

1 AN ACT in relation to alcoholic liquor.

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

4 Section 5. The Liquor Control Act of 1934 is amended by  
5 changing Section 6-16.1 as follows:

6 (235 ILCS 5/6-16.1)

7 Sec. 6-16.1. Enforcement actions.

8 (a) A licensee or an officer, associate, member,  
9 representative, agent, or employee of a licensee may sell,  
10 give, or deliver alcoholic liquor to a person under the age  
11 of 21 years or authorize the sale, gift, or delivery of  
12 alcoholic liquor to a person under the age of 21 years  
13 pursuant to a plan or action to investigate, patrol, or  
14 otherwise conduct a "sting operation" or enforcement action  
15 against a person employed by the licensee or on any licensed  
16 premises if the licensee or officer, associate, member,  
17 representative, agent, or employee of the licensee provides  
18 written notice, at least 14 days before the "sting operation"  
19 or enforcement action, unless governing body of the  
20 municipality or county having jurisdiction sets a shorter  
21 period by ordinance, to the law enforcement agency having  
22 jurisdiction, the local liquor control commissioner, or both.  
23 Notice provided under this Section shall be valid for a  
24 "sting operation" or enforcement action conducted within 60  
25 days of the provision of that notice, unless the governing  
26 body of the municipality or county having jurisdiction sets a  
27 shorter period by ordinance.

28 (b) A local liquor control commission or unit of local  
29 government that conducts alcohol and tobacco compliance  
30 operations shall establish a policy and standards for alcohol  
31 and tobacco compliance operations to investigate whether a

1 licensee is furnishing (1) alcoholic liquor to persons under  
2 21 years of age in violation of this Act or (2) tobacco to  
3 persons in violation of the Sale of Tobacco to Minors Act.

4 (c) The Illinois Law Enforcement Training Standards  
5 Board shall develop a model policy and guidelines for the  
6 operation of alcohol and tobacco compliance checks by local  
7 law enforcement officers. The Illinois Law Enforcement  
8 Training Standards Board shall also require the supervising  
9 officers of such compliance checks to have met a minimum  
10 training standard as determined by the Board. The Board  
11 shall have the right to waive any training based on current  
12 written policies and procedures for alcohol and tobacco  
13 compliance check operations and in-service training already  
14 administered by the local law enforcement agency, department,  
15 or office.

16 (d) (Blank). ~~The provisions of subsections (b) and (c)~~  
17 ~~do not apply to a home rule unit with more than 2,000,000~~  
18 ~~inhabitants.~~

19 (e) A home rule unit, ~~other than a home rule unit with~~  
20 ~~more than 2,000,000 inhabitants,~~ may not regulate enforcement  
21 actions in a manner inconsistent with the regulation of  
22 enforcement actions under this Section. This subsection (e)  
23 is a limitation under subsection (i) of Section 6 of Article  
24 VII of the Illinois Constitution on the concurrent exercise  
25 by home rule units of powers and functions exercised by the  
26 State.

27 (Source: P.A. 92-503, eff. 1-1-02.)

28 Section 99. Effective date. This Act takes effect upon  
29 becoming law.