

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 Township Code is amended by changing Section  
5 100-10 as follows:

6 (60 ILCS 1/100-10)

7 Sec. 100-10. Township enforcement officer.

8 (a) The township board may appoint one or more ~~a~~ township  
9 enforcement officers ~~officer~~ to serve for a term of one year  
10 and may remove an ~~the~~ officer with or without ~~for~~ cause. Every  
11 person appointed to the office of township enforcement officer,  
12 before entering on the duties of the office and within 10 days  
13 after being notified of the appointment, shall cause to be  
14 filed in the office of the township clerk a notice signifying  
15 his or her acceptance of the office. A neglect to cause the  
16 notice to be filed shall be deemed a refusal to serve.

17 (b) The sheriff of the county in which the township is  
18 situated may disapprove any such ~~the~~ appointment within 30 days  
19 after the notice is filed. The disapproval precludes that  
20 person from serving as a ~~the~~ township enforcement officer, and  
21 the township board may appoint another person to that position  
22 subject to approval by the sheriff.

23 (c) Every person appointed to the office of township

1 enforcement officer, before entering upon the duties of the  
2 office, shall execute, with sufficient sureties to be approved  
3 by the supervisor or clerk of the township, an instrument in  
4 writing by which the township enforcement officer and his or  
5 her sureties shall jointly and severally agree to pay to each  
6 and every person who may be entitled thereto all sums of money  
7 as the township enforcement officer may become liable to pay on  
8 account of any neglect or default of the township enforcement  
9 officer or on account of any misfeasance of the township  
10 enforcement officer in the discharge of, or failure to  
11 faithfully perform, any of the duties of the office.

12 (d) The township enforcement officers ~~officer~~ shall have  
13 the same power and authority within the township as a deputy  
14 sheriff but only for the purpose of enforcing township  
15 ordinances. Notwithstanding any other provisions of this  
16 Section, township enforcement officers are authorized to  
17 enforce county ordinances within areas of a county located  
18 within the township pursuant to intergovernmental agreements  
19 between the respective county and township to the extent  
20 authorized by the agreement. The township enforcement officer  
21 shall not carry firearms and will not be required to comply  
22 with the Peace Officer Firearm Training Act. The officer shall  
23 attend law enforcement training classes conducted by the  
24 Illinois Law Enforcement Training Standards Board. The  
25 township board shall appropriate all necessary monies for the  
26 training.

1 (d-5) (1) Except as provided in paragraph (2) of this  
2 subsection, in all actions for the violation of any township  
3 ordinance, ~~the~~ township enforcement officers ~~officer~~ shall be  
4 authorized to issue and to serve upon any person who the  
5 township enforcement officer has reasonable grounds to believe  
6 is guilty of a violation of a township ordinance a notice of  
7 violation that shall constitute a summons and complaint. A copy  
8 of such notice of violation shall be forwarded to the circuit  
9 court having jurisdiction over the township where the violation  
10 is alleged to have been committed. Every person who has been  
11 issued a summons shall appear for trial, and the action shall  
12 be prosecuted in the corporate name of the township.  
13 Enforcement of county ordinances shall be in accordance with  
14 procedures adopted by the county and any applicable State law.

15 (2) In all actions for violation of any township ordinance  
16 when the fine would not be in excess of \$500 and no jail term  
17 could be imposed, service of summons may be made by the  
18 township clerk by certified mail, return receipt requested,  
19 whether service is to be within or without the State.

20 (e) The township enforcement officers ~~officer~~ shall carry  
21 ~~an~~ identification documents ~~document~~ provided by the township  
22 board identifying him or her as a ~~the~~ township enforcement  
23 officer. The officers ~~officer~~ shall notify the township clerk  
24 of any violations of township ordinances.

25 (f) Nothing in this Code precludes a county auxiliary  
26 deputy or deputy sheriff, or a municipal policeman or auxiliary

1 police officer from serving as a township enforcement officer  
2 during off-duty hours.

3 (g) The township board may provide compensation for the  
4 township enforcement officer on either a per diem or a salary  
5 basis.

6 (h) (Blank).

7 (Source: P.A. 94-984, eff. 6-30-06.)

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law.