

# HB0789



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB0789**

Introduced 2/7/2007, by Rep. Michael P. McAuliffe

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2610/9

from Ch. 121, par. 307.9

Amends the State Police Act. Provides that a requirement that a State Police applicant have certain job experience is deemed to be satisfied if the applicant has been honorably discharged and has an Afghan or Iraqi campaign medal awarded after September 11, 2001 by one of the United States armed forces. Effective immediately.

LRB095 10516 LCT 30732 b

A BILL FOR

1 AN ACT concerning the State Police.

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

4 Section 5. The State Police Act is amended by changing  
5 Section 9 as follows:

6 (20 ILCS 2610/9) (from Ch. 121, par. 307.9)

7 Sec. 9. Appointment; qualifications.

8 (a) Except as otherwise provided in this Section, the  
9 appointment of Department of State Police officers shall be  
10 made from those applicants who have been certified by the Board  
11 as being qualified for appointment. All persons so appointed  
12 shall, at the time of their appointment, be not less than 21  
13 years of age, or 20 years of age and have successfully  
14 completed 2 years of law enforcement studies at an accredited  
15 college or university. Any person appointed subsequent to  
16 successful completion of 2 years of such law enforcement  
17 studies shall not have power of arrest, nor shall he be  
18 permitted to carry firearms, until he reaches 21 years of age.  
19 In addition, all persons so certified for appointment shall be  
20 of sound mind and body, be of good moral character, be citizens  
21 of the United States, have no criminal records, possess such  
22 prerequisites of training, education and experience as the  
23 Board may from time to time prescribe, and shall be required to

1 pass successfully such mental and physical tests and  
2 examinations as may be prescribed by the Board. All persons who  
3 have been honorably discharged and who have been awarded an  
4 Afghan or Iraqi campaign medal after September 11, 2001 by the  
5 military or naval services of the United States are deemed to  
6 have met the experience prerequisite, notwithstanding any  
7 Board rule. Preference shall be given in such appointments to  
8 persons who have honorably served in the military or naval  
9 services of the United States. All appointees shall serve a  
10 probationary period of 12 months from the date of appointment  
11 and during that period may be discharged at the will of the  
12 Director. However, the Director may in his or her sole  
13 discretion extend the probationary period of an officer up to  
14 an additional 6 months when to do so is deemed in the best  
15 interest of the Department.

16 (b) Notwithstanding the other provisions of this Act, after  
17 July 1, 1977 and before July 1, 1980, the Director of State  
18 Police may appoint and promote not more than 20 persons having  
19 special qualifications as special agents as he deems necessary  
20 to carry out the Department's objectives. Any such appointment  
21 or promotion shall be ratified by the Board.

22 (c) During the 90 days following the effective date of this  
23 amendatory Act of 1995, the Director of State Police may  
24 appoint up to 25 persons as State Police officers. These  
25 appointments shall be made in accordance with the requirements  
26 of this subsection (c) and any additional criteria that may be

1 established by the Director, but are not subject to any other  
2 requirements of this Act. The Director may specify the initial  
3 rank for each person appointed under this subsection.

4 All appointments under this subsection (c) shall be made  
5 from personnel certified by the Board. A person certified by  
6 the Board and appointed by the Director under this subsection  
7 must have been employed by the Illinois Commerce Commission on  
8 November 30, 1994 in a job title subject to the Personnel Code  
9 and in a position for which the person was eligible to earn  
10 "eligible creditable service" as a "noncovered employee", as  
11 those terms are defined in Article 14 of the Illinois Pension  
12 Code.

13 Persons appointed under this subsection (c) shall  
14 thereafter be subject to the same requirements and procedures  
15 as other State police officers. A person appointed under this  
16 subsection must serve a probationary period of 12 months from  
17 the date of appointment, during which he or she may be  
18 discharged at the will of the Director.

19 This subsection (c) does not affect or limit the Director's  
20 authority to appoint other State Police officers under  
21 subsection (a) of this Section.

22 (Source: P.A. 92-313, eff. 1-1-02.)

23 Section 99. Effective date. This Act takes effect upon  
24 becoming law.