed

1 in this Section.

2 (f) For purposes of calculating retirement annuities under
3 this Section, periods of service rendered after December 31,
4 1968 and before October 1, 1975 as a covered employee in the
5 position of special agent, conservation police officer, mental
6 health police officer, or investigator for the Secretary of
7 State, shall be deemed to have been service as a noncovered
8 employee, provided that the employee pays to the System prior
9 to retirement an amount equal to (1) the difference between
10 the employee contributions that would have been required for
11 such service as a noncovered employee, and the amount of
12 employee contributions actually paid, plus (2) if payment is
13 made after July 31, 1987, regular interest on the amount
14 specified in item (1) from the date of service to the date of
15 payment.

16 For purposes of calculating retirement annuities under
17 this Section, periods of service rendered after December 31,
18 1968 and before January 1, 1982 as a covered employee in the
19 position of investigator for the Department of Revenue shall
20 be deemed to have been service as a noncovered employee,
21 provided that the employee pays to the System prior to
22 retirement an amount equal to (1) the difference between the
23 employee contributions that would have been required for such
24 service as a noncovered employee, and the amount of employee
25 contributions actually paid, plus (2) if payment is made after
26 January 1, 1990, regular interest on the amount specified in

1 item (1) from the date of service to the date of payment.

2 (g) A State policeman may elect, not later than January 1,
3 1990, to establish eligible creditable service for up to 10
4 years of his service as a policeman under Article 3, by filing
5 a written election with the Board, accompanied by payment of
6 an amount to be determined by the Board, equal to (i) the
7 difference between the amount of employee and employer
8 contributions transferred to the System under Section 3-110.5,
9 and the amounts that would have been contributed had such
10 contributions been made at the rates applicable to State
11 policemen, plus (ii) interest thereon at the effective rate
12 for each year, compounded annually, from the date of service
13 to the date of payment.

14 Subject to the limitation in subsection (i), a State
15 policeman may elect, not later than July 1, 1993, to establish
16 eligible creditable service for up to 10 years of his service
17 as a member of the County Police Department under Article 9, by
18 filing a written election with the Board, accompanied by
19 payment of an amount to be determined by the Board, equal to
20 (i) the difference between the amount of employee and employer
21 contributions transferred to the System under Section 9-121.10
22 and the amounts that would have been contributed had those
23 contributions been made at the rates applicable to State
24 policemen, plus (ii) interest thereon at the effective rate
25 for each year, compounded annually, from the date of service
26 to the date of payment.

1 (h) Subject to the limitation in subsection (i), a State
2 policeman or investigator for the Secretary of State may elect
3 to establish eligible creditable service for up to 12 years of
4 his service as a policeman under Article 5, by filing a written
5 election with the Board on or before January 31, 1992, and
6 paying to the System by January 31, 1994 an amount to be
7 determined by the Board, equal to (i) the difference between
8 the amount of employee and employer contributions transferred
9 to the System under Section 5-236, and the amounts that would
10 have been contributed had such contributions been made at the
11 rates applicable to State policemen, plus (ii) interest
12 thereon at the effective rate for each year, compounded
13 annually, from the date of service to the date of payment.

14 Subject to the limitation in subsection (i), a State
15 policeman, conservation police officer, or investigator for
16 the Secretary of State may elect to establish eligible
17 creditable service for up to 10 years of service as a sheriff's
18 law enforcement employee under Article 7, by filing a written
19 election with the Board on or before January 31, 1993, and
20 paying to the System by January 31, 1994 an amount to be
21 determined by the Board, equal to (i) the difference between
22 the amount of employee and employer contributions transferred
23 to the System under Section 7-139.7, and the amounts that
24 would have been contributed had such contributions been made
25 at the rates applicable to State policemen, plus (ii) interest
26 thereon at the effective rate for each year, compounded

1 annually, from the date of service to the date of payment.

2 Subject to the limitation in subsection (i), a State
3 policeman, conservation police officer, or investigator for
4 the Secretary of State may elect to establish eligible
5 creditable service for up to 5 years of service as a police
6 officer under Article 3, a policeman under Article 5, a
7 sheriff's law enforcement employee under Article 7, a member
8 of the county police department under Article 9, or a police
9 officer under Article 15 by filing a written election with the
10 Board and paying to the System an amount to be determined by
11 the Board, equal to (i) the difference between the amount of
12 employee and employer contributions transferred to the System
13 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4
14 and the amounts that would have been contributed had such
15 contributions been made at the rates applicable to State
16 policemen, plus (ii) interest thereon at the effective rate
17 for each year, compounded annually, from the date of service
18 to the date of payment.

19 Subject to the limitation in subsection (i), an
20 investigator for the Office of the Attorney General, or an
21 investigator for the Department of Revenue, may elect to
22 establish eligible creditable service for up to 5 years of
23 service as a police officer under Article 3, a policeman under
24 Article 5, a sheriff's law enforcement employee under Article
25 7, or a member of the county police department under Article 9
26 by filing a written election with the Board within 6 months

1 after August 25, 2009 (the effective date of Public Act
2 96-745) and paying to the System an amount to be determined by
3 the Board, equal to (i) the difference between the amount of
4 employee and employer contributions transferred to the System
5 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the
6 amounts that would have been contributed had such
7 contributions been made at the rates applicable to State
8 policemen, plus (ii) interest thereon at the actuarially
9 assumed rate for each year, compounded annually, from the date
10 of service to the date of payment.

11 Subject to the limitation in subsection (i), a State
12 policeman, conservation police officer, investigator for the
13 Office of the Attorney General, an investigator for the
14 Department of Revenue, or investigator for the Secretary of
15 State may elect to establish eligible creditable service for
16 up to 5 years of service as a person employed by a
17 participating municipality to perform police duties, or law
18 enforcement officer employed on a full-time basis by a forest
19 preserve district under Article 7, a county corrections
20 officer, or a court services officer under Article 9, by
21 filing a written election with the Board within 6 months after
22 August 25, 2009 (the effective date of Public Act 96-745) and
23 paying to the System an amount to be determined by the Board,
24 equal to (i) the difference between the amount of employee and
25 employer contributions transferred to the System under
26 Sections 7-139.8 and 9-121.10 and the amounts that would have

1 been contributed had such contributions been made at the rates
2 applicable to State policemen, plus (ii) interest thereon at
3 the actuarially assumed rate for each year, compounded
4 annually, from the date of service to the date of payment.

5 Subject to the limitation in subsection (i), a State
6 policeman, arson investigator, or Commerce Commission police
7 officer may elect to establish eligible creditable service for
8 up to 5 years of service as a person employed by a
9 participating municipality to perform police duties under
10 Article 7, a county corrections officer, a court services
11 officer under Article 9, or a firefighter under Article 4 by
12 filing a written election with the Board within 6 months after
13 July 30, 2021 (the effective date of Public Act 102-210) and
14 paying to the System an amount to be determined by the Board
15 equal to (i) the difference between the amount of employee and
16 employer contributions transferred to the System under
17 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that
18 would have been contributed had such contributions been made
19 at the rates applicable to State policemen, plus (ii) interest
20 thereon at the actuarially assumed rate for each year,
21 compounded annually, from the date of service to the date of
22 payment.

23 Subject to the limitation in subsection (i), a
24 conservation police officer may elect to establish eligible
25 creditable service for up to 5 years of service as a person
26 employed by a participating municipality to perform police

1 duties under Article 7, a county corrections officer, or a
2 court services officer under Article 9 by filing a written
3 election with the Board within 6 months after July 30, 2021
4 (the effective date of Public Act 102-210) and paying to the
5 System an amount to be determined by the Board equal to (i) the
6 difference between the amount of employee and employer
7 contributions transferred to the System under Sections 7-139.8
8 and 9-121.10 and the amounts that would have been contributed
9 had such contributions been made at the rates applicable to
10 State policemen, plus (ii) interest thereon at the actuarially
11 assumed rate for each year, compounded annually, from the date
12 of service to the date of payment.

13 Subject to the limitation in subsection (i), an
14 investigator for the Department of Revenue, investigator for
15 the Illinois Gaming Board, investigator for the Secretary of
16 State, or arson investigator may elect to establish eligible
17 creditable service for up to 5 years of service as a person
18 employed by a participating municipality to perform police
19 duties under Article 7, a county corrections officer, a court
20 services officer under Article 9, or a firefighter under
21 Article 4 by filing a written election with the Board within 6
22 months after the effective date of this amendatory Act of the
23 102nd General Assembly and paying to the System an amount to be
24 determined by the Board equal to (i) the difference between
25 the amount of employee and employer contributions transferred
26 to the System under Sections 4-108.8, 7-139.8, and 9-121.10

1 and the amounts that would have been contributed had such
2 contributions been made at the rates applicable to State
3 policemen, plus (ii) interest thereon at the actuarially
4 assumed rate for each year, compounded annually, from the date
5 of service to the date of payment.

6 Notwithstanding the limitation in subsection (i), a State
7 policeman or conservation police officer may elect to convert
8 service credit earned under this Article to eligible
9 creditable service, as defined by this Section, by filing a
10 written election with the board within 6 months after July 30,
11 2021 (the effective date of Public Act 102-210) and paying to
12 the System an amount to be determined by the Board equal to (i)
13 the difference between the amount of employee contributions
14 originally paid for that service and the amounts that would
15 have been contributed had such contributions been made at the
16 rates applicable to State policemen, plus (ii) the difference
17 between the employer's normal cost of the credit prior to the
18 conversion authorized by Public Act 102-210 and the employer's
19 normal cost of the credit converted in accordance with Public
20 Act 102-210, plus (iii) interest thereon at the actuarially
21 assumed rate for each year, compounded annually, from the date
22 of service to the date of payment.

23 Notwithstanding the limitation in subsection (i), an
24 investigator for the Department of Revenue, investigator for
25 the Illinois Gaming Board, investigator for the Secretary of
26 State, or arson investigator may elect to convert service

1 credit earned under this Article to eligible creditable
2 service, as defined by this Section, by filing a written
3 election with the Board within 6 months after the effective
4 date of this amendatory Act of the 102nd General Assembly and
5 paying to the System an amount to be determined by the Board
6 equal to (i) the difference between the amount of employee
7 contributions originally paid for that service and the amounts
8 that would have been contributed had such contributions been
9 made at the rates applicable to investigators for the
10 Department of Revenue, investigators for the Illinois Gaming
11 Board, investigators for the Secretary of State, or arson
12 investigators, plus (ii) the difference between the employer's
13 normal cost of the credit prior to the conversion authorized
14 by this amendatory Act of the 102nd General Assembly and the
15 employer's normal cost of the credit converted in accordance
16 with this amendatory Act of the 102nd General Assembly, plus
17 (iii) interest thereon at the actuarially assumed rate for
18 each year, compounded annually, from the date of service to
19 the date of payment.

20 (i) The total amount of eligible creditable service
21 established by any person under subsections (g), (h), (j),
22 (k), (l), (l-5), and (o) of this Section shall not exceed 12
23 years.

24 (j) Subject to the limitation in subsection (i), an
25 investigator for the Office of the State's Attorneys Appellate
26 Prosecutor or a controlled substance inspector may elect to

1 establish eligible creditable service for up to 10 years of
2 his service as a policeman under Article 3 or a sheriff's law
3 enforcement employee under Article 7, by filing a written
4 election with the Board, accompanied by payment of an amount
5 to be determined by the Board, equal to (1) the difference
6 between the amount of employee and employer contributions
7 transferred to the System under Section 3-110.6 or 7-139.8,
8 and the amounts that would have been contributed had such
9 contributions been made at the rates applicable to State
10 policemen, plus (2) interest thereon at the effective rate for
11 each year, compounded annually, from the date of service to
12 the date of payment.

13 (k) Subject to the limitation in subsection (i) of this
14 Section, an alternative formula employee may elect to
15 establish eligible creditable service for periods spent as a
16 full-time law enforcement officer or full-time corrections
17 officer employed by the federal government or by a state or
18 local government located outside of Illinois, for which credit
19 is not held in any other public employee pension fund or
20 retirement system. To obtain this credit, the applicant must
21 file a written application with the Board by March 31, 1998,
22 accompanied by evidence of eligibility acceptable to the Board
23 and payment of an amount to be determined by the Board, equal
24 to (1) employee contributions for the credit being
25 established, based upon the applicant's salary on the first
26 day as an alternative formula employee after the employment

1 for which credit is being established and the rates then
2 applicable to alternative formula employees, plus (2) an
3 amount determined by the Board to be the employer's normal
4 cost of the benefits accrued for the credit being established,
5 plus (3) regular interest on the amounts in items (1) and (2)
6 from the first day as an alternative formula employee after
7 the employment for which credit is being established to the
8 date of payment.

9 (1) Subject to the limitation in subsection (i), a
10 security employee of the Department of Corrections may elect,
11 not later than July 1, 1998, to establish eligible creditable
12 service for up to 10 years of his or her service as a policeman
13 under Article 3, by filing a written election with the Board,
14 accompanied by payment of an amount to be determined by the
15 Board, equal to (i) the difference between the amount of
16 employee and employer contributions transferred to the System
17 under Section 3-110.5, and the amounts that would have been
18 contributed had such contributions been made at the rates
19 applicable to security employees of the Department of
20 Corrections, plus (ii) interest thereon at the effective rate
21 for each year, compounded annually, from the date of service
22 to the date of payment.

23 (1-5) Subject to the limitation in subsection (i) of this
24 Section, a State policeman may elect to establish eligible
25 creditable service for up to 5 years of service as a full-time
26 law enforcement officer employed by the federal government or

1 by a state or local government located outside of Illinois for
2 which credit is not held in any other public employee pension
3 fund or retirement system. To obtain this credit, the
4 applicant must file a written application with the Board no
5 later than 3 years after January 1, 2020 (the effective date of
6 Public Act 101-610), accompanied by evidence of eligibility
7 acceptable to the Board and payment of an amount to be
8 determined by the Board, equal to (1) employee contributions
9 for the credit being established, based upon the applicant's
10 salary on the first day as an alternative formula employee
11 after the employment for which credit is being established and
12 the rates then applicable to alternative formula employees,
13 plus (2) an amount determined by the Board to be the employer's
14 normal cost of the benefits accrued for the credit being
15 established, plus (3) regular interest on the amounts in items
16 (1) and (2) from the first day as an alternative formula
17 employee after the employment for which credit is being
18 established to the date of payment.

19 (m) The amendatory changes to this Section made by Public
20 Act 94-696 apply only to: (1) security employees of the
21 Department of Juvenile Justice employed by the Department of
22 Corrections before June 1, 2006 (the effective date of Public
23 Act 94-696) and transferred to the Department of Juvenile
24 Justice by Public Act 94-696; and (2) persons employed by the
25 Department of Juvenile Justice on or after June 1, 2006 (the
26 effective date of Public Act 94-696) who are required by

1 subsection (b) of Section 3-2.5-15 of the Unified Code of
2 Corrections to have any bachelor's or advanced degree from an
3 accredited college or university or, in the case of persons
4 who provide vocational training, who are required to have
5 adequate knowledge in the skill for which they are providing
6 the vocational training.

7 (n) A person employed in a position under subsection (b)
8 of this Section who has purchased service credit under
9 subsection (j) of Section 14-104 or subsection (b) of Section
10 14-105 in any other capacity under this Article may convert up
11 to 5 years of that service credit into service credit covered
12 under this Section by paying to the Fund an amount equal to (1)
13 the additional employee contribution required under Section
14 14-133, plus (2) the additional employer contribution required
15 under Section 14-131, plus (3) interest on items (1) and (2) at
16 the actuarially assumed rate from the date of the service to
17 the date of payment.

18 (o) Subject to the limitation in subsection (i), a
19 conservation police officer, investigator for the Secretary of
20 State, Commerce Commission police officer, investigator for
21 the Department of Revenue or the Illinois Gaming Board, or
22 arson investigator subject to subsection (g) of Section 1-160
23 may elect to convert up to 8 years of service credit
24 established before January 1, 2020 (the effective date of
25 Public Act 101-610) as a conservation police officer,
26 investigator for the Secretary of State, Commerce Commission

1 police officer, investigator for the Department of Revenue or
2 the Illinois Gaming Board, or arson investigator under this
3 Article into eligible creditable service by filing a written
4 election with the Board no later than one year after January 1,
5 2020 (the effective date of Public Act 101-610), accompanied
6 by payment of an amount to be determined by the Board equal to
7 (i) the difference between the amount of the employee
8 contributions actually paid for that service and the amount of
9 the employee contributions that would have been paid had the
10 employee contributions been made as a noncovered employee
11 serving in a position in which eligible creditable service, as
12 defined in this Section, may be earned, plus (ii) interest
13 thereon at the effective rate for each year, compounded
14 annually, from the date of service to the date of payment.

15 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;
16 102-538, eff. 8-20-21; 102-856, eff. 1-1-23.)

17 (Text of Section from P.A. 102-956)

18 Sec. 14-110. Alternative retirement annuity.

19 (a) Any member who has withdrawn from service with not
20 less than 20 years of eligible creditable service and has
21 attained age 55, and any member who has withdrawn from service
22 with not less than 25 years of eligible creditable service and
23 has attained age 50, regardless of whether the attainment of
24 either of the specified ages occurs while the member is still
25 in service, shall be entitled to receive at the option of the

1 member, in lieu of the regular or minimum retirement annuity,
2 a retirement annuity computed as follows:

3 (i) for periods of service as a noncovered employee:
4 if retirement occurs on or after January 1, 2001, 3% of
5 final average compensation for each year of creditable
6 service; if retirement occurs before January 1, 2001, 2
7 1/4% of final average compensation for each of the first
8 10 years of creditable service, 2 1/2% for each year above
9 10 years to and including 20 years of creditable service,
10 and 2 3/4% for each year of creditable service above 20
11 years; and

12 (ii) for periods of eligible creditable service as a
13 covered employee: if retirement occurs on or after January
14 1, 2001, 2.5% of final average compensation for each year
15 of creditable service; if retirement occurs before January
16 1, 2001, 1.67% of final average compensation for each of
17 the first 10 years of such service, 1.90% for each of the
18 next 10 years of such service, 2.10% for each year of such
19 service in excess of 20 but not exceeding 30, and 2.30% for
20 each year in excess of 30.

21 Such annuity shall be subject to a maximum of 75% of final
22 average compensation if retirement occurs before January 1,
23 2001 or to a maximum of 80% of final average compensation if
24 retirement occurs on or after January 1, 2001.

25 These rates shall not be applicable to any service
26 performed by a member as a covered employee which is not

1 eligible creditable service. Service as a covered employee
2 which is not eligible creditable service shall be subject to
3 the rates and provisions of Section 14-108.

4 (b) For the purpose of this Section, "eligible creditable
5 service" means creditable service resulting from service in
6 one or more of the following positions:

7 (1) State policeman;

8 (2) fire fighter in the fire protection service of a
9 department;

10 (3) air pilot;

11 (4) special agent;

12 (5) investigator for the Secretary of State;

13 (6) conservation police officer;

14 (7) investigator for the Department of Revenue or the
15 Illinois Gaming Board;

16 (8) security employee of the Department of Human
17 Services;

18 (9) Central Management Services security police
19 officer;

20 (10) security employee of the Department of
21 Corrections or the Department of Juvenile Justice;

22 (11) dangerous drugs investigator;

23 (12) investigator for the Illinois State Police;

24 (13) investigator for the Office of the Attorney
25 General;

26 (14) controlled substance inspector;

1 (15) investigator for the Office of the State's
2 Attorneys Appellate Prosecutor;

3 (16) Commerce Commission police officer;

4 (17) arson investigator;

5 (18) State highway maintenance worker;

6 (19) security employee of the Department of Innovation
7 and Technology; or

8 (20) transferred employee.

9 A person employed in one of the positions specified in
10 this subsection is entitled to eligible creditable service for
11 service credit earned under this Article while undergoing the
12 basic police training course approved by the Illinois Law
13 Enforcement Training Standards Board, if completion of that
14 training is required of persons serving in that position. For
15 the purposes of this Code, service during the required basic
16 police training course shall be deemed performance of the
17 duties of the specified position, even though the person is
18 not a sworn peace officer at the time of the training.

19 A person under paragraph (20) is entitled to eligible
20 creditable service for service credit earned under this
21 Article on and after his or her transfer by Executive Order No.
22 2003-10, Executive Order No. 2004-2, or Executive Order No.
23 2016-1.

24 (c) For the purposes of this Section:

25 (1) The term "State policeman" includes any title or
26 position in the Illinois State Police that is held by an

1 individual employed under the Illinois State Police Act.

2 (2) The term "fire fighter in the fire protection
3 service of a department" includes all officers in such
4 fire protection service including fire chiefs and
5 assistant fire chiefs.

6 (3) The term "air pilot" includes any employee whose
7 official job description on file in the Department of
8 Central Management Services, or in the department by which
9 he is employed if that department is not covered by the
10 Personnel Code, states that his principal duty is the
11 operation of aircraft, and who possesses a pilot's
12 license; however, the change in this definition made by
13 Public Act 83-842 shall not operate to exclude any
14 noncovered employee who was an "air pilot" for the
15 purposes of this Section on January 1, 1984.

16 (4) The term "special agent" means any person who by
17 reason of employment by the Division of Narcotic Control,
18 the Bureau of Investigation or, after July 1, 1977, the
19 Division of Criminal Investigation, the Division of
20 Internal Investigation, the Division of Operations, the
21 Division of Patrol ~~Operations~~, or any other Division or
22 organizational entity in the Illinois State Police is
23 vested by law with duties to maintain public order,
24 investigate violations of the criminal law of this State,
25 enforce the laws of this State, make arrests and recover
26 property. The term "special agent" includes any title or

1 position in the Illinois State Police that is held by an
2 individual employed under the Illinois State Police Act.

3 (5) The term "investigator for the Secretary of State"
4 means any person employed by the Office of the Secretary
5 of State and vested with such investigative duties as
6 render him ineligible for coverage under the Social
7 Security Act by reason of Sections 218(d)(5)(A),
8 218(d)(8)(D) and 218(1)(1) of that Act.

9 A person who became employed as an investigator for
10 the Secretary of State between January 1, 1967 and
11 December 31, 1975, and who has served as such until
12 attainment of age 60, either continuously or with a single
13 break in service of not more than 3 years duration, which
14 break terminated before January 1, 1976, shall be entitled
15 to have his retirement annuity calculated in accordance
16 with subsection (a), notwithstanding that he has less than
17 20 years of credit for such service.

18 (6) The term "Conservation Police Officer" means any
19 person employed by the Division of Law Enforcement of the
20 Department of Natural Resources and vested with such law
21 enforcement duties as render him ineligible for coverage
22 under the Social Security Act by reason of Sections
23 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The
24 term "Conservation Police Officer" includes the positions
25 of Chief Conservation Police Administrator and Assistant
26 Conservation Police Administrator.

1 (7) The term "investigator for the Department of
2 Revenue" means any person employed by the Department of
3 Revenue and vested with such investigative duties as
4 render him ineligible for coverage under the Social
5 Security Act by reason of Sections 218(d)(5)(A),
6 218(d)(8)(D) and 218(1)(1) of that Act.

7 The term "investigator for the Illinois Gaming Board"
8 means any person employed as such by the Illinois Gaming
9 Board and vested with such peace officer duties as render
10 the person ineligible for coverage under the Social
11 Security Act by reason of Sections 218(d)(5)(A),
12 218(d)(8)(D), and 218(1)(1) of that Act.

13 (8) The term "security employee of the Department of
14 Human Services" means any person employed by the
15 Department of Human Services who (i) is employed at the
16 Chester Mental Health Center and has daily contact with
17 the residents thereof, (ii) is employed within a security
18 unit at a facility operated by the Department and has
19 daily contact with the residents of the security unit,
20 (iii) is employed at a facility operated by the Department
21 that includes a security unit and is regularly scheduled
22 to work at least 50% of his or her working hours within
23 that security unit, or (iv) is a mental health police
24 officer. "Mental health police officer" means any person
25 employed by the Department of Human Services in a position
26 pertaining to the Department's mental health and

1 developmental disabilities functions who is vested with
2 such law enforcement duties as render the person
3 ineligible for coverage under the Social Security Act by
4 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and
5 218(1)(1) of that Act. "Security unit" means that portion
6 of a facility that is devoted to the care, containment,
7 and treatment of persons committed to the Department of
8 Human Services as sexually violent persons, persons unfit
9 to stand trial, or persons not guilty by reason of
10 insanity. With respect to past employment, references to
11 the Department of Human Services include its predecessor,
12 the Department of Mental Health and Developmental
13 Disabilities.

14 The changes made to this subdivision (c)(8) by Public
15 Act 92-14 apply to persons who retire on or after January
16 1, 2001, notwithstanding Section 1-103.1.

17 (9) "Central Management Services security police
18 officer" means any person employed by the Department of
19 Central Management Services who is vested with such law
20 enforcement duties as render him ineligible for coverage
21 under the Social Security Act by reason of Sections
22 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

23 (10) For a member who first became an employee under
24 this Article before July 1, 2005, the term "security
25 employee of the Department of Corrections or the
26 Department of Juvenile Justice" means any employee of the

1 Department of Corrections or the Department of Juvenile
2 Justice or the former Department of Personnel, and any
3 member or employee of the Prisoner Review Board, who has
4 daily contact with inmates or youth by working within a
5 correctional facility or Juvenile facility operated by the
6 Department of Juvenile Justice or who is a parole officer
7 or an employee who has direct contact with committed
8 persons in the performance of his or her job duties. For a
9 member who first becomes an employee under this Article on
10 or after July 1, 2005, the term means an employee of the
11 Department of Corrections or the Department of Juvenile
12 Justice who is any of the following: (i) officially
13 headquartered at a correctional facility or Juvenile
14 facility operated by the Department of Juvenile Justice,
15 (ii) a parole officer, (iii) a member of the apprehension
16 unit, (iv) a member of the intelligence unit, (v) a member
17 of the sort team, or (vi) an investigator.

18 (11) The term "dangerous drugs investigator" means any
19 person who is employed as such by the Department of Human
20 Services.

21 (12) The term "investigator for the Illinois State
22 Police" means a person employed by the Illinois State
23 Police who is vested under Section 4 of the Narcotic
24 Control Division Abolition Act with such law enforcement
25 powers as render him ineligible for coverage under the
26 Social Security Act by reason of Sections 218(d)(5)(A),

1 218(d)(8)(D) and 218(1)(1) of that Act.

2 (13) "Investigator for the Office of the Attorney
3 General" means any person who is employed as such by the
4 Office of the Attorney General and is vested with such
5 investigative duties as render him ineligible for coverage
6 under the Social Security Act by reason of Sections
7 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For
8 the period before January 1, 1989, the term includes all
9 persons who were employed as investigators by the Office
10 of the Attorney General, without regard to social security
11 status.

12 (14) "Controlled substance inspector" means any person
13 who is employed as such by the Department of Professional
14 Regulation and is vested with such law enforcement duties
15 as render him ineligible for coverage under the Social
16 Security Act by reason of Sections 218(d)(5)(A),
17 218(d)(8)(D) and 218(1)(1) of that Act. The term
18 "controlled substance inspector" includes the Program
19 Executive of Enforcement and the Assistant Program
20 Executive of Enforcement.

21 (15) The term "investigator for the Office of the
22 State's Attorneys Appellate Prosecutor" means a person
23 employed in that capacity on a full-time basis under the
24 authority of Section 7.06 of the State's Attorneys
25 Appellate Prosecutor's Act.

26 (16) "Commerce Commission police officer" means any

1 person employed by the Illinois Commerce Commission who is
2 vested with such law enforcement duties as render him
3 ineligible for coverage under the Social Security Act by
4 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and
5 218(1)(1) of that Act.

6 (17) "Arson investigator" means any person who is
7 employed as such by the Office of the State Fire Marshal
8 and is vested with such law enforcement duties as render
9 the person ineligible for coverage under the Social
10 Security Act by reason of Sections 218(d)(5)(A),
11 218(d)(8)(D), and 218(1)(1) of that Act. A person who was
12 employed as an arson investigator on January 1, 1995 and
13 is no longer in service but not yet receiving a retirement
14 annuity may convert his or her creditable service for
15 employment as an arson investigator into eligible
16 creditable service by paying to the System the difference
17 between the employee contributions actually paid for that
18 service and the amounts that would have been contributed
19 if the applicant were contributing at the rate applicable
20 to persons with the same social security status earning
21 eligible creditable service on the date of application.

22 (18) The term "State highway maintenance worker" means
23 a person who is either of the following:

24 (i) A person employed on a full-time basis by the
25 Illinois Department of Transportation in the position
26 of highway maintainer, highway maintenance lead

1 worker, highway maintenance lead/lead worker, heavy
2 construction equipment operator, power shovel
3 operator, or bridge mechanic; and whose principal
4 responsibility is to perform, on the roadway, the
5 actual maintenance necessary to keep the highways that
6 form a part of the State highway system in serviceable
7 condition for vehicular traffic.

8 (ii) A person employed on a full-time basis by the
9 Illinois State Toll Highway Authority in the position
10 of equipment operator/laborer H-4, equipment
11 operator/laborer H-6, welder H-4, welder H-6,
12 mechanical/electrical H-4, mechanical/electrical H-6,
13 water/sewer H-4, water/sewer H-6, sign maker/hanger
14 H-4, sign maker/hanger H-6, roadway lighting H-4,
15 roadway lighting H-6, structural H-4, structural H-6,
16 painter H-4, or painter H-6; and whose principal
17 responsibility is to perform, on the roadway, the
18 actual maintenance necessary to keep the Authority's
19 tollways in serviceable condition for vehicular
20 traffic.

21 (19) The term "security employee of the Department of
22 Innovation and Technology" means a person who was a
23 security employee of the Department of Corrections or the
24 Department of Juvenile Justice, was transferred to the
25 Department of Innovation and Technology pursuant to
26 Executive Order 2016-01, and continues to perform similar

1 job functions under that Department.

2 (20) "Transferred employee" means an employee who was
3 transferred to the Department of Central Management
4 Services by Executive Order No. 2003-10 or Executive Order
5 No. 2004-2 or transferred to the Department of Innovation
6 and Technology by Executive Order No. 2016-1, or both, and
7 was entitled to eligible creditable service for services
8 immediately preceding the transfer.

9 (d) A security employee of the Department of Corrections
10 or the Department of Juvenile Justice, a security employee of
11 the Department of Human Services who is not a mental health
12 police officer, and a security employee of the Department of
13 Innovation and Technology shall not be eligible for the
14 alternative retirement annuity provided by this Section unless
15 he or she meets the following minimum age and service
16 requirements at the time of retirement:

17 (i) 25 years of eligible creditable service and age
18 55; or

19 (ii) beginning January 1, 1987, 25 years of eligible
20 creditable service and age 54, or 24 years of eligible
21 creditable service and age 55; or

22 (iii) beginning January 1, 1988, 25 years of eligible
23 creditable service and age 53, or 23 years of eligible
24 creditable service and age 55; or

25 (iv) beginning January 1, 1989, 25 years of eligible
26 creditable service and age 52, or 22 years of eligible

1 creditable service and age 55; or

2 (v) beginning January 1, 1990, 25 years of eligible
3 creditable service and age 51, or 21 years of eligible
4 creditable service and age 55; or

5 (vi) beginning January 1, 1991, 25 years of eligible
6 creditable service and age 50, or 20 years of eligible
7 creditable service and age 55.

8 Persons who have service credit under Article 16 of this
9 Code for service as a security employee of the Department of
10 Corrections or the Department of Juvenile Justice, or the
11 Department of Human Services in a position requiring
12 certification as a teacher may count such service toward
13 establishing their eligibility under the service requirements
14 of this Section; but such service may be used only for
15 establishing such eligibility, and not for the purpose of
16 increasing or calculating any benefit.

17 (e) If a member enters military service while working in a
18 position in which eligible creditable service may be earned,
19 and returns to State service in the same or another such
20 position, and fulfills in all other respects the conditions
21 prescribed in this Article for credit for military service,
22 such military service shall be credited as eligible creditable
23 service for the purposes of the retirement annuity prescribed
24 in this Section.

25 (f) For purposes of calculating retirement annuities under
26 this Section, periods of service rendered after December 31,

1 1968 and before October 1, 1975 as a covered employee in the
2 position of special agent, conservation police officer, mental
3 health police officer, or investigator for the Secretary of
4 State, shall be deemed to have been service as a noncovered
5 employee, provided that the employee pays to the System prior
6 to retirement an amount equal to (1) the difference between
7 the employee contributions that would have been required for
8 such service as a noncovered employee, and the amount of
9 employee contributions actually paid, plus (2) if payment is
10 made after July 31, 1987, regular interest on the amount
11 specified in item (1) from the date of service to the date of
12 payment.

13 For purposes of calculating retirement annuities under
14 this Section, periods of service rendered after December 31,
15 1968 and before January 1, 1982 as a covered employee in the
16 position of investigator for the Department of Revenue shall
17 be deemed to have been service as a noncovered employee,
18 provided that the employee pays to the System prior to
19 retirement an amount equal to (1) the difference between the
20 employee contributions that would have been required for such
21 service as a noncovered employee, and the amount of employee
22 contributions actually paid, plus (2) if payment is made after
23 January 1, 1990, regular interest on the amount specified in
24 item (1) from the date of service to the date of payment.

25 (g) A State policeman may elect, not later than January 1,
26 1990, to establish eligible creditable service for up to 10

1 years of his service as a policeman under Article 3, by filing
2 a written election with the Board, accompanied by payment of
3 an amount to be determined by the Board, equal to (i) the
4 difference between the amount of employee and employer
5 contributions transferred to the System under Section 3-110.5,
6 and the amounts that would have been contributed had such
7 contributions been made at the rates applicable to State
8 policemen, plus (ii) interest thereon at the effective rate
9 for each year, compounded annually, from the date of service
10 to the date of payment.

11 Subject to the limitation in subsection (i), a State
12 policeman may elect, not later than July 1, 1993, to establish
13 eligible creditable service for up to 10 years of his service
14 as a member of the County Police Department under Article 9, by
15 filing a written election with the Board, accompanied by
16 payment of an amount to be determined by the Board, equal to
17 (i) the difference between the amount of employee and employer
18 contributions transferred to the System under Section 9-121.10
19 and the amounts that would have been contributed had those
20 contributions been made at the rates applicable to State
21 policemen, plus (ii) interest thereon at the effective rate
22 for each year, compounded annually, from the date of service
23 to the date of payment.

24 (h) Subject to the limitation in subsection (i), a State
25 policeman or investigator for the Secretary of State may elect
26 to establish eligible creditable service for up to 12 years of

1 his service as a policeman under Article 5, by filing a written
2 election with the Board on or before January 31, 1992, and
3 paying to the System by January 31, 1994 an amount to be
4 determined by the Board, equal to (i) the difference between
5 the amount of employee and employer contributions transferred
6 to the System under Section 5-236, and the amounts that would
7 have been contributed had such contributions been made at the
8 rates applicable to State policemen, plus (ii) interest
9 thereon at the effective rate for each year, compounded
10 annually, from the date of service to the date of payment.

11 Subject to the limitation in subsection (i), a State
12 policeman, conservation police officer, or investigator for
13 the Secretary of State may elect to establish eligible
14 creditable service for up to 10 years of service as a sheriff's
15 law enforcement employee under Article 7, by filing a written
16 election with the Board on or before January 31, 1993, and
17 paying to the System by January 31, 1994 an amount to be
18 determined by the Board, equal to (i) the difference between
19 the amount of employee and employer contributions transferred
20 to the System under Section 7-139.7, and the amounts that
21 would have been contributed had such contributions been made
22 at the rates applicable to State policemen, plus (ii) interest
23 thereon at the effective rate for each year, compounded
24 annually, from the date of service to the date of payment.

25 Subject to the limitation in subsection (i), a State
26 policeman, conservation police officer, or investigator for

1 the Secretary of State may elect to establish eligible
2 creditable service for up to 5 years of service as a police
3 officer under Article 3, a policeman under Article 5, a
4 sheriff's law enforcement employee under Article 7, a member
5 of the county police department under Article 9, or a police
6 officer under Article 15 by filing a written election with the
7 Board and paying to the System an amount to be determined by
8 the Board, equal to (i) the difference between the amount of
9 employee and employer contributions transferred to the System
10 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4
11 and the amounts that would have been contributed had such
12 contributions been made at the rates applicable to State
13 policemen, plus (ii) interest thereon at the effective rate
14 for each year, compounded annually, from the date of service
15 to the date of payment.

16 Subject to the limitation in subsection (i), an
17 investigator for the Office of the Attorney General, or an
18 investigator for the Department of Revenue, may elect to
19 establish eligible creditable service for up to 5 years of
20 service as a police officer under Article 3, a policeman under
21 Article 5, a sheriff's law enforcement employee under Article
22 7, or a member of the county police department under Article 9
23 by filing a written election with the Board within 6 months
24 after August 25, 2009 (the effective date of Public Act
25 96-745) and paying to the System an amount to be determined by
26 the Board, equal to (i) the difference between the amount of

1 employee and employer contributions transferred to the System
2 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the
3 amounts that would have been contributed had such
4 contributions been made at the rates applicable to State
5 policemen, plus (ii) interest thereon at the actuarially
6 assumed rate for each year, compounded annually, from the date
7 of service to the date of payment.

8 Subject to the limitation in subsection (i), a State
9 policeman, conservation police officer, investigator for the
10 Office of the Attorney General, an investigator for the
11 Department of Revenue, or investigator for the Secretary of
12 State may elect to establish eligible creditable service for
13 up to 5 years of service as a person employed by a
14 participating municipality to perform police duties, or law
15 enforcement officer employed on a full-time basis by a forest
16 preserve district under Article 7, a county corrections
17 officer, or a court services officer under Article 9, by
18 filing a written election with the Board within 6 months after
19 August 25, 2009 (the effective date of Public Act 96-745) and
20 paying to the System an amount to be determined by the Board,
21 equal to (i) the difference between the amount of employee and
22 employer contributions transferred to the System under
23 Sections 7-139.8 and 9-121.10 and the amounts that would have
24 been contributed had such contributions been made at the rates
25 applicable to State policemen, plus (ii) interest thereon at
26 the actuarially assumed rate for each year, compounded

1 annually, from the date of service to the date of payment.

2 Subject to the limitation in subsection (i), a State
3 policeman, arson investigator, or Commerce Commission police
4 officer may elect to establish eligible creditable service for
5 up to 5 years of service as a person employed by a
6 participating municipality to perform police duties under
7 Article 7, a county corrections officer, a court services
8 officer under Article 9, or a firefighter under Article 4 by
9 filing a written election with the Board within 6 months after
10 July 30, 2021 (the effective date of Public Act 102-210) and
11 paying to the System an amount to be determined by the Board
12 equal to (i) the difference between the amount of employee and
13 employer contributions transferred to the System under
14 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that
15 would have been contributed had such contributions been made
16 at the rates applicable to State policemen, plus (ii) interest
17 thereon at the actuarially assumed rate for each year,
18 compounded annually, from the date of service to the date of
19 payment.

20 Subject to the limitation in subsection (i), a
21 conservation police officer may elect to establish eligible
22 creditable service for up to 5 years of service as a person
23 employed by a participating municipality to perform police
24 duties under Article 7, a county corrections officer, or a
25 court services officer under Article 9 by filing a written
26 election with the Board within 6 months after July 30, 2021

1 (the effective date of Public Act 102-210) and paying to the
2 System an amount to be determined by the Board equal to (i) the
3 difference between the amount of employee and employer
4 contributions transferred to the System under Sections 7-139.8
5 and 9-121.10 and the amounts that would have been contributed
6 had such contributions been made at the rates applicable to
7 State policemen, plus (ii) interest thereon at the actuarially
8 assumed rate for each year, compounded annually, from the date
9 of service to the date of payment.

10 Notwithstanding the limitation in subsection (i), a State
11 policeman or conservation police officer may elect to convert
12 service credit earned under this Article to eligible
13 creditable service, as defined by this Section, by filing a
14 written election with the board within 6 months after July 30,
15 2021 (the effective date of Public Act 102-210) and paying to
16 the System an amount to be determined by the Board equal to (i)
17 the difference between the amount of employee contributions
18 originally paid for that service and the amounts that would
19 have been contributed had such contributions been made at the
20 rates applicable to State policemen, plus (ii) the difference
21 between the employer's normal cost of the credit prior to the
22 conversion authorized by Public Act 102-210 and the employer's
23 normal cost of the credit converted in accordance with Public
24 Act 102-210, plus (iii) interest thereon at the actuarially
25 assumed rate for each year, compounded annually, from the date
26 of service to the date of payment.

1 (i) The total amount of eligible creditable service
2 established by any person under subsections (g), (h), (j),
3 (k), (l), (l-5), (o), and (p) of this Section shall not exceed
4 12 years.

5 (j) Subject to the limitation in subsection (i), an
6 investigator for the Office of the State's Attorneys Appellate
7 Prosecutor or a controlled substance inspector may elect to
8 establish eligible creditable service for up to 10 years of
9 his service as a policeman under Article 3 or a sheriff's law
10 enforcement employee under Article 7, by filing a written
11 election with the Board, accompanied by payment of an amount
12 to be determined by the Board, equal to (1) the difference
13 between the amount of employee and employer contributions
14 transferred to the System under Section 3-110.6 or 7-139.8,
15 and the amounts that would have been contributed had such
16 contributions been made at the rates applicable to State
17 policemen, plus (2) interest thereon at the effective rate for
18 each year, compounded annually, from the date of service to
19 the date of payment.

20 (k) Subject to the limitation in subsection (i) of this
21 Section, an alternative formula employee may elect to
22 establish eligible creditable service for periods spent as a
23 full-time law enforcement officer or full-time corrections
24 officer employed by the federal government or by a state or
25 local government located outside of Illinois, for which credit
26 is not held in any other public employee pension fund or

1 retirement system. To obtain this credit, the applicant must
2 file a written application with the Board by March 31, 1998,
3 accompanied by evidence of eligibility acceptable to the Board
4 and payment of an amount to be determined by the Board, equal
5 to (1) employee contributions for the credit being
6 established, based upon the applicant's salary on the first
7 day as an alternative formula employee after the employment
8 for which credit is being established and the rates then
9 applicable to alternative formula employees, plus (2) an
10 amount determined by the Board to be the employer's normal
11 cost of the benefits accrued for the credit being established,
12 plus (3) regular interest on the amounts in items (1) and (2)
13 from the first day as an alternative formula employee after
14 the employment for which credit is being established to the
15 date of payment.

16 (1) Subject to the limitation in subsection (i), a
17 security employee of the Department of Corrections may elect,
18 not later than July 1, 1998, to establish eligible creditable
19 service for up to 10 years of his or her service as a policeman
20 under Article 3, by filing a written election with the Board,
21 accompanied by payment of an amount to be determined by the
22 Board, equal to (i) the difference between the amount of
23 employee and employer contributions transferred to the System
24 under Section 3-110.5, and the amounts that would have been
25 contributed had such contributions been made at the rates
26 applicable to security employees of the Department of

1 Corrections, plus (ii) interest thereon at the effective rate
2 for each year, compounded annually, from the date of service
3 to the date of payment.

4 (1-5) Subject to the limitation in subsection (i) of this
5 Section, a State policeman may elect to establish eligible
6 creditable service for up to 5 years of service as a full-time
7 law enforcement officer employed by the federal government or
8 by a state or local government located outside of Illinois for
9 which credit is not held in any other public employee pension
10 fund or retirement system. To obtain this credit, the
11 applicant must file a written application with the Board no
12 later than 3 years after January 1, 2020 (the effective date of
13 Public Act 101-610), accompanied by evidence of eligibility
14 acceptable to the Board and payment of an amount to be
15 determined by the Board, equal to (1) employee contributions
16 for the credit being established, based upon the applicant's
17 salary on the first day as an alternative formula employee
18 after the employment for which credit is being established and
19 the rates then applicable to alternative formula employees,
20 plus (2) an amount determined by the Board to be the employer's
21 normal cost of the benefits accrued for the credit being
22 established, plus (3) regular interest on the amounts in items
23 (1) and (2) from the first day as an alternative formula
24 employee after the employment for which credit is being
25 established to the date of payment.

26 (m) The amendatory changes to this Section made by Public

1 Act 94-696 apply only to: (1) security employees of the
2 Department of Juvenile Justice employed by the Department of
3 Corrections before June 1, 2006 (the effective date of Public
4 Act 94-696) and transferred to the Department of Juvenile
5 Justice by Public Act 94-696; and (2) persons employed by the
6 Department of Juvenile Justice on or after June 1, 2006 (the
7 effective date of Public Act 94-696) who are required by
8 subsection (b) of Section 3-2.5-15 of the Unified Code of
9 Corrections to have any bachelor's or advanced degree from an
10 accredited college or university or, in the case of persons
11 who provide vocational training, who are required to have
12 adequate knowledge in the skill for which they are providing
13 the vocational training.

14 (n) A person employed in a position under subsection (b)
15 of this Section who has purchased service credit under
16 subsection (j) of Section 14-104 or subsection (b) of Section
17 14-105 in any other capacity under this Article may convert up
18 to 5 years of that service credit into service credit covered
19 under this Section by paying to the Fund an amount equal to (1)
20 the additional employee contribution required under Section
21 14-133, plus (2) the additional employer contribution required
22 under Section 14-131, plus (3) interest on items (1) and (2) at
23 the actuarially assumed rate from the date of the service to
24 the date of payment.

25 (o) Subject to the limitation in subsection (i), a
26 conservation police officer, investigator for the Secretary of

1 State, Commerce Commission police officer, investigator for
2 the Department of Revenue or the Illinois Gaming Board, or
3 arson investigator subject to subsection (g) of Section 1-160
4 may elect to convert up to 8 years of service credit
5 established before January 1, 2020 (the effective date of
6 Public Act 101-610) as a conservation police officer,
7 investigator for the Secretary of State, Commerce Commission
8 police officer, investigator for the Department of Revenue or
9 the Illinois Gaming Board, or arson investigator under this
10 Article into eligible creditable service by filing a written
11 election with the Board no later than one year after January 1,
12 2020 (the effective date of Public Act 101-610), accompanied
13 by payment of an amount to be determined by the Board equal to
14 (i) the difference between the amount of the employee
15 contributions actually paid for that service and the amount of
16 the employee contributions that would have been paid had the
17 employee contributions been made as a noncovered employee
18 serving in a position in which eligible creditable service, as
19 defined in this Section, may be earned, plus (ii) interest
20 thereon at the effective rate for each year, compounded
21 annually, from the date of service to the date of payment.

22 (p) Subject to the limitation in subsection (i), an
23 investigator for the Office of the Attorney General subject to
24 subsection (g) of Section 1-160 may elect to convert up to 8
25 years of service credit established before the effective date
26 of this amendatory Act of the 102nd General Assembly as an

1 investigator for the Office of the Attorney General under this
2 Article into eligible creditable service by filing a written
3 election with the Board no later than one year after the
4 effective date of this amendatory Act of the 102nd General
5 Assembly, accompanied by payment of an amount to be determined
6 by the Board equal to (i) the difference between the amount of
7 the employee contributions actually paid for that service and
8 the amount of the employee contributions that would have been
9 paid had the employee contributions been made as a noncovered
10 employee serving in a position in which eligible creditable
11 service, as defined in this Section, may be earned, plus (ii)
12 interest thereon at the effective rate for each year,
13 compounded annually, from the date of service to the date of
14 payment.

15 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;
16 102-538, eff. 8-20-21; 102-956, eff. 5-27-22.)

17 Section 45. The Intergovernmental Missing Child Recovery
18 Act of 1984 is amended by changing Section 6 as follows:

19 (325 ILCS 40/6) (from Ch. 23, par. 2256)

20 Sec. 6. The Illinois State Police shall:

21 (a) Utilize the statewide Law Enforcement Agencies Data
22 System (LEADS) for the purpose of effecting an immediate law
23 enforcement response to reports of missing children. The
24 Illinois State Police shall implement an automated data

1 exchange system to compile, to maintain and to make available
2 for dissemination to Illinois and out-of-State law enforcement
3 agencies, data which can assist appropriate agencies in
4 recovering missing children.

5 (b) Establish contacts and exchange information regarding
6 lost, missing or runaway children with nationally recognized
7 "missing person and runaway" service organizations and monitor
8 national research and publicize important developments.

9 (c) Provide a uniform reporting format for the entry of
10 pertinent information regarding reports of missing children
11 into LEADS.

12 (d) Develop and implement a policy whereby a statewide or
13 regional alert would be used in situations relating to the
14 disappearances of children, based on criteria and in a format
15 established by the Illinois State Police. Such a format shall
16 include, but not be limited to, the age and physical
17 description of the missing child and the suspected
18 circumstances of the disappearance.

19 (e) Notify all law enforcement agencies that reports of
20 missing persons shall be entered as soon as the minimum level
21 of data specified by the Illinois State Police is available to
22 the reporting agency and that no waiting period for entry of
23 such data exists.

24 (f) Provide a procedure for prompt confirmation of the
25 receipt and entry of the missing child report into LEADS to the
26 parent or guardian of the missing child.

1 (g) Compile and retain information regarding missing
2 children in a separate data file, in a manner that allows such
3 information to be used by law enforcement and other agencies
4 deemed appropriate by the Director, for investigative
5 purposes. Such files shall be updated to reflect and include
6 information relating to the disposition of the case.

7 (h) Compile and maintain an historic data repository
8 relating to missing children in order (1) to develop and
9 improve techniques utilized by law enforcement agencies when
10 responding to reports of missing children and (2) to provide a
11 factual and statistical base for research that would address
12 the problem of missing children.

13 (i) Create a quality control program to assess the ~~monitor~~
14 timeliness of entries of missing children reports into LEADS
15 and conduct performance audits of all entering agencies.

16 (j) Prepare a periodic information bulletin concerning
17 missing children who it determines may be present in this
18 State, compiling such bulletin from information contained in
19 both the National Crime Information Center computer and from
20 reports, alerts and other information entered into LEADS or
21 otherwise compiled and retained by the Illinois State Police
22 pursuant to this Act. The bulletin shall indicate the name,
23 age, physical description, suspected circumstances of
24 disappearance if that information is available, a photograph
25 if one is available, the name of the law enforcement agency
26 investigating the case, and such other information as the

1 Director considers appropriate concerning each missing child
2 who the Illinois State Police determines may be present in
3 this State. The Illinois State Police shall send a copy of each
4 periodic information bulletin to the State Board of Education
5 for its use in accordance with Section 2-3.48 of the School
6 Code. The Illinois State Police shall provide a copy of the
7 bulletin, upon request, to law enforcement agencies of this or
8 any other state or of the federal government, and may provide a
9 copy of the bulletin, upon request, to other persons or
10 entities, if deemed appropriate by the Director, and may
11 establish limitations on its use and a reasonable fee for so
12 providing the same, except that no fee shall be charged for
13 providing the periodic information bulletin to the State Board
14 of Education, appropriate units of local government, State
15 agencies, or law enforcement agencies of this or any other
16 state or of the federal government.

17 (k) Provide for the entry into LEADS of the names and
18 addresses of sex offenders as defined in the Sex Offender
19 Registration Act who are required to register under that Act.
20 The information shall be immediately accessible to law
21 enforcement agencies and peace officers of this State or any
22 other state or of the federal government. Similar information
23 may be requested from any other state or of the federal
24 government for purposes of this Act.

25 (l) Provide for the entry into LEADS of the names and
26 addresses of violent offenders against youth as defined in the

1 Murderer and Violent Offender Against Youth Registration Act
2 who are required to register under that Act. The information
3 shall be immediately accessible to law enforcement agencies
4 and peace officers of this State or any other state or of the
5 federal government. Similar information may be requested from
6 any other state or of the federal government for purposes of
7 this Act.

8 (Source: P.A. 102-538, eff. 8-20-21.)

9 Section 50. The Sex Offender Registration Act is amended
10 by changing Section 11 as follows:

11 (730 ILCS 150/11)

12 Sec. 11. Offender Registration Fund. There is created the
13 Offender Registration Fund (formerly known as the Sex Offender
14 Registration Fund). Moneys in the Fund shall be used to cover
15 costs incurred by the criminal justice system to administer
16 this Article and the Murderer and Violent Offender Against
17 Youth Registration Act, and for purposes as authorized under
18 this Section ~~5-9-1.15~~ of the Unified Code of Corrections. The
19 Illinois State Police shall establish and promulgate rules and
20 procedures regarding the administration of this Fund. Fifty
21 percent of the moneys in the Fund shall be allocated by the
22 Department for sheriffs' offices and police departments. The
23 remaining moneys in the Fund received under this amendatory
24 Act of the 101st General Assembly shall be allocated to the

1 Illinois State Police for education and administration of the
2 Act.

3 Notwithstanding any other provision of law, in addition to
4 any other transfers that may be provided by law, on the
5 effective date of this amendatory Act of the 103rd General
6 Assembly, or as soon thereafter as practical, the State
7 Comptroller shall direct and the State Treasurer shall
8 transfer the remaining balance from the Sex Offender
9 Investigation Fund to the Offender Registration Fund. Upon
10 completion of the transfers, the Sex Offender Investigation
11 Fund is dissolved, and any future deposits into the Sex
12 Offender Investigation Fund and any outstanding obligations or
13 liabilities of the Sex Offender Investigation Fund pass to the
14 Offender Registration Fund. Subject to appropriation, moneys
15 in the Offender Registration Fund received under this Section
16 shall be used by the Illinois State Police for purposes
17 authorized under this Section.

18 (Source: P.A. 101-571, eff. 8-23-19; 102-538, eff. 8-20-21.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law, except that Sections 10, 30, and 45 take effect
21 January 1, 2024."