



EXECUTIVE ORDER

2019-12

**EXECUTIVE ORDER REORGANIZING
DIVISIONS WITHIN THE DEPARTMENT OF STATE POLICE**

Whereas, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions among or reorganize executive agencies which are directly responsible to him. The Department of State Police ("Department") is such an agency;

Whereas, the Department began service to the State of Illinois on April 1, 1922, and will celebrate its Centennial Anniversary in 2022;

Whereas, State statutes refer to the Department interchangeably as the Department of State Police and the Illinois State Police;

Whereas, pursuant to Illinois statute, 20 ILCS 2605/2605-25, the Department is currently divided into the Illinois State Police Academy, the Office of the Statewide 9-1-1 Administrator, and four divisions: the Division of Operations, the Division of Forensic Services, the Division of Administration, and the Division of Internal Investigation;

Whereas, the Department's organization and structure has evolved over the years and must continue to evolve in response to the ever-changing demands of protecting public safety;

Whereas, the Department's organizational structure must support the delivery of professional and specialized criminal investigative services to protect Illinois citizens from violent crime, dangerous drugs, public corruption, digital crimes, and human trafficking;

THEREFORE, I, JB Pritzker, Governor of Illinois, by virtue of the executive authority vested in me by Section 11 of Article V of the Constitution of the State of Illinois, hereby order as follows:

I. RENAMING THE DEPARTMENT OF STATE POLICE

The Department of State Police shall now be known as the Illinois State Police.

II. DIVISIONS WITHIN THE ILLINOIS STATE POLICE

- A. The Division of Operations shall be split into two divisions: the Division of Patrol and the Division of Criminal Investigation.
- B. The Illinois State Police Academy shall be renamed the Division of the Academy and Training.
- C. Each Division shall have as its administrative head a person named by the Director who shall be referred to as Deputy Director.
- D. The remaining titles provided in 20 ILCS 2605/2605-25 shall retain their present names
- E. This reorganization shall affect functions established by Sections 25, 30, and 35 of 20 ILCS 2605/2605.

- F. The Director shall work with the General Assembly to prepare revisory legislation codifying this Executive Order.

III. DUTIES OF THE DIVISION OF PATROL AND THE DIVISION OF CRIMINAL INVESTIGATION

- A. The powers, duties, rights and responsibilities of the Division of Operations shall be vested in and divided between the Division of Patrol and the Division of Criminal Investigations subject to the provisions of this Order. Each act done in the exercise of such powers, duties, rights, and responsibilities shall have the same legal effect as if done by the former division thereof.
- B. The Division of Patrol shall be responsible for and exercise the following functions as set forth in 20 ILCS 2605/2605-30:
- a. Cooperate with federal and State authorities requesting utilization of the Department's radio network system under the Illinois Aeronautics Act.
 - b. Exercise the rights, powers, and duties of the State Police under the State Police Act.
 - c. Exercise the rights, powers, and duties vested by law in the Department by the State Police Radio Act.
 - d. Exercise the rights, powers, and duties of the Department vested by law in the Department and the Illinois State Police by the Illinois Vehicle Code.
 - e. Exercise other duties that have been or may be vested by law in the Illinois State Police.
 - f. Exercise other duties that may be assigned by the Director in order to fulfill the responsibilities and to achieve the purposes of the Department.
- C. The Division of Criminal Investigations shall be responsible for and exercising the following functions as set forth in 20 ILCS 2605/2605-35:
- a. Exercise the rights, powers, and duties vested by law in the Department by the Illinois Horse Racing Act of 1975.
 - b. Investigate the origins, activities, personnel, and incidents of crime and enforce the criminal laws of the State related thereto.
 - c. Enforce all laws regulating the production, sale, prescribing, manufacturing, administering, transporting, having possession, dispensing, delivering, distributing, or use of controlled substances and cannabis.
 - d. Cooperate with the police of cities, villages, and incorporated towns and with the police officers of any county in enforcing the laws of the State and in making arrests and recovering property.
 - e. Apprehend and deliver up any person charged in this State or any other state with treason or a felony or other crime who has fled from justice and is found in this State.
 - f. Investigate recipients and providers under the Illinois Public Aid Code and any personnel involved in the administration of the Code who are suspected of any violation of the Code pertaining to fraud in the administration, receipt, or provision of assistance and pertaining to any violation of criminal law; and exercise the functions required under 20 ILCS 2605-220 in the conduct of those investigations.
 - g. Conduct other investigations as provided by law.
 - h. Exercise the powers and perform the duties that have been vested in the Department by the Sex Offender Registration Act and the Sex Offender Community Notification Law; and promulgate reasonable rules and regulations necessary thereby.
 - i. Exercise other duties that may be assigned by the Director in order to fulfill the responsibilities and achieve the purposes of the Department.
- D. The status and rights of employees serving under the Personnel Code and Illinois State Police Merit Board assigned to the Division of Operations shall not be affected by this reorganization.
- E. The property and records, including personnel records, documents, books, correspondence, and other property, of the Division of Operations shall be transferred to the Division of Patrol or the Division of Criminal Investigations as necessary based on the reorganization of powers and duties.
- F. Any unexpended balances of appropriations and other funds available for use by the Division of Operations shall be transferred to the Division of Patrol or the

- Division of Criminal Investigations. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.
- G. Any rules, regulations, and other actions of the Division of Operations shall be transferred and continue as rules, regulations, and actions of the Division of Patrol and the Division of Criminal Investigations. The Illinois State Police shall modify any rules or regulations as necessary to carry out the reorganization.
 - H. No obligations arising from any civil or criminal penalties previously imposed are affected by this Executive Order. All powers, duties, rights, and responsibilities of Illinois State Police remain intact as if such powers, duties, rights and responsibilities had been exercised by the former division or employees thereof.
 - I. Whenever reports or notices are now required to be made or given, or papers or documents furnished or served by any person to or upon the Division of Operations, they shall be made, given, furnished or served in the same manner to or upon the Division of Patrol or the Division of Criminal Investigations.
 - J. The Executive Order shall not affect any act done, ratified, or cancelled or any right occurring or established or any action of proceeding had or commenced in an administrative, civil or criminal cause before this Executive Order takes effect, but such actions or proceedings may be prosecuted and continued by the Division of Patrol and the Division of Criminal Investigations.

IV. DIVISION OF THE ACADEMY AND TRAINING

- A. The powers, duties, rights and responsibilities of the Illinois State Police Academy shall be vested in and exercised by the Division of the Academy and Training subject to the provisions of this Order. Each act done in the exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the former division.
- B. The status and rights of employees serving under the Personnel Code and Illinois State Police Merit Board assigned to the Illinois State Police Academy shall not be affected by this reorganization.
- C. The property and records, including personnel records, documents, books, correspondence, and other property, of the Illinois State Police Academy shall be transferred accordingly to Division of the Academy and Training.
- D. Any unexpended balances of appropriations and other funds available for use by the Illinois State Police Academy shall be transferred to the Division of the Academy and Training. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.
- E. Any rules, regulations, and other actions of the Illinois State Police Academy shall be transferred and continue as rules, regulations, and actions of the Division of the Academy and Training. The Illinois State Police shall modify any rules or regulations as necessary to carry out the reorganization.
- F. No obligations arising from any civil or criminal penalties previously imposed are affected by this Executive Order. All powers, duties, rights and responsibilities of the Illinois State Police remain intact as if such powers, duties, rights, and responsibilities had been exercised by the former division or employees thereof.
- G. Whenever reports or notices are now required to be made or given, or papers or documents furnished or served by any person to or upon the Illinois State Police Academy, they shall be made, given, furnished or served in the same manner to or upon the Division of the Academy and Training.

V. SAVINGS CLAUSE

This Executive Order does not contravene, and shall not be construed to contravene, any contracts, agreements, or collective bargaining agreement.

VI. PRIOR EXECUTIVE ORDERS

This Executive Order supersedes any contrary provision of any other prior Executive Order.

VII. SEVERABILITY CLAUSE

If any part of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect. The provisions of this Executive Order are severable.

VIII. FILINGS

This Executive Order shall be filed with Secretary of State. A copy of this Executive Order shall be delivered to the Secretary of the Senate and to the Clerk of the House of Representatives and, for the purpose of preparing revisory legislation, to the Legislative Reference Bureau.

IX. EFFECTIVE DATE

This Executive Order shall take effect immediately with necessary transitions to be completed within 60 days.

JB Pritzker, Governor

Issued by Governor: August 16, 2019
Filed with Secretary of State: August 16, 2019