



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

**HB4474**

by Rep. Lawrence Walsh, Jr.

#### SYNOPSIS AS INTRODUCED:

55 ILCS 5/Div. 5-5 heading  
55 ILCS 5/5-5002 new  
60 ILCS 1/200-20 new  
65 ILCS 5/11-6-9 new  
70 ILCS 705/11a-5 new

Amends the Counties Code, the Township Code, the Illinois Municipal Code, and the Fire Protection District Act. Provides that a nongovernmental entity with which a county, township, municipality, or fire protection district contracts to furnish fire protection services that displays a logo of the unit of local government on the entity's vehicles or uniform shall conspicuously display on all vehicles and uniforms a disclosure with specified information. Defines "vehicle". Provides that a violation is a business offense with a \$1,000 fine per occurrence. Limits home rule powers. Effective immediately.

LRB100 18078 AWJ 33270 b

CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

HOME RULE NOTE  
ACT MAY APPLY

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 Counties Code is amended by changing the  
5 heading of Division 5-5 and by adding Section 5-5002 as  
6 follows:

7 (55 ILCS 5/Div. 5-5 heading)

8 Division 5-5. Contracts for Police Protection  
9 and Fire Protection

10 (55 ILCS 5/5-5002 new)

11 Sec. 5-5002. Identification of nongovernmental contracted  
12 fire protection services.

13 (a) As used in this Section:

14 "Conspicuously display" means to display a disclosure that  
15 is at least the same size as and located close to the largest  
16 logo referring to the county.

17 "Logo" means a symbol, graphic, seal, emblem, insignia,  
18 trade name, brand name, picture, or text identifying a person,  
19 firm, corporation, association, or county.

20 "Occurrence" means each vehicle or uniform in violation of  
21 this Section that could be viewed by members of the public that  
22 fails to display the required disclosure consistent with the

1 provisions of this Section.

2 "Vehicle" means any publicly or privately owned means of  
3 transportation that is specifically designed, constructed, or  
4 modified and equipped for the primary purpose of responding to  
5 fire emergencies, and is intended to be used for and is  
6 maintained or operated for the primary purpose of responding to  
7 fire emergencies.

8 (b) Any nongovernmental entities that the county board  
9 contracts with to furnish fire protection services that display  
10 a logo of the county on the entity's vehicle or uniform shall  
11 also conspicuously display on all vehicles and uniforms the  
12 following disclosure:

13 (1) a statement indicating that the entity is the  
14 service provider, contractor, or other appropriate  
15 descriptor, with substantially similar language of  
16 "SERVICE PROVIDED BY:" or "CONTRACTED BY:";

17 (2) the name of the contracting person, firm,  
18 corporation, or association that is providing the labor or  
19 services for the county;

20 (3) the state or federal tax designation of the  
21 contracting person, firm, corporation, or association; and

22 (4) the entity's principal place of business as  
23 disclosed in the entity's records with the Secretary of  
24 State or other similar agency outside of Illinois.

25 If a vehicle or uniform displays more than one logo referring  
26 to the county, then the required disclosure shall be placed

1 near the largest logo referring to the county.

2 (c) A person or entity that violates this Section is guilty  
3 of a business offense and shall be fined \$1,000 per occurrence.  
4 The circuit court in the county where a violation occurs shall  
5 have jurisdiction to enforce the provisions of this Section.

6 (d) A home rule unit may not regulate the display of logos  
7 in a manner inconsistent with this Section. This Section is a  
8 limitation under subsection (i) of Section 6 of Article VII of  
9 the Illinois Constitution on the concurrent exercise by home  
10 rule units of powers and functions exercised by the State.

11 Section 10. The Township Code is amended by adding Section  
12 200-20 as follows:

13 (60 ILCS 1/200-20 new)

14 Sec. 200-20. Identification of nongovernmental contracted  
15 fire protection services.

16 (a) As used in this Section:

17 "Conspicuously display" means to display a disclosure that  
18 is at least the same size as and located close to the largest  
19 logo referring to the township.

20 "Logo" means a symbol, graphic, seal, emblem, insignia,  
21 trade name, brand name, picture, or text identifying a person,  
22 firm, corporation, association, or township.

23 "Occurrence" means each vehicle or uniform in violation of  
24 this Section that could be viewed by members of the public that

1 fails to display the required disclosure consistent with the  
2 provisions of this Section.

3 "Vehicle" means any publicly or privately owned means of  
4 transportation that is specifically designed, constructed, or  
5 modified and equipped for the primary purpose of responding to  
6 fire emergencies, and is intended to be used for and is  
7 maintained or operated for the primary purpose of responding to  
8 fire emergencies.

9 (b) Any nongovernmental entities that the governing body of  
10 a township contracts with to furnish fire protection services  
11 that display a logo of a township on the entity's vehicle or  
12 uniform shall also conspicuously display on all vehicles and  
13 uniforms the following disclosure:

14 (1) a statement indicating that the entity is the  
15 service provider, contractor, or other appropriate  
16 descriptor, with substantially similar language of  
17 "SERVICE PROVIDED BY:" or "CONTRACTED BY:";

18 (2) the name of the contracting person, firm,  
19 corporation, or association that is providing the labor or  
20 services for the township;

21 (3) the state or federal tax designation of the  
22 contracting person, firm, corporation, or association; and

23 (4) the entity's principal place of business as  
24 disclosed in the entity's records with the Secretary of  
25 State or other similar agency outside of Illinois.

26 If a vehicle or uniform displays more than one logo referring

1 to the township, then the required disclosure shall be placed  
2 near the largest logo referring to the township.

3 (c) A person or entity that violates this Section is guilty  
4 of a business offense and shall be fined \$1,000 per occurrence.  
5 The circuit court in the county where a violation occurs shall  
6 have jurisdiction to enforce the provisions of this Section.

7 Section 15. The Illinois Municipal Code is amended by  
8 adding Section 11-6-9 as follows:

9 (65 ILCS 5/11-6-9 new)

10 Sec. 11-6-9. Identification of nongovernmental contracted  
11 fire protection services.

12 (a) As used in this Section:

13 "Conspicuously display" means to display a disclosure that  
14 is at least the same size as and located close to the largest  
15 logo referring to the municipality.

16 "Logo" means a symbol, graphic, seal, emblem, insignia,  
17 trade name, brand name, picture, or text identifying a person,  
18 firm, corporation, association, or municipality.

19 "Occurrence" means each vehicle or uniform in violation of  
20 this Section that could be viewed by members of the public that  
21 fails to display the required disclosure consistent with the  
22 provisions of this Section.

23 "Vehicle" means any publicly or privately owned means of  
24 transportation that is specifically designed, constructed, or

1 modified and equipped for the primary purpose of responding to  
2 fire emergencies, and is intended to be used for and is  
3 maintained or operated for the primary purpose of responding to  
4 fire emergencies.

5 (b) Any nongovernmental entities that the corporate  
6 authorities of any municipality contracts with to furnish fire  
7 protection services that display a logo of a municipality on  
8 the entity's vehicle or uniform shall also conspicuously  
9 display on all vehicles and uniforms the following disclosure:

10 (1) a statement indicating that the entity is the  
11 service provider, contractor, or other appropriate  
12 descriptor, with substantially similar language of  
13 "SERVICE PROVIDED BY:" or "CONTRACTED BY:";

14 (2) the name of the contracting person, firm,  
15 corporation, or association that is providing the labor or  
16 services for the municipality;

17 (3) the state or federal tax designation of the  
18 contracting person, firm, corporation, or association; and

19 (4) the entity's principal place of business as  
20 disclosed in the entity's records with the Secretary of  
21 State or other similar agency outside of Illinois.

22 If a vehicle or uniform displays more than one logo referring  
23 to the municipality, then the required disclosure shall be  
24 placed near the largest logo referring to the municipality.

25 (c) A person or entity that violates this Section is guilty  
26 of a business offense and shall be fined \$1,000 per occurrence.

1 The circuit court in the county where a violation occurs shall  
2 have jurisdiction to enforce the provisions of this Section.

3 (d) A home rule unit may not regulate the display of logos  
4 in a manner inconsistent with this Section. This Section is a  
5 limitation under subsection (i) of Section 6 of Article VII of  
6 the Illinois Constitution on the concurrent exercise by home  
7 rule units of powers and functions exercised by the State.

8 Section 20. The Fire Protection District Act is amended by  
9 adding Section 11a-5 as follows:

10 (70 ILCS 705/11a-5 new)

11 Sec. 11a-5. Identification of nongovernmental contracted  
12 fire protection services.

13 (a) As used in this Section:

14 "Conspicuously display" means to display a disclosure that  
15 is at least the same size as and located close to the largest  
16 logo referring to the district.

17 "Logo" means a symbol, graphic, seal, emblem, insignia,  
18 trade name, brand name, picture, or text identifying a person,  
19 firm, corporation, association, or district.

20 "Occurrence" means each vehicle or uniform in violation of  
21 this Section that could be viewed by members of the public that  
22 fails to display the required disclosure consistent with the  
23 provisions of this Section.

24 "Vehicle" means any publicly or privately owned means of



1 transportation that is specifically designed, constructed, or  
2 modified and equipped for the primary purpose of responding to  
3 fire emergencies, and is intended to be used for and is  
4 maintained or operated for the primary purpose of responding to  
5 fire emergencies.

6 (b) Any nongovernmental entities that the Board of Trustees  
7 contracts with to furnish fire protection services pursuant to  
8 Section 11a that display a logo of a district on the entity's  
9 vehicle or uniform shall also conspicuously display on all  
10 vehicles and uniforms the following disclosure:

11 (1) a statement indicating that the entity is the  
12 service provider, contractor, or other appropriate  
13 descriptor, with substantially similar language of  
14 "SERVICE PROVIDED BY:" or "CONTRACTED BY:";

15 (2) the name of the contracting person, firm,  
16 corporation, or association that is providing the labor or  
17 services for the district;

18 (3) the state or federal tax designation of the  
19 contracting person, firm, corporation, or association; and

20 (4) the entity's principal place of business as  
21 disclosed in the entity's records with the Secretary of  
22 State or other similar agency outside of Illinois.

23 If a vehicle or uniform displays more than one logo referring  
24 to the district, then the required disclosure shall be placed  
25 near the largest logo referring to the district.

26 (c) A person or entity that violates this Section is guilty

1 of a business offense and shall be fined \$1,000 per occurrence.  
2 The circuit court in the county where a violation occurs shall  
3 have jurisdiction to enforce the provisions of this Section.

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.