



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

**HB4328**

Introduced 1/14/2026, by Rep. Joyce Mason

#### SYNOPSIS AS INTRODUCED:

425 ILCS 60/3.1 new

425 ILCS 60/4

from Ch. 127 1/2, par. 804

Amends the Smoke Detector Act. Bans, beginning December 31, 2027, the selling, offering for sale, or giving as a gift a smoke detector that is not designed to receive primary power from the building wiring or does not meet certain battery requirements set forth in the Act. Specifies that this does not prohibit manufacturing within the State and distributing, selling, offering for sale, or giving as a gift outside the State any smoke detector. Specifies that a person who violates this requirement is guilty of a petty offense and is subject to a fine. Defines "person" within certain provisions of the Act.

LRB104 16304 BDA 29690 b

1 AN ACT concerning safety.

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

4 Section 5. The Smoke Detector Act is amended by changing  
5 Section 4 and by adding Section 3.1 as follows:

6 (425 ILCS 60/3.1 new)

7 Sec. 3.1. Non-approved smoke detectors banned. Beginning  
8 December 31, 2027, it is unlawful for any person to sell, offer  
9 for sale, or give as a gift within the State of Illinois any  
10 smoke detector that does not meet the requirements of  
11 subsection (e) of Section 3 of this Act. Nothing in this  
12 Section shall prohibit any person from manufacturing within  
13 the State and distributing, selling, offering for sale, or  
14 giving as a gift outside the State any smoke detector that does  
15 not meet the requirements of subsection (e) of Section 3 of  
16 this Act. As used in this Section, "person" means an  
17 individual, natural person, public or private corporation,  
18 government, partnership, unincorporated association, or other  
19 entity.

20 (425 ILCS 60/4) (from Ch. 127 1/2, par. 804)

21 Sec. 4. (a) Except as provided in subsection (c), willful  
22 failure to install or maintain in operating condition any

1 smoke detector required by this Act shall be a Class B  
2 misdemeanor.

3 (b) Except as provided in subsection (c), tampering with,  
4 removing, destroying, disconnecting or removing the batteries  
5 from any installed smoke detector, except in the course of  
6 inspection, maintenance or replacement of the detector, shall  
7 be a Class A misdemeanor in the case of a first conviction, and  
8 a Class 4 felony in the case of a second or subsequent  
9 conviction.

10 (c) A party in violation of the battery requirements of  
11 subsection (e) of Section 3 of this Act shall be provided with  
12 90 days' warning with which to rectify that violation. If that  
13 party fails to rectify the violation within that 90-day  
14 period, he or she may be assessed a fine of up to \$100, and may  
15 be fined \$100 every 30 days thereafter until either the  
16 violation is rectified or the cumulative amount of fines  
17 assessed reaches \$1,500. The provisions of subsection (a) and  
18 (b) of this Section shall apply only after the penalty  
19 provided under this subsection (c) has been exhausted to the  
20 extent that a violating party has reached the \$1,500  
21 cumulative fine threshold and has failed to rectify the  
22 violation.

23 If the alleged violation has been corrected prior to or on  
24 the date of the hearing scheduled to adjudicate the alleged  
25 violation, then the violation shall be dismissed.

26 (d) A person who violates Section 3.1 of this Act is guilty

1 of a petty offense and is subject to a fine of at least \$500  
2 and not more than \$1,000.

3 (Source: P.A. 100-200, eff. 1-1-23; 100-863, eff. 8-14-18.)