



Sen. Julie A. Morrison

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10300HB2412sam001

LRB103 05885 AWJ 60702 a

1 AMENDMENT TO HOUSE BILL 2412

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

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

6 (5 ILCS 830/10-5)

7 Sec. 10-5. Gun trafficking information.

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

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

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

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

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

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

23 Section 10. The Illinois State Police Law of the Civil
24 Administrative Code of Illinois is amended by changing
25 Sections 2605-10, 2605-25, 2605-30, 2605-35, 2605-40, 2605-45,

1 2605-51, 2605-52, 2605-200, and 2605-615 as follows:

2 (20 ILCS 2605/2605-10) (was 20 ILCS 2605/55a in part)

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

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

7 The Illinois State Police Act.

8 The Illinois State Police Radio Act.

9 The Criminal Identification Act.

10 The Illinois Vehicle Code.

11 The Firearm Owners Identification Card Act.

12 The Firearm Concealed Carry Act.

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

15 The Intergovernmental Missing Child Recovery Act of 1984.

16 The Intergovernmental Drug Laws Enforcement Act.

17 The Narcotic Control Division Abolition Act.

18 The Illinois Uniform Conviction Information Act.

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

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

23 (c) The Illinois State Police shall exercise the rights,
24 powers, and duties vested in the Illinois State Police to
25 implement the following protective service functions:

1 (1) Utilize subject matter expertise and law
2 enforcement authority to strengthen the protection of
3 State government facilities, State employees, State
4 officials, and State critical infrastructure.

5 (2) Coordinate State, federal, and local law
6 enforcement activities involving the protection of State
7 facilities, officials and employees.

8 (3) Conduct investigations of criminal threats to
9 State facilities, State critical infrastructure, State
10 officials and State employees.

11 (4) Train State officials and employees in personal
12 protection, crime prevention, facility occupant emergency
13 planning, and incident management.

14 (5) Establish standard protocols for prevention and
15 response to criminal threats to State facilities, State
16 officials, State employees, State critical infrastructure,
17 and standard protocols for reporting of suspicious
18 activities.

19 (6) Establish minimum operational standards,
20 qualifications, training, and compliance requirements for
21 State employees and contractors engaged in the protection
22 of State facilities and employees.

23 (7) At the request of departments or agencies of State
24 government, conduct security assessments, including, but
25 not limited to, examination of alarm systems, cameras
26 systems, access points, personnel readiness, and emergency

1 protocols based on risk and need.

2 (8) Oversee the planning and implementation of
3 security and law enforcement activities necessary for the
4 protection of major, multi-jurisdictional events
5 implicating potential criminal threats to State officials,
6 State employees, State critical infrastructure, or State
7 facilities.

8 (9) Oversee and direct the planning and implementation
9 of security and law enforcement activities by the
10 departments and agencies of the State necessary for the
11 protection of State employees, State officials, State
12 facilities, and State critical infrastructure from
13 criminal activity.

14 (10) Advise the Governor and Homeland Security Advisor
15 on any matters necessary for the effective protection of
16 State facilities, critical infrastructure, officials, and
17 employees from criminal threats.

18 (11) Utilize intergovernmental agreements and
19 administrative rules as needed for the effective,
20 efficient implementation of law enforcement and support
21 activities necessary for the protection of State
22 facilities, State infrastructure, State officials, and
23 State employees.

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

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

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

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

8 (b) The Office of the Director shall:

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

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

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

19 (4) Oversee the Executive Protection Unit.

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

21 (20 ILCS 2605/2605-30) (was 20 ILCS 2605/55a-2)

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

25 (1) Cooperate with federal and State authorities

1 requesting utilization of the Illinois State Police's
2 radio network system under the Illinois Aeronautics Act.

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

5 (2.5) Provide uniformed patrol of Illinois highways
6 and proactively enforce criminal and traffic laws.

7 (3) (Blank).

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

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

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

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

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

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

23 (20 ILCS 2605/2605-35) (was 20 ILCS 2605/55a-3)
24 Sec. 2605-35. Division of Criminal Investigation.

25 (a) The Division of Criminal Investigation shall exercise

1 the following functions and those in Section 2605-30:

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

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

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

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

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

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

1 pertaining to any violation of criminal law; and exercise
2 the functions required under Section 2605-220 in the
3 conduct of those investigations.

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

9 (8) Investigate public corruption.

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

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

23 (11) Oversee special weapons and tactics (SWAT) teams,
24 including law enforcement response to weapons of mass
25 destruction.

26 (12) Oversee Illinois State Police air operations.

1 (13) Investigate criminal domestic terrorism
2 incidents, and otherwise deter all criminal threats to
3 Illinois.

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

12 (b) (Blank).

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

26 (Source: P.A. 102-538, eff. 8-20-21; 102-813, eff. 5-13-22;

1 102-1108, eff. 12-21-22; 102-1116, eff. 1-10-23.)

2 (20 ILCS 2605/2605-40) (was 20 ILCS 2605/55a-4)

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

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

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

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

13 (4) (Blank).

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

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

1 (6.5) Establish administrative rules in order to set
2 forth standardized requirements for the disclosure of
3 toxicology results and other relevant documents related to
4 a toxicological analysis. These administrative rules are
5 to be adopted to produce uniform and sufficient
6 information to allow a proper, well-informed determination
7 of the admissibility of toxicology evidence and to ensure
8 that this evidence is presented competently. These
9 administrative rules are designed to provide a minimum
10 standard for compliance of toxicology evidence and are not
11 intended to limit the production and discovery of material
12 information.

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

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

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

1 (10) Issue reports required under Section 5-4-3a of
2 the Unified Code of Corrections.

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

6 (Source: P.A. 101-378, eff. 1-1-20; 102-538, eff. 8-20-21;
7 102-813, eff. 5-13-22.)

8 (20 ILCS 2605/2605-45) (was 20 ILCS 2605/55a-5)
9 Sec. 2605-45. Division of Justice Services. The Division
10 of Justice Services shall provide administrative and technical
11 services and support to the Illinois State Police, criminal
12 justice agencies, and the public and shall exercise the
13 following functions:

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

1 justice community and to make recommendations concerning
2 policies and procedures.

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

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

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

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

15 (6) (Blank).

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

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

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

1 Identification Act and the Illinois Uniform Conviction
2 Information Act.

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

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

11 (11) Share all necessary information with the
12 Concealed Carry Licensing Review Board and the Firearms
13 Owner's Identification Card Review Board necessary for the
14 execution of their duties.

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

16 (20 ILCS 2605/2605-51)

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

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

20 (1) Oversee and operate the Illinois State Police
21 Training Academy.

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

25 (3) Offer continuing training and educational programs

1 for Illinois State Police employees.

2 (4) Oversee the Illinois State Police's recruitment
3 initiatives.

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

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

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

12 (a-5) Successful completion of the Illinois State Police
13 Academy meets all law enforcement certification requirements
14 for the State of Illinois. Satisfactory completion shall be
15 evidenced by a commission or certificate issued to the
16 officer.

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

21 (c) Specialized training.

22 (1) Training; cultural diversity. The Division of the
23 Academy and Training shall provide training and continuing
24 education to State police officers concerning cultural
25 diversity, including sensitivity toward racial and ethnic
26 differences. This training and continuing education shall

1 include, but not be limited to, an emphasis on the fact
2 that the primary purpose of enforcement of the Illinois
3 Vehicle Code is safety and equal and uniform enforcement
4 under the law.

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

20 (A) The Division shall require all homicide
21 investigator training to include instruction on
22 victim-centered, trauma-informed investigation. This
23 training must be implemented by July 1, 2023.

24 (B) The Division shall cooperate with the Division
25 of Criminal Investigation to develop a model
26 curriculum on victim-centered, trauma-informed

1 investigation. This curriculum must be implemented by
2 July 1, 2023.

3 (3) Training; police dog training standards. All
4 police dogs used by the Illinois State Police for drug
5 enforcement purposes pursuant to the Cannabis Control Act,
6 the Illinois Controlled Substances Act, and the
7 Methamphetamine Control and Community Protection Act shall
8 be trained by programs that meet the certification
9 requirements set by the Director or the Director's
10 designee. Satisfactory completion of the training shall be
11 evidenced by a certificate issued by the Division of the
12 Academy and Training.

13 (4) Training; post-traumatic stress disorder. The
14 Division of the Academy and Training shall conduct or
15 approve a training program in post-traumatic stress
16 disorder for State police officers. The purpose of that
17 training shall be to equip State police officers to
18 identify the symptoms of post-traumatic stress disorder
19 and to respond appropriately to individuals exhibiting
20 those symptoms.

21 (5) Training; opioid antagonists. The Division of the
22 Academy and Training shall conduct or approve a training
23 program for State police officers in the administration of
24 opioid antagonists as defined in paragraph (1) of
25 subsection (e) of Section 5-23 of the Substance Use
26 Disorder Act that is in accordance with that Section. As

1 used in this Section, "State police officers" includes
2 full-time or part-time State police officers,
3 investigators, and any other employee of the Illinois
4 State Police exercising the powers of a peace officer.

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

6 (A) Every 3 years, the Division of the Academy and
7 Training shall present in-service training on sexual
8 assault and sexual abuse response and report writing
9 training requirements, including, but not limited to,
10 the following:

11 (i) recognizing the symptoms of trauma;

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

14 (iii) responding to the needs and concerns of
15 a victim;

16 (iv) delivering services in a compassionate,
17 sensitive, and nonjudgmental manner;

18 (v) interviewing techniques in accordance with
19 the curriculum standards in this paragraph (6);

20 (vi) understanding cultural perceptions and
21 common myths of sexual assault and sexual abuse;
22 and

23 (vii) report writing techniques in accordance
24 with the curriculum standards in this paragraph
25 (6).

26 (B) This training must also be presented in all

1 full and part-time basic law enforcement academies.

2 (C) Instructors providing this training shall have
3 successfully completed training on evidence-based,
4 trauma-informed, victim-centered responses to cases of
5 sexual assault and sexual abuse and have experience
6 responding to sexual assault and sexual abuse cases.

7 (D) The Illinois State Police shall adopt rules,
8 in consultation with the Office of the Attorney
9 General and the Illinois Law Enforcement Training
10 Standards Board, to determine the specific training
11 requirements for these courses, including, but not
12 limited to, the following:

13 (i) evidence-based curriculum standards for
14 report writing and immediate response to sexual
15 assault and sexual abuse, including
16 trauma-informed, victim-centered interview
17 techniques, which have been demonstrated to
18 minimize retraumatization, for all State police
19 officers; and

20 (ii) evidence-based curriculum standards for
21 trauma-informed, victim-centered investigation
22 and interviewing techniques, which have been
23 demonstrated to minimize retraumatization, for
24 cases of sexual assault and sexual abuse for all
25 State police officers who conduct sexual assault
26 and sexual abuse investigations.

1 (7) Training; human trafficking. The Division of the
2 Academy and Training shall conduct or approve a training
3 program in the detection and investigation of all forms of
4 human trafficking, including, but not limited to,
5 involuntary servitude under subsection (b) of Section 10-9
6 of the Criminal Code of 2012, involuntary sexual servitude
7 of a minor under subsection (c) of Section 10-9 of the
8 Criminal Code of 2012, and trafficking in persons under
9 subsection (d) of Section 10-9 of the Criminal Code of
10 2012. This program shall be made available to all cadets
11 and State police officers.

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

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

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

22 (20 ILCS 2605/2605-52)

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

24 (a) There shall be established an Office of the Statewide
25 9-1-1 Administrator within the Division of Statewide 9-1-1.

1 Beginning January 1, 2016, the Office of the Statewide 9-1-1
2 Administrator shall be responsible for developing,
3 implementing, and overseeing a uniform statewide 9-1-1 system
4 for all areas of the State outside of municipalities having a
5 population over 500,000.

6 (b) The Governor shall appoint, with the advice and
7 consent of the Senate, a Statewide 9-1-1 Administrator. The
8 Administrator shall serve for a term of 2 years, and until a
9 successor is appointed and qualified; except that the term of
10 the first 9-1-1 Administrator appointed under this Act shall
11 expire on the third Monday in January, 2017. The Administrator
12 shall not hold any other remunerative public office. The
13 Administrator shall receive an annual salary as set by the
14 Governor.

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

20 (d) The Division of Statewide 9-1-1 shall exercise the
21 rights, powers, and duties vested by law in the Illinois State
22 Police by the State Police Radio Act and shall oversee the
23 Illinois State Police radio network, including the Illinois
24 State Police Emergency Radio Network and Illinois State
25 Police's STARCOM21.

26 (e) The Division of Statewide 9-1-1 shall also conduct the

1 following communication activities:

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

4 (2) Operate a statewide communications network to
5 gather and disseminate information for law enforcement
6 agencies.

7 (3) Undertake other communication activities that may
8 be required by law.

9 (4) Oversee Illinois State Police telecommunications.

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

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

13 (20 ILCS 2605/2605-200) (was 20 ILCS 2605/55a in part)

14 Sec. 2605-200. Investigations of crime; enforcement of
15 laws; records; crime laboratories; personnel.

16 (a) To do the following:

17 (1) Investigate the origins, activities, personnel,
18 and incidents of crime and the ways and means to redress
19 the victims of crimes; study the impact, if any, of
20 legislation relative to the effusion of crime and growing
21 crime rates; and enforce the criminal laws of this State
22 related thereto.

23 (2) Enforce all laws regulating the production, sale,
24 prescribing, manufacturing, administering, transporting,
25 having in possession, dispensing, delivering,

1 distributing, or use of controlled substances and
2 cannabis.

3 (3) Employ skilled experts, scientists, technicians,
4 investigators, or otherwise specially qualified persons to
5 aid in preventing or detecting crime, apprehending
6 criminals, or preparing and presenting evidence of
7 violations of the criminal laws of the State.

8 (4) Cooperate with the police of cities, villages, and
9 incorporated towns and with the police officers of any
10 county in enforcing the laws of the State and in making
11 arrests and recovering property.

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

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

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

19 (8) Be a central repository for criminal history
20 record information.

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

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

26 (11) Establish general and field crime laboratories.

1 (12) Register and file for record information that may
2 be required by law for the issuance of firearm owner's
3 identification cards under the Firearm Owners
4 Identification Card Act and concealed carry licenses under
5 the Firearm Concealed Carry Act.

6 (13) Employ laboratory technicians and other specially
7 qualified persons to aid in the identification of criminal
8 activity and the identification, collection, and recovery
9 of cyber forensics, including, but not limited to, digital
10 evidence, and may employ polygraph operators and forensic
11 anthropologists.

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

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

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

1 (20 ILCS 2605/2605-615)

2 Sec. 2605-615. Illinois Forensic Science Commission.

3 (a) Creation. There is created within the Illinois State
4 Police the Illinois Forensic Science Commission.

5 (b) Duties and purpose. The Commission shall:

6 (1) Provide guidance to ensure the efficient delivery
7 of forensic services and the sound practice of forensic
8 science.

9 (2) Provide a forum for discussions between forensic
10 science stakeholders to improve communication and
11 coordination and to monitor the important issues impacting
12 all stakeholders.

13 (3) Take a systems-based approach in reviewing all
14 aspects of the delivery of forensic services and the sound
15 practice of forensic science with the goal of reducing or
16 eliminating the factors and inefficiencies that contribute
17 to backlogs and errors, with a focus on education and
18 training, funding, hiring, procurement, and other aspects
19 identified by the Commission.

20 (4) Review significant non-conformities with the sound
21 practice of forensic science documented by each publicly
22 funded forensic laboratory and offer recommendations for
23 the correction thereof.

24 (5) Subject to appropriation, provide educational,
25 research, and professional training opportunities for
26 practicing forensic scientists, police officers, judges,

1 State's Attorneys and Assistant State's Attorneys, Public
2 Defenders, and defense attorneys comporting with the sound
3 practice of forensic science.

4 (6) Collect and analyze information related to the
5 impact of current laws, rules, policies, and practices on
6 forensic crime laboratories and the practice of forensic
7 science; evaluate the impact of those laws, rules,
8 policies, and practices on forensic crime laboratories and
9 the practice of forensic science; identify new policies
10 and approaches, together with changes in science, and
11 technology; and make recommendations for changes to those
12 laws, rules, policies, and practices that will yield
13 better results in the criminal justice system consistent
14 with the sound practice of forensic science.

15 (7) Perform such other studies or tasks pertaining to
16 forensic crime laboratories as may be requested by the
17 General Assembly by resolution or the Governor, and
18 perform such other functions as may be required by law or
19 as are necessary to carry out the purposes and goals of the
20 Commission prescribed in this Section.

21 (8) Ensure that adequate resources and facilities are
22 available for carrying out the changes proposed in
23 legislation, rules, or policies and that rational
24 priorities are established for the use of those resources.
25 To do so, the Commission may prepare statements to the
26 Governor and General Assembly identifying the fiscal and

1 practical effects of proposed legislation, rules, or
2 policy changes. Such statements may include, but are not
3 limited to: the impact on present levels of staffing and
4 resources; a professional opinion on the practical value
5 of the change or changes; the increase or decrease the
6 number of crime laboratories; the increase or decrease the
7 cost of operating crime laboratories; the impact on
8 efficiencies and caseloads; other information, including
9 but not limited to, facts, data, research, and science
10 relevant to the legislation, rule, or policy; the direct
11 or indirect alteration in any process involving or used by
12 crime laboratories of such proposed legislation, rules, or
13 policy changes; an analysis of the impact, either directly
14 or indirectly, on the technology, improvements, or
15 practices of forensic analyses for use in criminal
16 proceedings; together with the direct or indirect impact
17 on headcount, space, equipment, instruments,
18 accreditation, the volume of cases for analysis,
19 scientific controls, and quality assurance.

20 (c) Members. The Commission shall be composed of the
21 Director of the Illinois State Police, or his or her designee,
22 together with the following members appointed for a term of 4
23 years by the Governor with the advice and consent of the
24 Senate:

25 (1) One crime laboratory director or administrator
26 from each publicly funded forensic laboratory system.

1 (2) One member with experience in the admission of
2 forensic evidence in trials from a statewide association
3 representing prosecutors.

4 (3) One member with experience in the admission of
5 forensic evidence in trials from a statewide association
6 representing criminal defense attorneys.

7 (4) Three forensic scientists with bench work
8 background from various forensic disciplines (e.g., DNA,
9 chemistry, pattern evidence, etc.).

10 (5) One retired circuit court judge or associate
11 circuit court judge with criminal trial experience,
12 including experience in the admission of forensic evidence
13 in trials.

14 (6) One academic specializing in the field of forensic
15 sciences.

16 (7) One or more community representatives (e.g.,
17 victim advocates, innocence project organizations, sexual
18 assault examiners, etc.).

19 (8) One member who is a medical examiner or coroner.

20 The Governor shall designate one of the members of the
21 Commission to serve as the chair of the Commission. The
22 members of the Commission shall elect from their number such
23 other officers as they may determine. Members of the
24 Commission shall serve without compensation, but may be
25 reimbursed for reasonable expenses incurred in the performance
26 of their duties from funds appropriated for that purpose.

1 (d) Subcommittees. The Commission may form subcommittees
2 to study specific issues identified under paragraph (3) of
3 subsection (b), including, but not limited to, subcommittees
4 on education and training, procurement, funding and hiring. Ad
5 hoc subcommittees may also be convened to address other
6 issues. Such subcommittees shall meet as needed to complete
7 their work, and shall report their findings back to the
8 Commission. Subcommittees shall include members of the
9 Commission, and may also include non-members such as forensic
10 science stakeholders and subject matter experts.

11 (e) Meetings. The Commission shall meet quarterly, at the
12 call of the chairperson. Facilities for meeting, whether
13 remotely or in person, shall be provided for the Commission by
14 the Illinois State Police.

15 (f) Reporting by publicly funded forensic laboratories.
16 All State and local publicly funded forensic laboratory
17 systems, including, but not limited to, the DuPage County
18 Forensic Science Center, the Northeastern Illinois Regional
19 Crime Laboratory, and the Illinois State Police, shall
20 annually provide to the Commission a report summarizing its
21 significant non-conformities with the efficient delivery of
22 forensic services and the sound practice of forensic science.
23 The report will identify: each significant non-conformity or
24 deficient method; how the non-conformity or deficient method
25 was detected; the nature and extent of the non-conformity or
26 deficient method; all corrective actions implemented to

1 address the non-conformity or deficient method; and an
2 analysis of the effectiveness of the corrective actions taken.

3 (g) Definition. As used in this Section, "Commission"
4 means the Illinois Forensic Science Commission.

5 (Source: P.A. 102-523, eff. 8-20-21.)

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

8 (20 ILCS 2610/16) (from Ch. 121, par. 307.16)

9 Sec. 16. State policemen shall enforce the provisions of
10 The Illinois Vehicle Code, approved September 29, 1969, as
11 amended, and Article 9 of the "Illinois Highway Code" as
12 amended; and shall patrol the public highways and rural
13 districts to make arrests for violations of the provisions of
14 such Acts. They are conservators of the peace and as such have
15 all powers possessed by policemen in cities, and sheriffs,
16 except that they may exercise such powers anywhere in this
17 State. The State policemen shall cooperate with the police of
18 cities, villages and incorporated towns, and with the police
19 officers of any county, in enforcing the laws of the State and
20 in making arrests and recovering property. They may be
21 equipped with standardized and tested devices for weighing
22 motor vehicles and may stop and weigh, acting reasonably, or
23 cause to be weighed, any motor vehicle which appears to weigh
24 in excess of the weight permitted by law. It shall also be the

1 duty of the Illinois State Police to determine, whenever
2 possible, the person or persons or the causes responsible for
3 the breaking or destruction of any improved hard-surfaced
4 roadway; to arrest all persons criminally responsible for such
5 breaking or destruction and bring them before the proper
6 officer for trial. The Illinois State Police shall divide the
7 State into zones, troops, or regions ~~Districts~~ and assign each
8 zone, troop, or region ~~district~~ to one or more policemen. No
9 person employed under this Act, however, shall serve or
10 execute civil process, except for process issued under the
11 authority of the General Assembly, or a committee or
12 commission thereof vested with subpoena powers when the county
13 sheriff refuses or fails to serve such process, and except for
14 process allowed by statute or issued under the authority of
15 the Illinois Department of Revenue.

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

17 (20 ILCS 2610/20) (from Ch. 121, par. 307.18a)

18 Sec. 20. The Illinois State Police from time to time may
19 enter into contracts with The Illinois State Toll Highway
20 Authority, hereinafter called the Authority, with respect to
21 the policing of toll highways by the Illinois State Police.
22 Such contracts shall provide among other matters for the
23 compensation or reimbursement of the Illinois State Police by
24 the Authority for the costs incurred by this State with
25 respect to such policing service, including, but not limited

1 to, the costs of: (1) compensation and training of the State
2 policemen and the clerical employees assigned to such policing
3 service; and (2) uniforms, equipment, and supplies, which
4 shall be Illinois State Police property, and housing used by
5 such personnel; and (3) reimbursement of such sums as the
6 State expends in connection with payments of claims for
7 injuries or illnesses suffered by such personnel in the line
8 of duty. Each such contract may provide for the methods of
9 ascertaining such costs, and shall be of such duration and may
10 contain such other appropriate terms as the Illinois State
11 Police and the Authority may agree upon. The Illinois State
12 Police is not obliged to furnish policing service on any
13 highway under the jurisdiction of the Authority except as
14 required by contract.

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

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

18 (20 ILCS 2615/10)

19 Sec. 10. Public safety radio interoperability. Upon their
20 establishment and thereafter, the Director of the Illinois
21 State Police, or his or her designee, shall serve as the
22 chairman of the Illinois Statewide Interoperability Executive
23 Committee (SIEC) and as the chairman of the STARCOM21
24 Oversight Committee. The Director or his or her designee, as

1 chairman, may increase the size and makeup of the voting
2 membership of each committee when deemed necessary for
3 improved public safety radio interoperability, but the voting
4 membership of each committee must represent public safety
5 users (police, fire, or EMS) and must, at a minimum, include
6 the representatives specified in this Section.

7 The STARCOM21 Oversight Committee must comprise public
8 safety users accessing the system and shall include the
9 Statewide Interoperability Coordinator. The members of the
10 STARCOM21 Oversight Committee shall serve without compensation
11 and may, at the call of the Chair, meet in person or remotely.
12 The Illinois State Police shall provide administrative and
13 other support to the STARCOM21 Oversight Committee. The
14 STARCOM21 Oversight Committee shall:

15 (1) review existing statutory law and make
16 recommendations for legislative changes to ensure
17 efficient, effective, reliable, and sustainable radio
18 interoperability statewide;

19 (2) make recommendations concerning better integration
20 of the Integrated Public Alert and Warning System
21 statewide; and

22 (3) develop a plan to sustainably fund radio
23 infrastructure, radio equipment, and interoperability
24 statewide.

25 The SIEC shall have at a minimum one representative from
26 each of the following: the Illinois Fire Chiefs Association,

1 the Rural Fire Protection Association, the Office of the State
2 Fire Marshal, the Illinois Association of Chiefs of Police,
3 the Illinois Sheriffs' Association, the Illinois State Police,
4 the Illinois Emergency Management Agency, the Department of
5 Public Health, and the Secretary of State Police (which
6 representative shall be the Director of the Secretary of State
7 Police or his or her designee).

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

9 Section 25. The State Finance Act is amended by changing
10 Sections 6z-82, 6z-127, and 8.3 as follows:

11 (30 ILCS 105/6z-82)

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

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

18 (a-5) Notwithstanding any other provision of law to the
19 contrary, and in addition to any other transfers that may be
20 provided by law, on August 20, 2021 (the effective date of
21 Public Act 102-505), or as soon thereafter as practical, the
22 State Comptroller shall direct and the State Treasurer shall
23 transfer the remaining balance from the Over Dimensional Load
24 Police Escort Fund into the State Police Operations Assistance

1 Fund. Upon completion of the transfer, the Over Dimensional
2 Load Police Escort Fund is dissolved, and any future deposits
3 due to that Fund and any outstanding obligations or
4 liabilities of that Fund shall pass to the State Police
5 Operations Assistance Fund.

6 This Fund may charge, collect, and receive fees or moneys
7 as described in Section 15-312 of the Illinois Vehicle Code,
8 and receive all fees received by the Illinois State Police
9 under that Section. The moneys shall be used by the Illinois
10 State Police for its expenses in providing police escorts and
11 commercial vehicle enforcement activities.

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

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

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

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

21 (f) (Blank).

22 (g) Notwithstanding any other provision of State law to
23 the contrary, on or after July 1, 2021, in addition to any
24 other transfers that may be provided for by law, at the
25 direction of and upon notification from the Director of the
26 Illinois State Police, the State Comptroller shall direct and

1 the State Treasurer shall transfer amounts not exceeding
2 \$7,000,000 into the State Police Operations Assistance Fund
3 from the State Police Services Fund.

4 (h) Notwithstanding any other provision of law, in
5 addition to any other transfers that may be provided by law, on
6 the effective date of this amendatory Act of the 103rd General
7 Assembly, or as soon thereafter as practical, the State
8 Comptroller shall direct and the State Treasurer shall
9 transfer the remaining balance from the State Police
10 Streetgang-Related Crime Fund to the State Police Operations
11 Assistance Fund. Upon completion of the transfers, the State
12 Police Streetgang-Related Crime Fund is dissolved, and any
13 future deposits into the State Police Streetgang-Related Crime
14 Fund and any outstanding obligations or liabilities of the
15 State Police Streetgang-Related Crime Fund pass to the State
16 Police Operations Assistance Fund.

17 (Source: P.A. 102-16, eff. 6-17-21; 102-505, eff. 8-20-21;
18 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

19 (30 ILCS 105/6z-127)

20 Sec. 6z-127. State Police Revocation Enforcement Fund.

21 (a) The State Police Revocation Enforcement Fund is
22 established as a special fund in the State treasury. This Fund
23 is established to receive moneys from the Firearm Owners
24 Identification Card Act to enforce that Act, the Firearm
25 Concealed Carry Act, Article 24 of the Criminal Code of 2012,

1 and other firearm offenses. The Fund may also receive revenue
2 from grants, donations, appropriations, and any other legal
3 source.

4 (b) The Illinois State Police may use moneys from the Fund
5 to establish task forces and, if necessary, include other law
6 enforcement agencies, under intergovernmental contracts
7 written and executed in conformity with the Intergovernmental
8 Cooperation Act.

9 (c) The Illinois State Police may use moneys in the Fund to
10 hire and train State Police officers and for the prevention of
11 violent crime.

12 (d) The State Police Revocation Enforcement Fund is not
13 subject to administrative chargebacks.

14 (e) Law enforcement agencies that participate in Firearm
15 Owner's Identification Card revocation enforcement in the
16 Violent Crime Intelligence Task Force may apply for grants
17 from the Illinois State Police.

18 (f) Any surplus in the Fund beyond what is necessary to
19 ensure compliance with subsections (a) through (e) or moneys
20 that are specifically appropriated for those purposes shall be
21 used by the Illinois State Police to award grants to assist
22 with the data reporting requirements of the Gun Trafficking
23 Information Act.

24 (Source: P.A. 102-237, eff. 1-1-22; 102-813, eff. 5-13-22.)

25 (30 ILCS 105/8.3) (from Ch. 127, par. 144.3)

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

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

17 secondly -- for expenses of the Department of
18 Transportation for construction, reconstruction,
19 improvement, repair, maintenance, operation, and
20 administration of highways in accordance with the
21 provisions of laws relating thereto, or for any purpose
22 related or incident to and connected therewith, including
23 the separation of grades of those highways with railroads
24 and with highways and including the payment of awards made
25 by the Illinois Workers' Compensation Commission under the
26 terms of the Workers' Compensation Act or Workers'

1 Occupational Diseases Act for injury or death of an
2 employee of the Division of Highways in the Department of
3 Transportation; or for the acquisition of land and the
4 erection of buildings for highway purposes, including the
5 acquisition of highway right-of-way or for investigations
6 to determine the reasonably anticipated future highway
7 needs; or for making of surveys, plans, specifications and
8 estimates for and in the construction and maintenance of
9 flight strips and of highways necessary to provide access
10 to military and naval reservations, to defense industries
11 and defense-industry sites, and to the sources of raw
12 materials and for replacing existing highways and highway
13 connections shut off from general public use at military
14 and naval reservations and defense-industry sites, or for
15 the purchase of right-of-way, except that the State shall
16 be reimbursed in full for any expense incurred in building
17 the flight strips; or for the operating and maintaining of
18 highway garages; or for patrolling and policing the public
19 highways and conserving the peace; or for the operating
20 expenses of the Department relating to the administration
21 of public transportation programs; or, during fiscal year
22 2022, for the purposes of a grant not to exceed \$8,394,800
23 to the Regional Transportation Authority on behalf of PACE
24 for the purpose of ADA/Para-transit expenses; or, during
25 fiscal year 2023, for the purposes of a grant not to exceed
26 \$8,394,800 to the Regional Transportation Authority on

1 behalf of PACE for the purpose of ADA/Para-transit
2 expenses; or for any of those purposes or any other
3 purpose that may be provided by law.

4 Appropriations for any of those purposes are payable from
5 the Road Fund. Appropriations may also be made from the Road
6 Fund for the administrative expenses of any State agency that
7 are related to motor vehicles or arise from the use of motor
8 vehicles.

9 Beginning with fiscal year 1980 and thereafter, no Road
10 Fund monies shall be appropriated to the following Departments
11 or agencies of State government for administration, grants, or
12 operations; but this limitation is not a restriction upon
13 appropriating for those purposes any Road Fund monies that are
14 eligible for federal reimbursement:

15 1. Department of Public Health;

16 2. Department of Transportation, only with respect to
17 subsidies for one-half fare Student Transportation and
18 Reduced Fare for Elderly, except fiscal year 2022 when no
19 more than \$17,570,000 may be expended and except fiscal
20 year 2023 when no more than \$17,570,000 may be expended;

21 3. Department of Central Management Services, except
22 for expenditures incurred for group insurance premiums of
23 appropriate personnel;

24 4. Judicial Systems and Agencies.

25 Beginning with fiscal year 1981 and thereafter, no Road
26 Fund monies shall be appropriated to the following Departments

1 or agencies of State government for administration, grants, or
2 operations; but this limitation is not a restriction upon
3 appropriating for those purposes any Road Fund monies that are
4 eligible for federal reimbursement:

5 1. Illinois State Police, except for expenditures with
6 respect to the Division of Patrol ~~Operations~~ and Division
7 of Criminal Investigation;

8 2. Department of Transportation, only with respect to
9 Intercity Rail Subsidies, except fiscal year 2022 when no
10 more than \$50,000,000 may be expended and except fiscal
11 year 2023 when no more than \$55,000,000 may be expended,
12 and Rail Freight Services.

13 Beginning with fiscal year 1982 and thereafter, no Road
14 Fund monies shall be appropriated to the following Departments
15 or agencies of State government for administration, grants, or
16 operations; but this limitation is not a restriction upon
17 appropriating for those purposes any Road Fund monies that are
18 eligible for federal reimbursement: Department of Central
19 Management Services, except for awards made by the Illinois
20 Workers' Compensation Commission under the terms of the
21 Workers' Compensation Act or Workers' Occupational Diseases
22 Act for injury or death of an employee of the Division of
23 Highways in the Department of Transportation.

24 Beginning with fiscal year 1984 and thereafter, no Road
25 Fund monies shall be appropriated to the following Departments
26 or agencies of State government for administration, grants, or

1 operations; but this limitation is not a restriction upon
2 appropriating for those purposes any Road Fund monies that are
3 eligible for federal reimbursement:

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

7 2. State Officers.

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

18 Money in the Road Fund shall, if and when the State of
19 Illinois incurs any bonded indebtedness for the construction
20 of permanent highways, be set aside and used for the purpose of
21 paying and discharging during each fiscal year the principal
22 and interest on that bonded indebtedness as it becomes due and
23 payable as provided in the Transportation Bond Act, and for no
24 other purpose. The surplus, if any, in the Road Fund after the
25 payment of principal and interest on that bonded indebtedness
26 then annually due shall be used as follows:

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

3 secondly -- no Road Fund monies derived from fees,
4 excises, or license taxes relating to registration,
5 operation and use of vehicles on public highways or to
6 fuels used for the propulsion of those vehicles, shall be
7 appropriated or expended other than for costs of
8 administering the laws imposing those fees, excises, and
9 license taxes, statutory refunds and adjustments allowed
10 thereunder, administrative costs of the Department of
11 Transportation, including, but not limited to, the
12 operating expenses of the Department relating to the
13 administration of public transportation programs, payment
14 of debts and liabilities incurred in construction and
15 reconstruction of public highways and bridges, acquisition
16 of rights-of-way for and the cost of construction,
17 reconstruction, maintenance, repair, and operation of
18 public highways and bridges under the direction and
19 supervision of the State, political subdivision, or
20 municipality collecting those monies, or during fiscal
21 year 2022 for the purposes of a grant not to exceed
22 \$8,394,800 to the Regional Transportation Authority on
23 behalf of PACE for the purpose of ADA/Para-transit
24 expenses, or during fiscal year 2023 for the purposes of a
25 grant not to exceed \$8,394,800 to the Regional
26 Transportation Authority on behalf of PACE for the purpose

1 of ADA/Para-transit expenses, and the costs for patrolling
2 and policing the public highways (by the State, political
3 subdivision, or municipality collecting that money) for
4 enforcement of traffic laws. The separation of grades of
5 such highways with railroads and costs associated with
6 protection of at-grade highway and railroad crossing shall
7 also be permissible.

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

11 Except as provided in this paragraph, beginning with
12 fiscal year 1991 and thereafter, no Road Fund monies shall be
13 appropriated to the Illinois State Police for the purposes of
14 this Section in excess of its total fiscal year 1990 Road Fund
15 appropriations for those purposes unless otherwise provided in
16 Section 5g of this Act. For fiscal years 2003, 2004, 2005,
17 2006, and 2007 only, no Road Fund monies shall be appropriated
18 to the Department of State Police for the purposes of this
19 Section in excess of \$97,310,000. For fiscal year 2008 only,
20 no Road Fund monies shall be appropriated to the Department of
21 State Police for the purposes of this Section in excess of
22 \$106,100,000. For fiscal year 2009 only, no Road Fund monies
23 shall be appropriated to the Department of State Police for
24 the purposes of this Section in excess of \$114,700,000.
25 Beginning in fiscal year 2010, no road fund moneys shall be
26 appropriated to the Illinois State Police. It shall not be

1 lawful to circumvent this limitation on appropriations by
2 governmental reorganization or other methods unless otherwise
3 provided in Section 5g of this Act.

4 In fiscal year 1994, no Road Fund monies shall be
5 appropriated to the Secretary of State for the purposes of
6 this Section in excess of the total fiscal year 1991 Road Fund
7 appropriations to the Secretary of State for those purposes,
8 plus \$9,800,000. It shall not be lawful to circumvent this
9 limitation on appropriations by governmental reorganization or
10 other method.

11 Beginning with fiscal year 1995 and thereafter, no Road
12 Fund monies shall be appropriated to the Secretary of State
13 for the purposes of this Section in excess of the total fiscal
14 year 1994 Road Fund appropriations to the Secretary of State
15 for those purposes. It shall not be lawful to circumvent this
16 limitation on appropriations by governmental reorganization or
17 other methods.

18 Beginning with fiscal year 2000, total Road Fund
19 appropriations to the Secretary of State for the purposes of
20 this Section shall not exceed the amounts specified for the
21 following fiscal years:

22	Fiscal Year 2000	\$80,500,000;
23	Fiscal Year 2001	\$80,500,000;
24	Fiscal Year 2002	\$80,500,000;
25	Fiscal Year 2003	\$130,500,000;
26	Fiscal Year 2004	\$130,500,000;

1	Fiscal Year 2005	\$130,500,000;
2	Fiscal Year 2006	\$130,500,000;
3	Fiscal Year 2007	\$130,500,000;
4	Fiscal Year 2008	\$130,500,000;
5	Fiscal Year 2009	\$130,500,000.

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

8 Beginning in fiscal year 2011, moneys in the Road Fund
9 shall be appropriated to the Secretary of State for the
10 exclusive purpose of paying refunds due to overpayment of fees
11 related to Chapter 3 of the Illinois Vehicle Code unless
12 otherwise provided for by law.

13 It shall not be lawful to circumvent this limitation on
14 appropriations by governmental reorganization or other
15 methods.

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

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

24 The additional amounts authorized for expenditure in this
25 Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91
26 shall be repaid to the Road Fund from the General Revenue Fund

1 in the next succeeding fiscal year that the General Revenue
2 Fund has a positive budgetary balance, as determined by
3 generally accepted accounting principles applicable to
4 government.

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

12 (Source: P.A. 101-10, eff. 6-5-19; 101-636, eff. 6-10-20;
13 102-16, eff. 6-17-21; 102-538, eff. 8-20-21; 102-699, eff.
14 4-19-22; 102-813, eff. 5-13-22.)

15 (30 ILCS 105/5.783 rep.)

16 (30 ILCS 105/8p rep.)

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

19 Section 31. The Intergovernmental Drug Laws Enforcement
20 Act is amended by changing Section 3 as follows:

21 (30 ILCS 715/3) (from Ch. 56 1/2, par. 1703)

22 Sec. 3. A Metropolitan Enforcement Group which meets the
23 minimum criteria established in this Section is eligible to

1 receive State grants to help defray the costs of operation. To
2 be eligible a MEG must:

3 (1) Be established and operating pursuant to
4 intergovernmental contracts written and executed in
5 conformity with the Intergovernmental Cooperation Act, and
6 involve 2 or more units of local government.

7 (2) Establish a MEG Policy Board composed of an
8 elected official, or his designee, and the chief law
9 enforcement officer, or his designee, from each
10 participating unit of local government to oversee the
11 operations of the MEG and make such reports to the
12 Illinois State Police as the Illinois State Police may
13 require.

14 (3) Designate a single appropriate elected official of
15 a participating unit of local government to act as the
16 financial officer of the MEG for all participating units
17 of local government and to receive funds for the operation
18 of the MEG.

19 (4) Limit its operations to enforcement of drug laws;
20 enforcement of Sections 10-9, 24-1, 24-1.1, 24-1.2,
21 24-1.2-5, 24-1.5, 24-1.7, 24-1.8, 24-2.1, 24-2.2, 24-3,
22 24-3.1, 24-3.2, 24-3.3, 24-3.4, 24-3.5, 24-3.7, 24-3.8,
23 24-3.9, 24-3A, 24-3B, 24-4, and 24-5 of the Criminal Code
24 of 2012; Sections 2, 3, 6.1, 9.5, and 14 of the Firearm
25 Owners Identification Card Act; and the investigation of
26 streetgang related offenses.

1 (5) Cooperate with the Illinois State Police in order
2 to assure compliance with this Act and to enable the
3 Illinois State Police to fulfill its duties under this
4 Act, and supply the Illinois State Police with all
5 information the Illinois State Police deems necessary
6 therefor.

7 (6) Receive funding of at least 50% of the total
8 operating budget of the MEG from the participating units
9 of local government.

10 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
11 102-813, eff. 5-13-22.)

12 Section 35. The School Code is amended by changing Section
13 10-27.1A as follows:

14 (105 ILCS 5/10-27.1A)

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

16 (a) All school officials, including teachers, school
17 counselors, and support staff, shall immediately notify the
18 office of the principal in the event that they observe any
19 person in possession of a firearm on school grounds; provided
20 that taking such immediate action to notify the office of the
21 principal would not immediately endanger the health, safety,
22 or welfare of students who are under the direct supervision of
23 the school official or the school official. If the health,
24 safety, or welfare of students under the direct supervision of

1 the school official or of the school official is immediately
2 endangered, the school official shall notify the office of the
3 principal as soon as the students under his or her supervision
4 and he or she are no longer under immediate danger. A report is
5 not required by this Section when the school official knows
6 that the person in possession of the firearm is a law
7 enforcement official engaged in the conduct of his or her
8 official duties. Any school official acting in good faith who
9 makes such a report under this Section shall have immunity
10 from any civil or criminal liability that might otherwise be
11 incurred as a result of making the report. The identity of the
12 school official making such report shall not be disclosed
13 except as expressly and specifically authorized by law.
14 Knowingly and willfully failing to comply with this Section is
15 a petty offense. A second or subsequent offense is a Class C
16 misdemeanor.

17 (b) Upon receiving a report from any school official
18 pursuant to this Section, or from any other person, the
19 principal or his or her designee shall immediately notify a
20 local law enforcement agency. If the person found to be in
21 possession of a firearm on school grounds is a student, the
22 principal or his or her designee shall also immediately notify
23 that student's parent or guardian. Any principal or his or her
24 designee acting in good faith who makes such reports under
25 this Section shall have immunity from any civil or criminal
26 liability that might otherwise be incurred or imposed as a

1 result of making the reports. Knowingly and willfully failing
2 to comply with this Section is a petty offense. A second or
3 subsequent offense is a Class C misdemeanor. If the person
4 found to be in possession of the firearm on school grounds is a
5 minor, the law enforcement agency shall detain that minor
6 until such time as the agency makes a determination pursuant
7 to clause (a) of subsection (1) of Section 5-401 of the
8 Juvenile Court Act of 1987, as to whether the agency
9 reasonably believes that the minor is delinquent. If the law
10 enforcement agency determines that probable cause exists to
11 believe that the minor committed a violation of item (4) of
12 subsection (a) of Section 24-1 of the Criminal Code of 2012
13 while on school grounds, the agency shall detain the minor for
14 processing pursuant to Section 5-407 of the Juvenile Court Act
15 of 1987.

16 (c) Upon ~~On or after January 1, 1997, upon~~ receipt of any
17 written, electronic, or verbal report from any school
18 personnel regarding a verified incident involving a firearm in
19 a school or on school owned or leased property, including any
20 conveyance owned, leased, or used by the school for the
21 transport of students or school personnel, the superintendent
22 or his or her designee shall report all such firearm-related
23 incidents occurring in a school or on school property to the
24 local law enforcement authorities immediately, who shall
25 report and to the Illinois State Police in a form, manner, and
26 frequency as prescribed by the Illinois State Police.

1 The State Board of Education shall receive an annual
2 statistical compilation and related data associated with
3 incidents involving firearms in schools from the Illinois
4 State Police. The State Board of Education shall compile this
5 information by school district and make it available to the
6 public.

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

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

12 As used in this Section, the term "school grounds"
13 includes the real property comprising any school, any
14 conveyance owned, leased, or contracted by a school to
15 transport students to or from school or a school-related
16 activity, or any public way within 1,000 feet of the real
17 property comprising any school.

18 (Source: P.A. 102-197, eff. 7-30-21; 102-538, eff. 8-20-21;
19 102-813, eff. 5-13-22.)

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

22 (40 ILCS 5/14-110) (from Ch. 108 1/2, par. 14-110)

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

24 Sec. 14-110. Alternative retirement annuity.

1 (a) Any member who has withdrawn from service with not
2 less than 20 years of eligible creditable service and has
3 attained age 55, and any member who has withdrawn from service
4 with not less than 25 years of eligible creditable service and
5 has attained age 50, regardless of whether the attainment of
6 either of the specified ages occurs while the member is still
7 in service, shall be entitled to receive at the option of the
8 member, in lieu of the regular or minimum retirement annuity,
9 a retirement annuity computed as follows:

10 (i) for periods of service as a noncovered employee:
11 if retirement occurs on or after January 1, 2001, 3% of
12 final average compensation for each year of creditable
13 service; if retirement occurs before January 1, 2001, 2
14 1/4% of final average compensation for each of the first
15 10 years of creditable service, 2 1/2% for each year above
16 10 years to and including 20 years of creditable service,
17 and 2 3/4% for each year of creditable service above 20
18 years; and

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

1 each year in excess of 30.

2 Such annuity shall be subject to a maximum of 75% of final
3 average compensation if retirement occurs before January 1,
4 2001 or to a maximum of 80% of final average compensation if
5 retirement occurs on or after January 1, 2001.

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

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

14 (1) State policeman;

15 (2) fire fighter in the fire protection service of a
16 department;

17 (3) air pilot;

18 (4) special agent;

19 (5) investigator for the Secretary of State;

20 (6) conservation police officer;

21 (7) investigator for the Department of Revenue or the
22 Illinois Gaming Board;

23 (8) security employee of the Department of Human
24 Services;

25 (9) Central Management Services security police
26 officer;

1 (10) security employee of the Department of
2 Corrections or the Department of Juvenile Justice;

3 (11) dangerous drugs investigator;

4 (12) investigator for the Illinois State Police;

5 (13) investigator for the Office of the Attorney
6 General;

7 (14) controlled substance inspector;

8 (15) investigator for the Office of the State's
9 Attorneys Appellate Prosecutor;

10 (16) Commerce Commission police officer;

11 (17) arson investigator;

12 (18) State highway maintenance worker;

13 (19) security employee of the Department of Innovation
14 and Technology; or

15 (20) transferred employee.

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

26 A person under paragraph (20) is entitled to eligible

1 creditable service for service credit earned under this
2 Article on and after his or her transfer by Executive Order No.
3 2003-10, Executive Order No. 2004-2, or Executive Order No.
4 2016-1.

5 (c) For the purposes of this Section:

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

9 (2) The term "fire fighter in the fire protection
10 service of a department" includes all officers in such
11 fire protection service including fire chiefs and
12 assistant fire chiefs.

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

23 (4) The term "special agent" means any person who by
24 reason of employment by the Division of Narcotic Control,
25 the Bureau of Investigation or, after July 1, 1977, the
26 Division of Criminal Investigation, the Division of

1 Internal Investigation, the Division of Operations, the
2 Division of Patrol ~~Operations~~, or any other Division or
3 organizational entity in the Illinois State Police is
4 vested by law with duties to maintain public order,
5 investigate violations of the criminal law of this State,
6 enforce the laws of this State, make arrests and recover
7 property. The term "special agent" includes any title or
8 position in the Illinois State Police that is held by an
9 individual employed under the Illinois State Police Act.

10 (5) The term "investigator for the Secretary of State"
11 means any person employed by the Office of the Secretary
12 of State and vested with such investigative duties as
13 render him 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 A person who became employed as an investigator for
17 the Secretary of State between January 1, 1967 and
18 December 31, 1975, and who has served as such until
19 attainment of age 60, either continuously or with a single
20 break in service of not more than 3 years duration, which
21 break terminated before January 1, 1976, shall be entitled
22 to have his retirement annuity calculated in accordance
23 with subsection (a), notwithstanding that he has less than
24 20 years of credit for such service.

25 (6) The term "Conservation Police Officer" means any
26 person employed by the Division of Law Enforcement of the

1 Department of Natural Resources and vested with such law
2 enforcement duties as render him ineligible for coverage
3 under the Social Security Act by reason of Sections
4 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The
5 term "Conservation Police Officer" includes the positions
6 of Chief Conservation Police Administrator and Assistant
7 Conservation Police Administrator.

8 (7) The term "investigator for the Department of
9 Revenue" means any person employed by the Department of
10 Revenue and vested with such investigative duties as
11 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.

14 The term "investigator for the Illinois Gaming Board"
15 means any person employed as such by the Illinois Gaming
16 Board and vested with such peace officer duties as render
17 the person ineligible for coverage under the Social
18 Security Act by reason of Sections 218(d)(5)(A),
19 218(d)(8)(D), and 218(1)(1) of that Act.

20 (8) The term "security employee of the Department of
21 Human Services" means any person employed by the
22 Department of Human Services who (i) is employed at the
23 Chester Mental Health Center and has daily contact with
24 the residents thereof, (ii) is employed within a security
25 unit at a facility operated by the Department and has
26 daily contact with the residents of the security unit,

1 (iii) is employed at a facility operated by the Department
2 that includes a security unit and is regularly scheduled
3 to work at least 50% of his or her working hours within
4 that security unit, or (iv) is a mental health police
5 officer. "Mental health police officer" means any person
6 employed by the Department of Human Services in a position
7 pertaining to the Department's mental health and
8 developmental disabilities functions who is vested with
9 such law enforcement duties as render the person
10 ineligible for coverage under the Social Security Act by
11 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and
12 218(1)(1) of that Act. "Security unit" means that portion
13 of a facility that is devoted to the care, containment,
14 and treatment of persons committed to the Department of
15 Human Services as sexually violent persons, persons unfit
16 to stand trial, or persons not guilty by reason of
17 insanity. With respect to past employment, references to
18 the Department of Human Services include its predecessor,
19 the Department of Mental Health and Developmental
20 Disabilities.

21 The changes made to this subdivision (c)(8) by Public
22 Act 92-14 apply to persons who retire on or after January
23 1, 2001, notwithstanding Section 1-103.1.

24 (9) "Central Management Services security police
25 officer" means any person employed by the Department of
26 Central Management Services who is vested with such law

1 enforcement 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.

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

25 (11) The term "dangerous drugs investigator" means any
26 person who is employed as such by the Department of Human

1 Services.

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

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

19 (14) "Controlled substance inspector" means any person
20 who is employed as such by the Department of Professional
21 Regulation and is vested with such law enforcement duties
22 as render him ineligible for coverage under the Social
23 Security Act by reason of Sections 218(d)(5)(A),
24 218(d)(8)(D) and 218(1)(1) of that Act. The term
25 "controlled substance inspector" includes the Program
26 Executive of Enforcement and the Assistant Program

1 Executive of Enforcement.

2 (15) The term "investigator for the Office of the
3 State's Attorneys Appellate Prosecutor" means a person
4 employed in that capacity on a full-time basis under the
5 authority of Section 7.06 of the State's Attorneys
6 Appellate Prosecutor's Act.

7 (16) "Commerce Commission police officer" means any
8 person employed by the Illinois Commerce Commission who is
9 vested with such law enforcement duties as render him
10 ineligible for coverage under the Social Security Act by
11 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and
12 218(1)(1) of that Act.

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

1 to persons with the same social security status earning
2 eligible creditable service on the date of application.

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

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

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

1 traffic.

2 (19) The term "security employee of the Department of
3 Innovation and Technology" means a person who was a
4 security employee of the Department of Corrections or the
5 Department of Juvenile Justice, was transferred to the
6 Department of Innovation and Technology pursuant to
7 Executive Order 2016-01, and continues to perform similar
8 job functions under that Department.

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

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

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

26 (ii) beginning January 1, 1987, 25 years of eligible

1 creditable service and age 54, or 24 years of eligible
2 creditable service and age 55; or

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

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

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

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

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

24 (e) If a member enters military service while working in a
25 position in which eligible creditable service may be earned,
26 and returns to State service in the same or another such

1 position, and fulfills in all other respects the conditions
2 prescribed in this Article for credit for military service,
3 such military service shall be credited as eligible creditable
4 service for the purposes of the retirement annuity prescribed
5 in this Section.

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

20 For purposes of calculating retirement annuities under
21 this Section, periods of service rendered after December 31,
22 1968 and before January 1, 1982 as a covered employee in the
23 position of investigator for the Department of Revenue shall
24 be deemed to have been service as a noncovered employee,
25 provided that the employee pays to the System prior to
26 retirement an amount equal to (1) the difference between the

1 employee contributions that would have been required for such
2 service as a noncovered employee, and the amount of employee
3 contributions actually paid, plus (2) if payment is made after
4 January 1, 1990, regular interest on the amount specified in
5 item (1) from the date of service to the date of payment.

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

18 Subject to the limitation in subsection (i), a State
19 policeman may elect, not later than July 1, 1993, to establish
20 eligible creditable service for up to 10 years of his service
21 as a member of the County Police Department under Article 9, by
22 filing a written election with the Board, accompanied by
23 payment of an amount to be determined by the Board, equal to
24 (i) the difference between the amount of employee and employer
25 contributions transferred to the System under Section 9-121.10
26 and the amounts that would have been contributed had those

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

5 (h) Subject to the limitation in subsection (i), a State
6 policeman or investigator for the Secretary of State may elect
7 to establish eligible creditable service for up to 12 years of
8 his service as a policeman under Article 5, by filing a written
9 election with the Board on or before January 31, 1992, and
10 paying to the System by January 31, 1994 an amount to be
11 determined by the Board, equal to (i) the difference between
12 the amount of employee and employer contributions transferred
13 to the System under Section 5-236, and the amounts that would
14 have been contributed had such contributions been made at the
15 rates applicable to State policemen, 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 Subject to the limitation in subsection (i), a State
19 policeman, conservation police officer, or investigator for
20 the Secretary of State may elect to establish eligible
21 creditable service for up to 10 years of service as a sheriff's
22 law enforcement employee under Article 7, by filing a written
23 election with the Board on or before January 31, 1993, and
24 paying to the System by January 31, 1994 an amount to be
25 determined by the Board, equal to (i) the difference between
26 the amount of employee and employer contributions transferred

1 to the System under Section 7-139.7, and the amounts that
2 would have been contributed had such contributions been made
3 at the rates applicable to State policemen, plus (ii) interest
4 thereon at the effective rate for each year, compounded
5 annually, from the date of service to the date of payment.

6 Subject to the limitation in subsection (i), a State
7 policeman, conservation police officer, or investigator for
8 the Secretary of State may elect to establish eligible
9 creditable service for up to 5 years of service as a police
10 officer under Article 3, a policeman under Article 5, a
11 sheriff's law enforcement employee under Article 7, a member
12 of the county police department under Article 9, or a police
13 officer under Article 15 by filing a written election with the
14 Board and paying to the System an amount to be determined by
15 the Board, equal to (i) the difference between the amount of
16 employee and employer contributions transferred to the System
17 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4
18 and the amounts that would have been contributed had such
19 contributions been made at the rates applicable to State
20 policemen, 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 Subject to the limitation in subsection (i), an
24 investigator for the Office of the Attorney General, or an
25 investigator for the Department of Revenue, may elect to
26 establish eligible creditable service for up to 5 years of

1 service as a police officer under Article 3, a policeman under
2 Article 5, a sheriff's law enforcement employee under Article
3 7, or a member of the county police department under Article 9
4 by filing a written election with the Board within 6 months
5 after August 25, 2009 (the effective date of Public Act
6 96-745) and paying to the System an amount to be determined by
7 the Board, equal to (i) the difference between the amount of
8 employee and employer contributions transferred to the System
9 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the
10 amounts that would have been contributed had such
11 contributions been made at the rates applicable to State
12 policemen, plus (ii) interest thereon at the actuarially
13 assumed rate for each year, compounded annually, from the date
14 of service to the date of payment.

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

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

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

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

17 Notwithstanding the limitation in subsection (i), a State
18 policeman or conservation police officer may elect to convert
19 service credit earned under this Article to eligible
20 creditable service, as defined by this Section, by filing a
21 written election with the board within 6 months after July 30,
22 2021 (the effective date of Public Act 102-210) and paying to
23 the System an amount to be determined by the Board equal to (i)
24 the difference between the amount of employee contributions
25 originally paid for that service and the amounts that would
26 have been contributed had such contributions been made at the

1 rates applicable to State policemen, plus (ii) the difference
2 between the employer's normal cost of the credit prior to the
3 conversion authorized by Public Act 102-210 and the employer's
4 normal cost of the credit converted in accordance with Public
5 Act 102-210, plus (iii) 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 (i) The total amount of eligible creditable service
9 established by any person under subsections (g), (h), (j),
10 (k), (l), (l-5), and (o) of this Section shall not exceed 12
11 years.

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

1 (k) Subject to the limitation in subsection (i) of this
2 Section, an alternative formula employee may elect to
3 establish eligible creditable service for periods spent as a
4 full-time law enforcement officer or full-time corrections
5 officer employed by the federal government or by a state or
6 local government located outside of Illinois, for which credit
7 is not held in any other public employee pension fund or
8 retirement system. To obtain this credit, the applicant must
9 file a written application with the Board by March 31, 1998,
10 accompanied by evidence of eligibility acceptable to the Board
11 and payment of an amount to be determined by the Board, equal
12 to (1) employee contributions for the credit being
13 established, based upon the applicant's salary on the first
14 day as an alternative formula employee after the employment
15 for which credit is being established and the rates then
16 applicable to alternative formula employees, plus (2) an
17 amount determined by the Board to be the employer's normal
18 cost of the benefits accrued for the credit being established,
19 plus (3) regular interest on the amounts in items (1) and (2)
20 from the first day as an alternative formula employee after
21 the employment for which credit is being established to the
22 date of payment.

23 (1) Subject to the limitation in subsection (i), a
24 security employee of the Department of Corrections may elect,
25 not later than July 1, 1998, to establish eligible creditable
26 service for up to 10 years of his or her service as a policeman

1 under Article 3, by filing a written election with the Board,
2 accompanied by payment of an amount to be determined by the
3 Board, equal to (i) the difference between the amount of
4 employee and employer contributions transferred to the System
5 under Section 3-110.5, and the amounts that would have been
6 contributed had such contributions been made at the rates
7 applicable to security employees of the Department of
8 Corrections, 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 (1-5) Subject to the limitation in subsection (i) of this
12 Section, a State policeman may elect to establish eligible
13 creditable service for up to 5 years of service as a full-time
14 law enforcement officer employed by the federal government or
15 by a state or local government located outside of Illinois for
16 which credit is not held in any other public employee pension
17 fund or retirement system. To obtain this credit, the
18 applicant must file a written application with the Board no
19 later than 3 years after January 1, 2020 (the effective date of
20 Public Act 101-610), accompanied by evidence of eligibility
21 acceptable to the Board and payment of an amount to be
22 determined by the Board, equal to (1) employee contributions
23 for the credit being established, based upon the applicant's
24 salary on the first day as an alternative formula employee
25 after the employment for which credit is being established and
26 the rates then applicable to alternative formula employees,

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

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

21 (n) A person employed in a position under subsection (b)
22 of this Section who has purchased service credit under
23 subsection (j) of Section 14-104 or subsection (b) of Section
24 14-105 in any other capacity under this Article may convert up
25 to 5 years of that service credit into service credit covered
26 under this Section by paying to the Fund an amount equal to (1)

1 the additional employee contribution required under Section
2 14-133, plus (2) the additional employer contribution required
3 under Section 14-131, plus (3) interest on items (1) and (2) at
4 the actuarially assumed rate from the date of the service to
5 the date of payment.

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

1 thereon at the effective rate for each year, compounded
2 annually, from the date of service to the date of payment.

3 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;
4 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

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

6 Sec. 14-110. Alternative retirement annuity.

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

16 (i) for periods of service as a noncovered employee:
17 if retirement occurs on or after January 1, 2001, 3% of
18 final average compensation for each year of creditable
19 service; if retirement occurs before January 1, 2001, 2
20 1/4% of final average compensation for each of the first
21 10 years of creditable service, 2 1/2% for each year above
22 10 years to and including 20 years of creditable service,
23 and 2 3/4% for each year of creditable service above 20
24 years; and

25 (ii) for periods of eligible creditable service as a

1 covered employee: if retirement occurs on or after January
2 1, 2001, 2.5% of final average compensation for each year
3 of creditable service; if retirement occurs before January
4 1, 2001, 1.67% of final average compensation for each of
5 the first 10 years of such service, 1.90% for each of the
6 next 10 years of such service, 2.10% for each year of such
7 service in excess of 20 but not exceeding 30, and 2.30% for
8 each year in excess of 30.

9 Such annuity shall be subject to a maximum of 75% of final
10 average compensation if retirement occurs before January 1,
11 2001 or to a maximum of 80% of final average compensation if
12 retirement occurs on or after January 1, 2001.

13 These rates shall not be applicable to any service
14 performed by a member as a covered employee which is not
15 eligible creditable service. Service as a covered employee
16 which is not eligible creditable service shall be subject to
17 the rates and provisions of Section 14-108.

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

21 (1) State policeman;

22 (2) fire fighter in the fire protection service of a
23 department;

24 (3) air pilot;

25 (4) special agent;

26 (5) investigator for the Secretary of State;

- 1 (6) conservation police officer;
- 2 (7) investigator for the Department of Revenue or the
- 3 Illinois Gaming Board;
- 4 (8) security employee of the Department of Human
- 5 Services;
- 6 (9) Central Management Services security police
- 7 officer;
- 8 (10) security employee of the Department of
- 9 Corrections or the Department of Juvenile Justice;
- 10 (11) dangerous drugs investigator;
- 11 (12) investigator for the Illinois State Police;
- 12 (13) investigator for the Office of the Attorney
- 13 General;
- 14 (14) controlled substance inspector;
- 15 (15) investigator for the Office of the State's
- 16 Attorneys Appellate Prosecutor;
- 17 (16) Commerce Commission police officer;
- 18 (17) arson investigator;
- 19 (18) State highway maintenance worker;
- 20 (19) security employee of the Department of Innovation
- 21 and Technology; or
- 22 (20) transferred employee.

23 A person employed in one of the positions specified in
24 this subsection is entitled to eligible creditable service for
25 service credit earned under this Article while undergoing the
26 basic police training course approved by the Illinois Law

1 Enforcement Training Standards Board, if completion of that
2 training is required of persons serving in that position. For
3 the purposes of this Code, service during the required basic
4 police training course shall be deemed performance of the
5 duties of the specified position, even though the person is
6 not a sworn peace officer at the time of the training.

7 A person under paragraph (20) is entitled to eligible
8 creditable service for service credit earned under this
9 Article on and after his or her transfer by Executive Order No.
10 2003-10, Executive Order No. 2004-2, or Executive Order No.
11 2016-1.

12 (c) For the purposes of this Section:

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

16 (2) The term "fire fighter in the fire protection
17 service of a department" includes all officers in such
18 fire protection service including fire chiefs and
19 assistant fire chiefs.

20 (3) The term "air pilot" includes any employee whose
21 official job description on file in the Department of
22 Central Management Services, or in the department by which
23 he is employed if that department is not covered by the
24 Personnel Code, states that his principal duty is the
25 operation of aircraft, and who possesses a pilot's
26 license; however, the change in this definition made by

1 Public Act 83-842 shall not operate to exclude any
2 noncovered employee who was an "air pilot" for the
3 purposes of this Section on January 1, 1984.

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

17 (5) The term "investigator for the Secretary of State"
18 means any person employed by the Office of the Secretary
19 of State and vested with such investigative duties as
20 render him ineligible for coverage under the Social
21 Security Act by reason of Sections 218(d)(5)(A),
22 218(d)(8)(D) and 218(1)(1) of that Act.

23 A person who became employed as an investigator for
24 the Secretary of State between January 1, 1967 and
25 December 31, 1975, and who has served as such until
26 attainment of age 60, either continuously or with a single

1 break in service of not more than 3 years duration, which
2 break terminated before January 1, 1976, shall be entitled
3 to have his retirement annuity calculated in accordance
4 with subsection (a), notwithstanding that he has less than
5 20 years of credit for such service.

6 (6) The term "Conservation Police Officer" means any
7 person employed by the Division of Law Enforcement of the
8 Department of Natural Resources and vested with such law
9 enforcement duties as render him ineligible for coverage
10 under the Social Security Act by reason of Sections
11 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The
12 term "Conservation Police Officer" includes the positions
13 of Chief Conservation Police Administrator and Assistant
14 Conservation Police Administrator.

15 (7) The term "investigator for the Department of
16 Revenue" means any person employed by the Department of
17 Revenue and vested with such investigative duties as
18 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.

21 The term "investigator for the Illinois Gaming Board"
22 means any person employed as such by the Illinois Gaming
23 Board and vested with such peace officer duties as render
24 the person ineligible for coverage under the Social
25 Security Act by reason of Sections 218(d)(5)(A),
26 218(d)(8)(D), and 218(1)(1) of that Act.

1 (8) The term "security employee of the Department of
2 Human Services" means any person employed by the
3 Department of Human Services who (i) is employed at the
4 Chester Mental Health Center and has daily contact with
5 the residents thereof, (ii) is employed within a security
6 unit at a facility operated by the Department and has
7 daily contact with the residents of the security unit,
8 (iii) is employed at a facility operated by the Department
9 that includes a security unit and is regularly scheduled
10 to work at least 50% of his or her working hours within
11 that security unit, or (iv) is a mental health police
12 officer. "Mental health police officer" means any person
13 employed by the Department of Human Services in a position
14 pertaining to the Department's mental health and
15 developmental disabilities functions who is vested with
16 such law enforcement duties as render the person
17 ineligible for coverage under the Social Security Act by
18 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and
19 218(1)(1) of that Act. "Security unit" means that portion
20 of a facility that is devoted to the care, containment,
21 and treatment of persons committed to the Department of
22 Human Services as sexually violent persons, persons unfit
23 to stand trial, or persons not guilty by reason of
24 insanity. With respect to past employment, references to
25 the Department of Human Services include its predecessor,
26 the Department of Mental Health and Developmental

1 Disabilities.

2 The changes made to this subdivision (c)(8) by Public
3 Act 92-14 apply to persons who retire on or after January
4 1, 2001, notwithstanding Section 1-103.1.

5 (9) "Central Management Services security police
6 officer" means any person employed by the Department of
7 Central Management Services who is vested with such law
8 enforcement 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.

11 (10) For a member who first became an employee under
12 this Article before July 1, 2005, the term "security
13 employee of the Department of Corrections or the
14 Department of Juvenile Justice" means any employee of the
15 Department of Corrections or the Department of Juvenile
16 Justice or the former Department of Personnel, and any
17 member or employee of the Prisoner Review Board, who has
18 daily contact with inmates or youth by working within a
19 correctional facility or Juvenile facility operated by the
20 Department of Juvenile Justice or who is a parole officer
21 or an employee who has direct contact with committed
22 persons in the performance of his or her job duties. For a
23 member who first becomes an employee under this Article on
24 or after July 1, 2005, the term means an employee of the
25 Department of Corrections or the Department of Juvenile
26 Justice who is any of the following: (i) officially

1 headquartered at a correctional facility or Juvenile
2 facility operated by the Department of Juvenile Justice,
3 (ii) a parole officer, (iii) a member of the apprehension
4 unit, (iv) a member of the intelligence unit, (v) a member
5 of the sort team, or (vi) an investigator.

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

9 (12) The term "investigator for the Illinois State
10 Police" means a person employed by the Illinois State
11 Police who is vested under Section 4 of the Narcotic
12 Control Division Abolition Act with such law enforcement
13 powers as render him ineligible for coverage under the
14 Social Security Act by reason of Sections 218(d)(5)(A),
15 218(d)(8)(D) and 218(1)(1) of that Act.

16 (13) "Investigator for the Office of the Attorney
17 General" means any person who is employed as such by the
18 Office of the Attorney General and is vested with such
19 investigative duties as render him ineligible for coverage
20 under the Social Security Act by reason of Sections
21 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For
22 the period before January 1, 1989, the term includes all
23 persons who were employed as investigators by the Office
24 of the Attorney General, without regard to social security
25 status.

26 (14) "Controlled substance inspector" means any person

1 who is employed as such by the Department of Professional
2 Regulation and is vested with such law enforcement duties
3 as render him ineligible for coverage under the Social
4 Security Act by reason of Sections 218(d)(5)(A),
5 218(d)(8)(D) and 218(1)(1) of that Act. The term
6 "controlled substance inspector" includes the Program
7 Executive of Enforcement and the Assistant Program
8 Executive of Enforcement.

9 (15) The term "investigator for the Office of the
10 State's Attorneys Appellate Prosecutor" means a person
11 employed in that capacity on a full-time basis under the
12 authority of Section 7.06 of the State's Attorneys
13 Appellate Prosecutor's Act.

14 (16) "Commerce Commission police officer" means any
15 person employed by the Illinois Commerce Commission who is
16 vested with such law enforcement duties as render him
17 ineligible for coverage under the Social Security Act by
18 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and
19 218(1)(1) of that Act.

20 (17) "Arson investigator" means any person who is
21 employed as such by the Office of the State Fire Marshal
22 and is vested with such law enforcement duties as render
23 the person ineligible for coverage under the Social
24 Security Act by reason of Sections 218(d)(5)(A),
25 218(d)(8)(D), and 218(1)(1) of that Act. A person who was
26 employed as an arson investigator on January 1, 1995 and

1 is no longer in service but not yet receiving a retirement
2 annuity may convert his or her creditable service for
3 employment as an arson investigator into eligible
4 creditable service by paying to the System the difference
5 between the employee contributions actually paid for that
6 service and the amounts that would have been contributed
7 if the applicant were contributing at the rate applicable
8 to persons with the same social security status earning
9 eligible creditable service on the date of application.

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

12 (i) A person employed on a full-time basis by the
13 Illinois Department of Transportation in the position
14 of highway maintainer, highway maintenance lead
15 worker, highway maintenance lead/lead worker, heavy
16 construction equipment operator, power shovel
17 operator, or bridge mechanic; and whose principal
18 responsibility is to perform, on the roadway, the
19 actual maintenance necessary to keep the highways that
20 form a part of the State highway system in serviceable
21 condition for vehicular traffic.

22 (ii) A person employed on a full-time basis by the
23 Illinois State Toll Highway Authority in the position
24 of equipment operator/laborer H-4, equipment
25 operator/laborer H-6, welder H-4, welder H-6,
26 mechanical/electrical H-4, mechanical/electrical H-6,

1 water/sewer H-4, water/sewer H-6, sign maker/hanger
2 H-4, sign maker/hanger H-6, roadway lighting H-4,
3 roadway lighting H-6, structural H-4, structural H-6,
4 painter H-4, or painter H-6; and whose principal
5 responsibility is to perform, on the roadway, the
6 actual maintenance necessary to keep the Authority's
7 tollways in serviceable condition for vehicular
8 traffic.

9 (19) The term "security employee of the Department of
10 Innovation and Technology" means a person who was a
11 security employee of the Department of Corrections or the
12 Department of Juvenile Justice, was transferred to the
13 Department of Innovation and Technology pursuant to
14 Executive Order 2016-01, and continues to perform similar
15 job functions under that Department.

16 (20) "Transferred employee" means an employee who was
17 transferred to the Department of Central Management
18 Services by Executive Order No. 2003-10 or Executive Order
19 No. 2004-2 or transferred to the Department of Innovation
20 and Technology by Executive Order No. 2016-1, or both, and
21 was entitled to eligible creditable service for services
22 immediately preceding the transfer.

23 (d) A security employee of the Department of Corrections
24 or the Department of Juvenile Justice, a security employee of
25 the Department of Human Services who is not a mental health
26 police officer, and a security employee of the Department of

1 Innovation and Technology shall not be eligible for the
2 alternative retirement annuity provided by this Section unless
3 he or she meets the following minimum age and service
4 requirements at the time of retirement:

5 (i) 25 years of eligible creditable service and age
6 55; or

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

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

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

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

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

22 Persons who have service credit under Article 16 of this
23 Code for service as a security employee of the Department of
24 Corrections or the Department of Juvenile Justice, or the
25 Department of Human Services in a position requiring
26 certification as a teacher may count such service toward

1 establishing their eligibility under the service requirements
2 of this Section; but such service may be used only for
3 establishing such eligibility, and not for the purpose of
4 increasing or calculating any benefit.

5 (e) If a member enters military service while working in a
6 position in which eligible creditable service may be earned,
7 and returns to State service in the same or another such
8 position, and fulfills in all other respects the conditions
9 prescribed in this Article for credit for military service,
10 such military service shall be credited as eligible creditable
11 service for the purposes of the retirement annuity prescribed
12 in this Section.

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

1 For purposes of calculating retirement annuities under
2 this Section, periods of service rendered after December 31,
3 1968 and before January 1, 1982 as a covered employee in the
4 position of investigator for the Department of Revenue shall
5 be deemed to have been service as a noncovered employee,
6 provided that the employee pays to the System prior to
7 retirement an amount equal to (1) the difference between the
8 employee contributions that would have been required for such
9 service as a noncovered employee, and the amount of employee
10 contributions actually paid, plus (2) if payment is made after
11 January 1, 1990, regular interest on the amount specified in
12 item (1) from the date of service to the date of payment.

13 (g) A State policeman may elect, not later than January 1,
14 1990, to establish eligible creditable service for up to 10
15 years of his service as a policeman under Article 3, by filing
16 a written election with the Board, accompanied by payment of
17 an amount to be determined by the Board, equal to (i) the
18 difference between the amount of employee and employer
19 contributions transferred to the System under Section 3-110.5,
20 and the amounts that would have been contributed had such
21 contributions been made at the rates applicable to State
22 policemen, plus (ii) interest thereon at the effective rate
23 for each year, compounded annually, from the date of service
24 to the date of payment.

25 Subject to the limitation in subsection (i), a State
26 policeman may elect, not later than July 1, 1993, to establish

1 eligible creditable service for up to 10 years of his service
2 as a member of the County Police Department under Article 9, by
3 filing a written election with the Board, accompanied by
4 payment of an amount to be determined by the Board, equal to
5 (i) the difference between the amount of employee and employer
6 contributions transferred to the System under Section 9-121.10
7 and the amounts that would have been contributed had those
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 (h) Subject to the limitation in subsection (i), a State
13 policeman or investigator for the Secretary of State may elect
14 to establish eligible creditable service for up to 12 years of
15 his service as a policeman under Article 5, by filing a written
16 election with the Board on or before January 31, 1992, 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 5-236, and the amounts that would
21 have been contributed had such contributions been made at the
22 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 10 years of service as a sheriff's
3 law enforcement employee under Article 7, by filing a written
4 election with the Board on or before January 31, 1993, and
5 paying to the System by January 31, 1994 an amount to be
6 determined by the Board, equal to (i) the difference between
7 the amount of employee and employer contributions transferred
8 to the System under Section 7-139.7, and the amounts that
9 would have been contributed had such contributions been made
10 at the rates applicable to State policemen, plus (ii) interest
11 thereon at the effective rate for each year, compounded
12 annually, from the date of service to the date of payment.

13 Subject to the limitation in subsection (i), a State
14 policeman, conservation police officer, or investigator for
15 the Secretary of State may elect to establish eligible
16 creditable service for up to 5 years of service as a police
17 officer under Article 3, a policeman under Article 5, a
18 sheriff's law enforcement employee under Article 7, a member
19 of the county police department under Article 9, or a police
20 officer under Article 15 by filing a written election with the
21 Board 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, 9-121.10, or 15-134.4
25 and the 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 effective rate
2 for each year, compounded annually, from the date of service
3 to the date of payment.

4 Subject to the limitation in subsection (i), an
5 investigator for the Office of the Attorney General, or an
6 investigator for the Department of Revenue, may elect to
7 establish eligible creditable service for up to 5 years of
8 service as a police officer under Article 3, a policeman under
9 Article 5, a sheriff's law enforcement employee under Article
10 7, or a member of the county police department under Article 9
11 by filing a written election with the Board within 6 months
12 after August 25, 2009 (the effective date of Public Act
13 96-745) and paying to the System an amount to be determined by
14 the Board, equal to (i) the difference between the amount of
15 employee and employer contributions transferred to the System
16 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the
17 amounts that would have been contributed had such
18 contributions been made at the rates applicable to State
19 policemen, plus (ii) interest thereon at the actuarially
20 assumed rate for each year, compounded annually, from the date
21 of service to the date of payment.

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

16 Subject to the limitation in subsection (i), a State
17 policeman, arson investigator, or Commerce Commission police
18 officer may elect to establish eligible creditable service for
19 up to 5 years of service as a person employed by a
20 participating municipality to perform police duties under
21 Article 7, a county corrections officer, a court services
22 officer under Article 9, or a firefighter under Article 4 by
23 filing a written election with the Board within 6 months after
24 July 30, 2021 (the effective date of Public Act 102-210) and
25 paying to the System an amount to be determined by the Board
26 equal to (i) the difference between the amount of employee and

1 employer contributions transferred to the System under
2 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that
3 would have been contributed had such contributions been made
4 at the rates applicable to State policemen, plus (ii) interest
5 thereon at the actuarially assumed rate for each year,
6 compounded annually, from the date of service to the date of
7 payment.

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

24 Subject to the limitation in subsection (i), an
25 investigator for the Department of Revenue, investigator for
26 the Illinois Gaming Board, investigator for the Secretary of

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

17 Notwithstanding the limitation in subsection (i), a State
18 policeman or conservation police officer may elect to convert
19 service credit earned under this Article to eligible
20 creditable service, as defined by this Section, by filing a
21 written election with the board within 6 months after July 30,
22 2021 (the effective date of Public Act 102-210) and paying to
23 the System an amount to be determined by the Board equal to (i)
24 the difference between the amount of employee contributions
25 originally paid for that service and the amounts that would
26 have been contributed had such contributions been made at the

1 rates applicable to State policemen, plus (ii) the difference
2 between the employer's normal cost of the credit prior to the
3 conversion authorized by Public Act 102-210 and the employer's
4 normal cost of the credit converted in accordance with Public
5 Act 102-210, plus (iii) 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 Notwithstanding the limitation in subsection (i), an
9 investigator for the Department of Revenue, investigator for
10 the Illinois Gaming Board, investigator for the Secretary of
11 State, or arson investigator may elect to convert service
12 credit earned under this Article to eligible creditable
13 service, as defined by this Section, by filing a written
14 election with the Board within 6 months after the effective
15 date of this amendatory Act of the 102nd General Assembly 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
18 contributions originally paid for that service and the amounts
19 that would have been contributed had such contributions been
20 made at the rates applicable to investigators for the
21 Department of Revenue, investigators for the Illinois Gaming
22 Board, investigators for the Secretary of State, or arson
23 investigators, plus (ii) the difference between the employer's
24 normal cost of the credit prior to the conversion authorized
25 by this amendatory Act of the 102nd General Assembly and the
26 employer's normal cost of the credit converted in accordance

1 with this amendatory Act of the 102nd General Assembly, plus
2 (iii) interest thereon at the actuarially assumed rate for
3 each year, compounded annually, from the date of service to
4 the date of payment.

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

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

24 (k) Subject to the limitation in subsection (i) of this
25 Section, an alternative formula employee may elect to
26 establish eligible creditable service for periods spent as a

1 full-time law enforcement officer or full-time corrections
2 officer employed by the federal government or by a state or
3 local government located outside of Illinois, for which credit
4 is not held in any other public employee pension fund or
5 retirement system. To obtain this credit, the applicant must
6 file a written application with the Board by March 31, 1998,
7 accompanied by evidence of eligibility acceptable to the Board
8 and payment of an amount to be determined by the Board, equal
9 to (1) employee contributions for the credit being
10 established, based upon the applicant's salary on the first
11 day as an alternative formula employee after the employment
12 for which credit is being established and the rates then
13 applicable to alternative formula employees, plus (2) an
14 amount determined by the Board to be the employer's normal
15 cost of the benefits accrued for the credit being established,
16 plus (3) regular interest on the amounts in items (1) and (2)
17 from the first day as an alternative formula employee after
18 the employment for which credit is being established to the
19 date of payment.

20 (1) Subject to the limitation in subsection (i), a
21 security employee of the Department of Corrections may elect,
22 not later than July 1, 1998, to establish eligible creditable
23 service for up to 10 years of his or her service as a policeman
24 under Article 3, by filing a written election with the Board,
25 accompanied by payment of an amount to be determined by the
26 Board, equal to (i) the difference between the amount of

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

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

1 (1) and (2) from the first day as an alternative formula
2 employee after the employment for which credit is being
3 established to the date of payment.

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

18 (n) A person employed in a position under subsection (b)
19 of this Section who has purchased service credit under
20 subsection (j) of Section 14-104 or subsection (b) of Section
21 14-105 in any other capacity under this Article may convert up
22 to 5 years of that service credit into service credit covered
23 under this Section by paying to the Fund an amount equal to (1)
24 the additional employee contribution required under Section
25 14-133, plus (2) the additional employer contribution required
26 under Section 14-131, plus (3) interest on items (1) and (2) at

1 the actuarially assumed rate from the date of the service to
2 the date of payment.

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

26 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;

1 102-538, eff. 8-20-21; 102-856, eff. 1-1-23.)

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

3 Sec. 14-110. Alternative retirement annuity.

4 (a) Any member who has withdrawn from service with not
5 less than 20 years of eligible creditable service and has
6 attained age 55, and any member who has withdrawn from service
7 with not less than 25 years of eligible creditable service and
8 has attained age 50, regardless of whether the attainment of
9 either of the specified ages occurs while the member is still
10 in service, shall be entitled to receive at the option of the
11 member, in lieu of the regular or minimum retirement annuity,
12 a retirement annuity computed as follows:

13 (i) for periods of service as a noncovered employee:
14 if retirement occurs on or after January 1, 2001, 3% of
15 final average compensation for each year of creditable
16 service; if retirement occurs before January 1, 2001, 2
17 1/4% of final average compensation for each of the first
18 10 years of creditable service, 2 1/2% for each year above
19 10 years to and including 20 years of creditable service,
20 and 2 3/4% for each year of creditable service above 20
21 years; and

22 (ii) for periods of eligible creditable service as a
23 covered employee: if retirement occurs on or after January
24 1, 2001, 2.5% of final average compensation for each year
25 of creditable service; if retirement occurs before January

1 1, 2001, 1.67% of final average compensation for each of
2 the first 10 years of such service, 1.90% for each of the
3 next 10 years of such service, 2.10% for each year of such
4 service in excess of 20 but not exceeding 30, and 2.30% for
5 each year in excess of 30.

6 Such annuity shall be subject to a maximum of 75% of final
7 average compensation if retirement occurs before January 1,
8 2001 or to a maximum of 80% of final average compensation if
9 retirement occurs on or after January 1, 2001.

10 These rates shall not be applicable to any service
11 performed by a member as a covered employee which is not
12 eligible creditable service. Service as a covered employee
13 which is not eligible creditable service shall be subject to
14 the rates and provisions of Section 14-108.

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

- 18 (1) State policeman;
- 19 (2) fire fighter in the fire protection service of a
20 department;
- 21 (3) air pilot;
- 22 (4) special agent;
- 23 (5) investigator for the Secretary of State;
- 24 (6) conservation police officer;
- 25 (7) investigator for the Department of Revenue or the
26 Illinois Gaming Board;

1 (8) security employee of the Department of Human
2 Services;

3 (9) Central Management Services security police
4 officer;

5 (10) security employee of the Department of
6 Corrections or the Department of Juvenile Justice;

7 (11) dangerous drugs investigator;

8 (12) investigator for the Illinois State Police;

9 (13) investigator for the Office of the Attorney
10 General;

11 (14) controlled substance inspector;

12 (15) investigator for the Office of the State's
13 Attorneys Appellate Prosecutor;

14 (16) Commerce Commission police officer;

15 (17) arson investigator;

16 (18) State highway maintenance worker;

17 (19) security employee of the Department of Innovation
18 and Technology; or

19 (20) transferred employee.

20 A person employed in one of the positions specified in
21 this subsection is entitled to eligible creditable service for
22 service credit earned under this Article while undergoing the
23 basic police training course approved by the Illinois Law
24 Enforcement Training Standards Board, if completion of that
25 training is required of persons serving in that position. For
26 the purposes of this Code, service during the required basic

1 police training course shall be deemed performance of the
2 duties of the specified position, even though the person is
3 not a sworn peace officer at the time of the training.

4 A person under paragraph (20) is entitled to eligible
5 creditable service for service credit earned under this
6 Article on and after his or her transfer by Executive Order No.
7 2003-10, Executive Order No. 2004-2, or Executive Order No.
8 2016-1.

9 (c) For the purposes of this Section:

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

13 (2) The term "fire fighter in the fire protection
14 service of a department" includes all officers in such
15 fire protection service including fire chiefs and
16 assistant fire chiefs.

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

1 (4) The term "special agent" means any person who by
2 reason of employment by the Division of Narcotic Control,
3 the Bureau of Investigation or, after July 1, 1977, the
4 Division of Criminal Investigation, the Division of
5 Internal Investigation, the Division of Operations, the
6 Division of Patrol ~~Operations~~, or any other Division or
7 organizational entity in the Illinois State Police is
8 vested by law with duties to maintain public order,
9 investigate violations of the criminal law of this State,
10 enforce the laws of this State, make arrests and recover
11 property. The term "special agent" includes any title or
12 position in the Illinois State Police that is held by an
13 individual employed under the Illinois State Police Act.

14 (5) The term "investigator for the Secretary of State"
15 means any person employed by the Office of the Secretary
16 of State and vested with such investigative duties as
17 render him ineligible for coverage under the Social
18 Security Act by reason of Sections 218(d)(5)(A),
19 218(d)(8)(D) and 218(1)(1) of that Act.

20 A person who became employed as an investigator for
21 the Secretary of State between January 1, 1967 and
22 December 31, 1975, and who has served as such until
23 attainment of age 60, either continuously or with a single
24 break in service of not more than 3 years duration, which
25 break terminated before January 1, 1976, shall be entitled
26 to have his retirement annuity calculated in accordance

1 with subsection (a), notwithstanding that he has less than
2 20 years of credit for such service.

3 (6) The term "Conservation Police Officer" means any
4 person employed by the Division of Law Enforcement of the
5 Department of Natural Resources and vested with such law
6 enforcement duties as render him ineligible for coverage
7 under the Social Security Act by reason of Sections
8 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The
9 term "Conservation Police Officer" includes the positions
10 of Chief Conservation Police Administrator and Assistant
11 Conservation Police Administrator.

12 (7) The term "investigator for the Department of
13 Revenue" means any person employed by the Department of
14 Revenue and vested with such investigative duties as
15 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.

18 The term "investigator for the Illinois Gaming Board"
19 means any person employed as such by the Illinois Gaming
20 Board and vested with such peace officer duties as render
21 the person ineligible for coverage under the Social
22 Security Act by reason of Sections 218(d)(5)(A),
23 218(d)(8)(D), and 218(1)(1) of that Act.

24 (8) The term "security employee of the Department of
25 Human Services" means any person employed by the
26 Department of Human Services who (i) is employed at the

1 Chester Mental Health Center and has daily contact with
2 the residents thereof, (ii) is employed within a security
3 unit at a facility operated by the Department and has
4 daily contact with the residents of the security unit,
5 (iii) is employed at a facility operated by the Department
6 that includes a security unit and is regularly scheduled
7 to work at least 50% of his or her working hours within
8 that security unit, or (iv) is a mental health police
9 officer. "Mental health police officer" means any person
10 employed by the Department of Human Services in a position
11 pertaining to the Department's mental health and
12 developmental disabilities functions who is vested with
13 such law enforcement duties as render the person
14 ineligible for coverage under the Social Security Act by
15 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and
16 218(1)(1) of that Act. "Security unit" means that portion
17 of a facility that is devoted to the care, containment,
18 and treatment of persons committed to the Department of
19 Human Services as sexually violent persons, persons unfit
20 to stand trial, or persons not guilty by reason of
21 insanity. With respect to past employment, references to
22 the Department of Human Services include its predecessor,
23 the Department of Mental Health and Developmental
24 Disabilities.

25 The changes made to this subdivision (c)(8) by Public
26 Act 92-14 apply to persons who retire on or after January

1 1, 2001, notwithstanding Section 1-103.1.

2 (9) "Central Management Services security police
3 officer" means any person employed by the Department of
4 Central Management Services who is vested with such law
5 enforcement 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.

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

1 unit, (iv) a member of the intelligence unit, (v) a member
2 of the sort team, or (vi) an investigator.

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

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

13 (13) "Investigator for the Office of the Attorney
14 General" means any person who is employed as such by the
15 Office of the Attorney General and is vested with such
16 investigative 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. For
19 the period before January 1, 1989, the term includes all
20 persons who were employed as investigators by the Office
21 of the Attorney General, without regard to social security
22 status.

23 (14) "Controlled substance inspector" means any person
24 who is employed as such by the Department of Professional
25 Regulation and is vested with such law enforcement duties
26 as 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. The term
3 "controlled substance inspector" includes the Program
4 Executive of Enforcement and the Assistant Program
5 Executive of Enforcement.

6 (15) The term "investigator for the Office of the
7 State's Attorneys Appellate Prosecutor" means a person
8 employed in that capacity on a full-time basis under the
9 authority of Section 7.06 of the State's Attorneys
10 Appellate Prosecutor's Act.

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

17 (17) "Arson investigator" means any person who is
18 employed as such by the Office of the State Fire Marshal
19 and is vested with such law enforcement duties as render
20 the person ineligible for coverage under the Social
21 Security Act by reason of Sections 218(d)(5)(A),
22 218(d)(8)(D), and 218(1)(1) of that Act. A person who was
23 employed as an arson investigator on January 1, 1995 and
24 is no longer in service but not yet receiving a retirement
25 annuity may convert his or her creditable service for
26 employment as an arson investigator into eligible

1 creditable service by paying to the System the difference
2 between the employee contributions actually paid for that
3 service and the amounts that would have been contributed
4 if the applicant were contributing at the rate applicable
5 to persons with the same social security status earning
6 eligible creditable service on the date of application.

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

9 (i) A person employed on a full-time basis by the
10 Illinois Department of Transportation in the position
11 of highway maintainer, highway maintenance lead
12 worker, highway maintenance lead/lead worker, heavy
13 construction equipment operator, power shovel
14 operator, or bridge mechanic; and whose principal
15 responsibility is to perform, on the roadway, the
16 actual maintenance necessary to keep the highways that
17 form a part of the State highway system in serviceable
18 condition for vehicular traffic.

19 (ii) A person employed on a full-time basis by the
20 Illinois State Toll Highway Authority in the position
21 of equipment operator/laborer H-4, equipment
22 operator/laborer H-6, welder H-4, welder H-6,
23 mechanical/electrical H-4, mechanical/electrical H-6,
24 water/sewer H-4, water/sewer H-6, sign maker/hanger
25 H-4, sign maker/hanger H-6, roadway lighting H-4,
26 roadway lighting H-6, structural H-4, structural H-6,

1 painter H-4, or painter H-6; and whose principal
2 responsibility is to perform, on the roadway, the
3 actual maintenance necessary to keep the Authority's
4 tollways in serviceable condition for vehicular
5 traffic.

6 (19) The term "security employee of the Department of
7 Innovation and Technology" means a person who was a
8 security employee of the Department of Corrections or the
9 Department of Juvenile Justice, was transferred to the
10 Department of Innovation and Technology pursuant to
11 Executive Order 2016-01, and continues to perform similar
12 job functions under that Department.

13 (20) "Transferred employee" means an employee who was
14 transferred to the Department of Central Management
15 Services by Executive Order No. 2003-10 or Executive Order
16 No. 2004-2 or transferred to the Department of Innovation
17 and Technology by Executive Order No. 2016-1, or both, and
18 was entitled to eligible creditable service for services
19 immediately preceding the transfer.

20 (d) A security employee of the Department of Corrections
21 or the Department of Juvenile Justice, a security employee of
22 the Department of Human Services who is not a mental health
23 police officer, and a security employee of the Department of
24 Innovation and Technology shall not be eligible for the
25 alternative retirement annuity provided by this Section unless
26 he or she meets the following minimum age and service

1 requirements at the time of retirement:

2 (i) 25 years of eligible creditable service and age
3 55; or

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

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

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

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

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

19 Persons who have service credit under Article 16 of this
20 Code for service as a security employee of the Department of
21 Corrections or the Department of Juvenile Justice, or the
22 Department of Human Services in a position requiring
23 certification as a teacher may count such service toward
24 establishing their eligibility under the service requirements
25 of this Section; but such service may be used only for
26 establishing such eligibility, and not for the purpose of

1 increasing or calculating any benefit.

2 (e) If a member enters military service while working in a
3 position in which eligible creditable service may be earned,
4 and returns to State service in the same or another such
5 position, and fulfills in all other respects the conditions
6 prescribed in this Article for credit for military service,
7 such military service shall be credited as eligible creditable
8 service for the purposes of the retirement annuity prescribed
9 in this Section.

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

24 For purposes of calculating retirement annuities under
25 this Section, periods of service rendered after December 31,
26 1968 and before January 1, 1982 as a covered employee in the

1 position of investigator for the Department of Revenue shall
2 be deemed to have been service as a noncovered employee,
3 provided that the employee pays to the System prior to
4 retirement an amount equal to (1) the difference between the
5 employee contributions that would have been required for such
6 service as a noncovered employee, and the amount of employee
7 contributions actually paid, plus (2) if payment is made after
8 January 1, 1990, regular interest on the amount specified in
9 item (1) from the date of service to the date of payment.

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

22 Subject to the limitation in subsection (i), a State
23 policeman may elect, not later than July 1, 1993, to establish
24 eligible creditable service for up to 10 years of his service
25 as a member of the County Police Department under Article 9, by
26 filing a written election with the Board, accompanied by

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

9 (h) Subject to the limitation in subsection (i), a State
10 policeman or investigator for the Secretary of State may elect
11 to establish eligible creditable service for up to 12 years of
12 his service as a policeman under Article 5, by filing a written
13 election with the Board on or before January 31, 1992, and
14 paying to the System by January 31, 1994 an amount to be
15 determined by the Board, equal to (i) the difference between
16 the amount of employee and employer contributions transferred
17 to the System under Section 5-236, and the amounts that would
18 have been contributed had such contributions been made at the
19 rates applicable to State policemen, 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 Subject to the limitation in subsection (i), a State
23 policeman, conservation police officer, or investigator for
24 the Secretary of State may elect to establish eligible
25 creditable service for up to 10 years of service as a sheriff's
26 law enforcement employee under Article 7, by filing a written

1 election with the Board on or before January 31, 1993, and
2 paying to the System by January 31, 1994 an amount to be
3 determined by the Board, equal to (i) the difference between
4 the amount of employee and employer contributions transferred
5 to the System under Section 7-139.7, and the amounts that
6 would have been contributed had such contributions been made
7 at the rates applicable to State policemen, plus (ii) interest
8 thereon at the effective rate for each year, compounded
9 annually, from the date of service to the date of payment.

10 Subject to the limitation in subsection (i), a State
11 policeman, conservation police officer, or investigator for
12 the Secretary of State may elect to establish eligible
13 creditable service for up to 5 years of service as a police
14 officer under Article 3, a policeman under Article 5, a
15 sheriff's law enforcement employee under Article 7, a member
16 of the county police department under Article 9, or a police
17 officer under Article 15 by filing a written election with the
18 Board and paying to the System an amount to be determined by
19 the Board, equal to (i) the difference between the amount of
20 employee and employer contributions transferred to the System
21 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4
22 and the amounts that would have been contributed had such
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 Subject to the limitation in subsection (i), an
2 investigator for the Office of the Attorney General, or an
3 investigator for the Department of Revenue, may elect to
4 establish eligible creditable service for up to 5 years of
5 service as a police officer under Article 3, a policeman under
6 Article 5, a sheriff's law enforcement employee under Article
7 7, or a member of the county police department under Article 9
8 by filing a written election with the Board within 6 months
9 after August 25, 2009 (the effective date of Public Act
10 96-745) 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, or 9-121.10 and the
14 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 actuarially
17 assumed rate for each year, compounded annually, from the date
18 of service to the date of payment.

19 Subject to the limitation in subsection (i), a State
20 policeman, conservation police officer, investigator for the
21 Office of the Attorney General, an investigator for the
22 Department of Revenue, or investigator for the Secretary of
23 State may elect to establish eligible creditable service for
24 up to 5 years of service as a person employed by a
25 participating municipality to perform police duties, or law
26 enforcement officer employed on a full-time basis by a forest

1 preserve district under Article 7, a county corrections
2 officer, or a court services officer under Article 9, by
3 filing a written election with the Board within 6 months after
4 August 25, 2009 (the effective date of Public Act 96-745) 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 and
7 employer contributions transferred to the System under
8 Sections 7-139.8 and 9-121.10 and the amounts that would have
9 been contributed had such contributions been made at the rates
10 applicable to State policemen, plus (ii) interest thereon at
11 the actuarially assumed rate for each year, compounded
12 annually, from the date of service to the date of payment.

13 Subject to the limitation in subsection (i), a State
14 policeman, arson investigator, or Commerce Commission police
15 officer 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 under
18 Article 7, a county corrections officer, a court services
19 officer under Article 9, or a firefighter under Article 4 by
20 filing a written election with the Board within 6 months after
21 July 30, 2021 (the effective date of Public Act 102-210) and
22 paying to the System an amount to be determined by the Board
23 equal to (i) the difference between the amount of employee and
24 employer contributions transferred to the System under
25 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that
26 would have been contributed had such contributions been made

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

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

21 Notwithstanding the limitation in subsection (i), a State
22 policeman or conservation police officer may elect to convert
23 service credit earned under this Article to eligible
24 creditable service, as defined by this Section, by filing a
25 written election with the board within 6 months after July 30,
26 2021 (the effective date of Public Act 102-210) and paying to

1 the System an amount to be determined by the Board equal to (i)
2 the difference between the amount of employee contributions
3 originally paid for that service and the amounts that would
4 have been contributed had such contributions been made at the
5 rates applicable to State policemen, plus (ii) the difference
6 between the employer's normal cost of the credit prior to the
7 conversion authorized by Public Act 102-210 and the employer's
8 normal cost of the credit converted in accordance with Public
9 Act 102-210, plus (iii) interest thereon at the actuarially
10 assumed rate for each year, compounded annually, from the date
11 of service to the date of payment.

12 (i) The total amount of eligible creditable service
13 established by any person under subsections (g), (h), (j),
14 (k), (l), (l-5), (o), and (p) of this Section shall not exceed
15 12 years.

16 (j) Subject to the limitation in subsection (i), an
17 investigator for the Office of the State's Attorneys Appellate
18 Prosecutor or a controlled substance inspector may elect to
19 establish eligible creditable service for up to 10 years of
20 his service as a policeman under Article 3 or a sheriff's law
21 enforcement employee under Article 7, by filing a written
22 election with the Board, accompanied by payment of an amount
23 to be determined by the Board, equal to (1) the difference
24 between the amount of employee and employer contributions
25 transferred to the System under Section 3-110.6 or 7-139.8,
26 and the amounts that would have been contributed had such

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

5 (k) Subject to the limitation in subsection (i) of this
6 Section, an alternative formula employee may elect to
7 establish eligible creditable service for periods spent as a
8 full-time law enforcement officer or full-time corrections
9 officer employed by the federal government or by a state or
10 local government located outside of Illinois, for which credit
11 is not held in any other public employee pension fund or
12 retirement system. To obtain this credit, the applicant must
13 file a written application with the Board by March 31, 1998,
14 accompanied by evidence of eligibility acceptable to the Board
15 and payment of an amount to be determined by the Board, equal
16 to (1) employee contributions for the credit being
17 established, based upon the applicant's salary on the first
18 day as an alternative formula employee after the employment
19 for which credit is being established and the rates then
20 applicable to alternative formula employees, plus (2) an
21 amount determined by the Board to be the employer's normal
22 cost of the benefits accrued for the credit being established,
23 plus (3) regular interest on the amounts in items (1) and (2)
24 from the first day as an alternative formula employee after
25 the employment for which credit is being established to the
26 date of payment.

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

15 (1-5) Subject to the limitation in subsection (i) of this
16 Section, a State policeman may elect to establish eligible
17 creditable service for up to 5 years of service as a full-time
18 law enforcement officer employed by the federal government or
19 by a state or local government located outside of Illinois for
20 which credit is not held in any other public employee pension
21 fund or retirement system. To obtain this credit, the
22 applicant must file a written application with the Board no
23 later than 3 years after January 1, 2020 (the effective date of
24 Public Act 101-610), accompanied by evidence of eligibility
25 acceptable to the Board and payment of an amount to be
26 determined by the Board, equal to (1) employee contributions

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

11 (m) The amendatory changes to this Section made by Public
12 Act 94-696 apply only to: (1) security employees of the
13 Department of Juvenile Justice employed by the Department of
14 Corrections before June 1, 2006 (the effective date of Public
15 Act 94-696) and transferred to the Department of Juvenile
16 Justice by Public Act 94-696; and (2) persons employed by the
17 Department of Juvenile Justice on or after June 1, 2006 (the
18 effective date of Public Act 94-696) who are required by
19 subsection (b) of Section 3-2.5-15 of the Unified Code of
20 Corrections to have any bachelor's or advanced degree from an
21 accredited college or university or, in the case of persons
22 who provide vocational training, who are required to have
23 adequate knowledge in the skill for which they are providing
24 the vocational training.

25 (n) A person employed in a position under subsection (b)
26 of this Section who has purchased service credit under

1 subsection (j) of Section 14-104 or subsection (b) of Section
2 14-105 in any other capacity under this Article may convert up
3 to 5 years of that service credit into service credit covered
4 under this Section by paying to the Fund an amount equal to (1)
5 the additional employee contribution required under Section
6 14-133, plus (2) the additional employer contribution required
7 under Section 14-131, plus (3) interest on items (1) and (2) at
8 the actuarially assumed rate from the date of the service to
9 the date of payment.

10 (o) Subject to the limitation in subsection (i), a
11 conservation police officer, investigator for the Secretary of
12 State, Commerce Commission police officer, investigator for
13 the Department of Revenue or the Illinois Gaming Board, or
14 arson investigator subject to subsection (g) of Section 1-160
15 may elect to convert up to 8 years of service credit
16 established before January 1, 2020 (the effective date of
17 Public Act 101-610) as a conservation police officer,
18 investigator for the Secretary of State, Commerce Commission
19 police officer, investigator for the Department of Revenue or
20 the Illinois Gaming Board, or arson investigator under this
21 Article into eligible creditable service by filing a written
22 election with the Board no later than one year after January 1,
23 2020 (the effective date of Public Act 101-610), accompanied
24 by payment of an amount to be determined by the Board equal to
25 (i) the difference between the amount of the employee
26 contributions actually paid for that service and the amount of

1 the employee contributions that would have been paid had the
2 employee contributions been made as a noncovered employee
3 serving in a position in which eligible creditable service, as
4 defined in this Section, may be earned, 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 (p) Subject to the limitation in subsection (i), an
8 investigator for the Office of the Attorney General subject to
9 subsection (g) of Section 1-160 may elect to convert up to 8
10 years of service credit established before the effective date
11 of this amendatory Act of the 102nd General Assembly as an
12 investigator for the Office of the Attorney General under this
13 Article into eligible creditable service by filing a written
14 election with the Board no later than one year after the
15 effective date of this amendatory Act of the 102nd General
16 Assembly, accompanied by payment of an amount to be determined
17 by the Board equal to (i) the difference between the amount of
18 the employee contributions actually paid for that service and
19 the amount of the employee contributions that would have been
20 paid had the employee contributions been made as a noncovered
21 employee serving in a position in which eligible creditable
22 service, as defined in this Section, may be earned, plus (ii)
23 interest thereon at the effective rate for each year,
24 compounded annually, from the date of service to the date of
25 payment.

26 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;

1 102-538, eff. 8-20-21; 102-956, eff. 5-27-22.)

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

4 (325 ILCS 40/6) (from Ch. 23, par. 2256)

5 Sec. 6. The Illinois State Police shall:

6 (a) Utilize the statewide Law Enforcement Agencies Data
7 System (LEADS) for the purpose of effecting an immediate law
8 enforcement response to reports of missing children. The
9 Illinois State Police shall implement an automated data
10 exchange system to compile, to maintain and to make available
11 for dissemination to Illinois and out-of-State law enforcement
12 agencies, data which can assist appropriate agencies in
13 recovering missing children.

14 (b) Establish contacts and exchange information regarding
15 lost, missing or runaway children with nationally recognized
16 "missing person and runaway" service organizations and monitor
17 national research and publicize important developments.

18 (c) Provide a uniform reporting format for the entry of
19 pertinent information regarding reports of missing children
20 into LEADS.

21 (d) Develop and implement a policy whereby a statewide or
22 regional alert would be used in situations relating to the
23 disappearances of children, based on criteria and in a format
24 established by the Illinois State Police. Such a format shall

1 include, but not be limited to, the age and physical
2 description of the missing child and the suspected
3 circumstances of the disappearance.

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

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

12 (g) Compile and retain information regarding missing
13 children in a separate data file, in a manner that allows such
14 information to be used by law enforcement and other agencies
15 deemed appropriate by the Director, for investigative
16 purposes. Such files shall be updated to reflect and include
17 information relating to the disposition of the case.

18 (h) Compile and maintain an historic data repository
19 relating to missing children in order (1) to develop and
20 improve techniques utilized by law enforcement agencies when
21 responding to reports of missing children and (2) to provide a
22 factual and statistical base for research that would address
23 the problem of missing children.

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

1 (j) Prepare a periodic information bulletin concerning
2 missing children who it determines may be present in this
3 State, compiling such bulletin from information contained in
4 both the National Crime Information Center computer and from
5 reports, alerts and other information entered into LEADS or
6 otherwise compiled and retained by the Illinois State Police
7 pursuant to this Act. The bulletin shall indicate the name,
8 age, physical description, suspected circumstances of
9 disappearance if that information is available, a photograph
10 if one is available, the name of the law enforcement agency
11 investigating the case, and such other information as the
12 Director considers appropriate concerning each missing child
13 who the Illinois State Police determines may be present in
14 this State. The Illinois State Police shall send a copy of each
15 periodic information bulletin to the State Board of Education
16 for its use in accordance with Section 2-3.48 of the School
17 Code. The Illinois State Police shall provide a copy of the
18 bulletin, upon request, to law enforcement agencies of this or
19 any other state or of the federal government, and may provide a
20 copy of the bulletin, upon request, to other persons or
21 entities, if deemed appropriate by the Director, and may
22 establish limitations on its use and a reasonable fee for so
23 providing the same, except that no fee shall be charged for
24 providing the periodic information bulletin to the State Board
25 of Education, appropriate units of local government, State
26 agencies, or law enforcement agencies of this or any other

1 state or of the federal government.

2 (k) Provide for the entry into LEADS of the names and
3 addresses of sex offenders as defined in the Sex Offender
4 Registration Act who are required to register under that Act.
5 The information shall be immediately accessible to law
6 enforcement agencies and peace officers of this State or any
7 other state or of the federal government. Similar information
8 may be requested from any other state or of the federal
9 government for purposes of this Act.

10 (l) Provide for the entry into LEADS of the names and
11 addresses of violent offenders against youth as defined in the
12 Murderer and Violent Offender Against Youth Registration Act
13 who are required to register under that Act. The information
14 shall be immediately accessible to law enforcement agencies
15 and peace officers of this State or any other state or of the
16 federal government. Similar information may be requested from
17 any other state or of the federal government for purposes of
18 this Act.

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

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

22 (730 ILCS 150/11)

23 Sec. 11. Offender Registration Fund. There is created the
24 Offender Registration Fund (formerly known as the Sex Offender

1 Registration Fund). Moneys in the Fund shall be used to cover
2 costs incurred by the criminal justice system to administer
3 this Article and the Murderer and Violent Offender Against
4 Youth Registration Act, and for purposes as authorized under
5 this Section 5-9-1.15 of the Unified Code of Corrections. The
6 Illinois State Police shall establish and promulgate rules and
7 procedures regarding the administration of this Fund. Fifty
8 percent of the moneys in the Fund shall be allocated by the
9 Department for sheriffs' offices and police departments. The
10 remaining moneys in the Fund received under this amendatory
11 Act of the 101st General Assembly shall be allocated to the
12 Illinois State Police for education and administration of the
13 Act.

14 Notwithstanding any other provision of law, in addition to
15 any other transfers that may be provided by law, on the
16 effective date of this amendatory Act of the 103rd General
17 Assembly, or as soon thereafter as practical, the State
18 Comptroller shall direct and the State Treasurer shall
19 transfer the remaining balance from the Sex Offender
20 Investigation Fund to the Offender Registration Fund. Upon
21 completion of the transfers, the Sex Offender Investigation
22 Fund is dissolved, and any future deposits into the Sex
23 Offender Investigation Fund and any outstanding obligations or
24 liabilities of the Sex Offender Investigation Fund pass to the
25 Offender Registration Fund. Subject to appropriation, moneys
26 in the Offender Registration Fund received under this Section

1 shall be used by the Illinois State Police for purposes
2 authorized under this Section.

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

4 Section 99. Effective date. This Act takes effect upon
5 becoming law, except that Section 8.3 of the State Finance Act
6 and Sections 10, 30, 40, and 45 take effect January 1, 2024."