

1 AN ACT concerning local government.

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

4 Section 5. The Uniform Peace Officers' Disciplinary Act is  
5 amended by changing Section 2 as follows:

6 (50 ILCS 725/2) (from Ch. 85, par. 2552)

7 Sec. 2. For the purposes of this Act, unless clearly  
8 required otherwise, the terms defined in this Section have the  
9 meaning ascribed herein:

10 (a) "Officer" means any peace officer, as defined by  
11 Section 2-13 of the Criminal Code of 1961, as now or hereafter  
12 amended, who is employed by any unit of local government or a  
13 State college or university, including supervisory and command  
14 personnel, and any pay-grade investigator for the Secretary of  
15 State as defined in Section 14-110 of the Illinois Pension  
16 Code, ~~not~~ including Secretary of State sergeants, lieutenants,  
17 commanders, and ~~or~~ investigator trainees. The term does not  
18 include crossing guards, parking enforcement personnel,  
19 traffic wardens or employees of any State's Attorney's office.

20 (b) "Informal inquiry" means a meeting by supervisory or  
21 command personnel with an officer upon whom an allegation of  
22 misconduct has come to the attention of such supervisory or  
23 command personnel, the purpose of which meeting is to mediate a

1 citizen complaint or discuss the facts to determine whether a  
2 formal investigation should be commenced.

3 (c) "Formal investigation" means the process of  
4 investigation ordered by a commanding officer during which the  
5 questioning of an officer is intended to gather evidence of  
6 misconduct which may be the basis for filing charges seeking  
7 his or her removal, discharge or suspension in excess of 3  
8 days.

9 (d) "Interrogation" means the questioning of an officer  
10 pursuant to the formal investigation procedures of the  
11 respective State agency or local governmental unit in  
12 connection with an alleged violation of such agency's or unit's  
13 rules which may be the basis for filing charges seeking his or  
14 her suspension, removal, or discharge. The term does not  
15 include questioning (1) as part of an informal inquiry or (2)  
16 relating to minor infractions of agency rules which may be  
17 noted on the officer's record but which may not in themselves  
18 result in removal, discharge or suspension in excess of 3 days.

19 (e) "Administrative proceeding" means any non-judicial  
20 hearing which is authorized to recommend, approve or order the  
21 suspension, removal, or discharge of an officer.

22 (Source: P.A. 90-577, eff. 1-1-99.)