



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 02/04/04, by Robin Kelly

SYNOPSIS AS INTRODUCED:

720 ILCS 5/2-13

from Ch. 38, par. 2-13

Amends the Criminal Code of 1961. Provides that certain specified federal officers shall be considered peace officers under the Code (rather than for the purpose of the unlawful use of weapons statutes, for the purpose of assisting an Illinois peace officer in an arrest, or when the commission of a felony under Illinois law is directly observed by the person). Effective immediately.

LRB093 15200 RLC 40796 b

1 AN ACT concerning criminal law.

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

4 Section 5. The Criminal Code of 1961 is amended by changing
5 Section 2-13 as follows:

6 (720 ILCS 5/2-13) (from Ch. 38, par. 2-13)

7 Sec. 2-13. "Peace officer". "Peace officer" means any
8 person who by virtue of his office or public employment is
9 vested by law with a duty to maintain public order or to make
10 arrests for offenses, whether that duty extends to all offenses
11 or is limited to specific offenses.

12 ~~For purposes of Sections concerning unlawful use of~~
13 ~~weapons, for the purposes of assisting an Illinois peace~~
14 ~~officer in an arrest, or when the commission of a felony under~~
15 ~~Illinois law is directly observed by the person, then Officers,~~
16 agents or employees of the federal government commissioned by
17 federal statute to make arrests for violations of federal
18 criminal laws shall be considered "peace officers" under this
19 Code, including, but not limited to all criminal investigators
20 of:

21 (1) The United States Department of Justice, The Federal
22 Bureau of Investigation, The Drug Enforcement Agency and The
23 Department of Immigration and Naturalization;

24 (2) The United States Department of the Treasury, The
25 Secret Service, The Bureau of Alcohol, Tobacco and Firearms and
26 The Customs Service;

27 (3) The United States Internal Revenue Service;

28 (4) The United States General Services Administration;

29 (5) The United States Postal Service; and

30 (6) all United States Marshalls or Deputy United States
31 Marshalls whose duties involve the enforcement of federal
32 criminal laws.

1 (Source: P.A. 88-677, eff. 12-15-94.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.