



Sen. Tim Bivins

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LRB097 16613 KMW 67711 a

1 AMENDMENT TO SENATE BILL 2998

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2998 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Executive Reorganization Implementation  
5 Act is amended by changing Section 3.1 as follows:

6 (15 ILCS 15/3.1) (from Ch. 127, par. 1803.1)

7 Sec. 3.1. "Agency directly responsible to the Governor" or  
8 "agency" means any office, officer, division, or part thereof,  
9 and any other office, nonelective officer, department,  
10 division, bureau, board, or commission in the executive branch  
11 of State government, except that it does not apply to any  
12 agency whose primary function is service to the General  
13 Assembly or the Judicial Branch of State government, or to any  
14 agency administered by the Attorney General, Secretary of  
15 State, State Comptroller or State Treasurer. In addition the  
16 term does not apply to the following agencies created by law

1 with the primary responsibility of exercising regulatory or  
2 adjudicatory functions independently of the Governor:

3 (1) the State Board of Elections;

4 (2) the State Board of Education;

5 (3) the Illinois Commerce Commission;

6 (4) the Illinois Workers' Compensation Commission;

7 (5) the Civil Service Commission;

8 (6) the Fair Employment Practices Commission;

9 (7) the Pollution Control Board;

10 (8) the Department of State Police Merit Board;

11 (9) the Illinois Racing Board;

12 (10) the Illinois Power Agency; ~~+~~

13 (11) the Illinois Law Enforcement Training and Standards  
14 Board.

15 (Source: P.A. 96-796, eff. 10-29-09; 97-618, eff. 10-26-11.)

16 Section 10. The Illinois Police Training Act is amended by  
17 changing Sections 4 and 9 as follows:

18 (50 ILCS 705/4) (from Ch. 85, par. 504)

19 Sec. 4. The initial meeting of the Board shall be held no  
20 later than August 31, 1965. The Attorney General shall call the  
21 first meeting of the Board and serve as temporary Chairman  
22 until regular officers are elected. The Board shall elect a  
23 Chairman and Vice-Chairman, and adopt its rules of procedure,  
24 and shall meet at least 4 times each year.

1           The Board may employ an Executive Director, and any other  
2 necessary clerical and technical personnel as may be needed in  
3 order for the Board to transact its business. The Board may fix  
4 the compensation of the Executive Director of the Board and  
5 clerical and technical assistants. The Board shall exercise its  
6 powers and duties in an independent manner, subject to the  
7 provisions of this Act but free from the direction, control, or  
8 influence of any other agency or department of State  
9 government. All expenses and liabilities incurred by the Board  
10 in the performance of its responsibilities under this Section  
11 shall be paid from funds appropriated to the Board by the  
12 General Assembly for the ordinary and contingent expenses of  
13 the Board. Special meetings of the Board may be called at any  
14 time by the Chairman or upon the request of any 3 members. The  
15 members of the Board shall serve without compensation but shall  
16 be entitled to reimbursement for their actual expenses in  
17 attending meetings and in the performance of their duties  
18 hereunder.

19       (Source: Laws 1965, p. 3099.)

20           (50 ILCS 705/9) (from Ch. 85, par. 509)

21           Sec. 9. A special fund is hereby established in the State  
22 Treasury to be known as "The Traffic and Criminal Conviction  
23 Surcharge Fund" and shall be financed as provided in Section  
24 9.1 of this Act and Section 5-9-1 of the "Unified Code of  
25 Corrections", unless the fines, costs or additional amounts

1 imposed are subject to disbursement by the circuit clerk under  
2 Section 27.5 of the Clerks of Courts Act. Moneys in this Fund  
3 shall be expended as follows:

4 (1) A portion of the total amount deposited in the Fund  
5 may be used, as appropriated by the General Assembly, for  
6 the ordinary and contingent expenses of the Illinois Law  
7 Enforcement Training Standards Board;

8 (2) A portion of the total amount deposited in the Fund  
9 shall be appropriated for the reimbursement of local  
10 governmental agencies participating in training programs  
11 certified by the Board, in an amount equaling 1/2 of the  
12 total sum paid by such agencies during the State's previous  
13 fiscal year for mandated training for probationary police  
14 officers or probationary county corrections officers and  
15 for optional advanced and specialized law enforcement or  
16 county corrections training. These reimbursements may  
17 include the costs for tuition at training schools, the  
18 salaries of trainees while in schools, and the necessary  
19 travel and room and board expenses for each trainee. If the  
20 appropriations under this paragraph (2) are not sufficient  
21 to fully reimburse the participating local governmental  
22 agencies, the available funds shall be apportioned among  
23 such agencies, with priority first given to repayment of  
24 the costs of mandatory training given to law enforcement  
25 officer or county corrections officer recruits, then to  
26 repayment of costs of advanced or specialized training for

1 permanent police officers or permanent county corrections  
2 officers;

3 (3) A portion of the total amount deposited in the Fund  
4 may be used to fund the "Intergovernmental Law Enforcement  
5 Officer's In-Service Training Act", veto overridden  
6 October 29, 1981, as now or hereafter amended, at a rate  
7 and method to be determined by the board;

8 (4) A portion of the Fund also may be used by the Board  
9 ~~Illinois Department of State Police~~ for expenses incurred  
10 in the training of any person who has served in the United  
11 States Armed Forces or any reserve component of the United  
12 States Armed Forces, or the National Guard of any state,  
13 the District of Columbia, or a territory of the United  
14 States seeking to become an employee of ~~employees from~~ any  
15 State, county or municipal agency whose function includes  
16 enforcement of criminal or traffic law;

17 (5) A portion of the Fund may be used by the Board to  
18 fund grant-in-aid programs and services for the training of  
19 employees from any county or municipal agency whose  
20 functions include corrections or the enforcement of  
21 criminal or traffic law.

22 (6) Upon approval by the Board, a portion of the Fund  
23 may be used to reimburse any State agency for expenses  
24 incurred in the training of law enforcement officers.

25 All payments from The Traffic and Criminal Conviction  
26 Surcharge Fund shall be made each year from moneys appropriated

1 for the purposes specified in this Section. No more than 50% of  
2 any appropriation under this Act shall be spent in any city  
3 having a population of more than 500,000. The State Comptroller  
4 and the State Treasurer shall from time to time, at the  
5 direction of the Governor, transfer from The Traffic and  
6 Criminal Conviction Surcharge Fund to the General Revenue Fund  
7 in the State Treasury such amounts as the Governor determines  
8 are in excess of the amounts required to meet the obligations  
9 of The Traffic and Criminal Conviction Surcharge Fund.

10 (Source: P.A. 88-586, eff. 8-12-94; 89-464, eff. 6-13-96.)".