



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5206

Introduced 2/10/2026, by Rep. Rita Mayfield

SYNOPSIS AS INTRODUCED:

20 ILCS 3305/1	from Ch. 127, par. 1051
20 ILCS 3305/2	from Ch. 127, par. 1052
20 ILCS 3305/3	from Ch. 127, par. 1053
20 ILCS 3305/4	from Ch. 127, par. 1054
20 ILCS 3305/5	from Ch. 127, par. 1055
20 ILCS 3305/5.5 new	
20 ILCS 3305/6	from Ch. 127, par. 1056
20 ILCS 3305/7	from Ch. 127, par. 1057
20 ILCS 3305/8	from Ch. 127, par. 1058
20 ILCS 3305/10	from Ch. 127, par. 1060
20 ILCS 3305/12	from Ch. 127, par. 1062
20 ILCS 3305/14	from Ch. 127, par. 1064
20 ILCS 3305/18	from Ch. 127, par. 1068
20 ILCS 3305/20	from Ch. 127, par. 1070
20 ILCS 3305/23	

Amends the Illinois Emergency Management Agency Act. Updates definitions and terminology. Expands Agency powers and responsibilities for emergency management and homeland security. Creates the Statewide Interoperability Coordinator within the Agency and specifies duties. Makes related changes concerning planning, coordination, and mutual aid. Effective immediately.

LRB104 18338 BDA 31778 b

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Emergency Management Agency Act is
5 amended by changing Sections 1, 2, 3, 4, 5, 6, 7, 8, 10, 12,
6 14, 18, 20, and 23 and by adding Section 5.5 as follows:

7 (20 ILCS 3305/1) (from Ch. 127, par. 1051)

8 Sec. 1. Short Title. This Act may be cited as the Illinois
9 Emergency Management and Homeland Security ~~Agency~~ Act.

10 (Source: P.A. 87-168.)

11 (20 ILCS 3305/2) (from Ch. 127, par. 1052)

12 Sec. 2. Policy and Purposes.

13 (a) Because of the possibility of the occurrence of
14 disasters of unprecedented size and destructiveness resulting
15 from the explosion in this or in neighboring states of atomic
16 or other means from without or by means of sabotage or other
17 disloyal actions within, or from fire, flood, earthquake,
18 telecommunications failure, or other natural or technological
19 causes, and in order to insure that this State will be prepared
20 to and will adequately deal with any disasters, preserve the
21 lives and property of the people of this State and protect the
22 public peace, health, and safety in the event of a disaster, it

1 is found and declared to be necessary:

2 (1) To create a State emergency management and
3 homeland security agency ~~an Illinois Emergency Management~~
4 ~~Agency~~ and to authorize emergency management programs
5 within the political subdivisions of the State.

6 (2) To confer upon the Governor and upon the principal
7 executive officer of the political subdivisions of the
8 State the powers provided herein.

9 (3) To provide for the rendering of mutual aid among
10 the political subdivisions and taxing districts of the
11 State and with other states and with respect to the
12 carrying out of an emergency management and homeland
13 security programs ~~program~~.

14 (b) It is further declared to be the purpose of this Act
15 and the policy of the State that all emergency management and
16 homeland security programs of this State be coordinated to the
17 maximum extent with the comparable programs of the federal
18 government, including its various departments and agencies, of
19 other states and localities and private agencies of every
20 type, to the end that the most effective preparation and use
21 may be made of the nation's resources and facilities for
22 dealing with any disaster that may occur.

23 (Source: P.A. 87-168; 88-606, eff. 1-1-95.)

24 (20 ILCS 3305/3) (from Ch. 127, par. 1053)

25 Sec. 3. Limitations. Nothing in this Act shall be

1 construed to:

2 (a) Interfere with the course or conduct of a labor
3 dispute, except that actions otherwise authorized by this Act
4 or other laws may be taken when necessary to mitigate imminent
5 or existing danger to public health or safety;

6 (b) Interfere with dissemination of news or comment of
7 public affairs; but any communications facility or
8 organization (including but not limited to radio and
9 television stations, wire services, and newspapers) may be
10 requested to transmit or print public service messages
11 furnishing information or instructions in connection with a
12 disaster;

13 (c) Affect the jurisdiction or responsibilities of police
14 forces, fire fighting forces, units of the armed forces of the
15 United States, or of any personnel thereof, when on active
16 duty; but State and political subdivision emergency operations
17 plans shall place reliance upon the forces available for
18 performance of functions related to emergency management and
19 homeland security;

20 (d) Limit, modify, or abridge the authority of the
21 Governor to proclaim martial law or exercise any other powers
22 vested in the Governor under the constitution, statutes, or
23 common law of this State, independent of or in conjunction
24 with any provisions of this Act; limit any home rule unit; or
25 prohibit any contract or association pursuant to Article VII,
26 Section 10 of the Illinois Constitution.

1 (Source: P.A. 92-73, eff. 1-1-02.)

2 (20 ILCS 3305/4) (from Ch. 127, par. 1054)

3 Sec. 4. Definitions. As used in this Act, unless the
4 context clearly indicates otherwise, the following words and
5 terms have the meanings ascribed to them in this Section:

6 "Coordinator" means the staff assistant to the principal
7 executive officer of a political subdivision with the duty of
8 coordinating the emergency management programs of that
9 political subdivision.

10 "Cyber incident" means an event occurring on or conducted
11 through a computer network that actually or imminently
12 jeopardizes the integrity, confidentiality, or availability of
13 computers, information or communications systems or networks,
14 physical or virtual infrastructure controlled by computers or
15 information systems, or information resident thereon that
16 affect or control infrastructure or communications networks
17 utilized by the public. "Cyber incident" includes a
18 vulnerability in information systems, system security
19 procedures, internal controls, or implementations that could
20 be exploited by a threat source that affect or control
21 infrastructure or communications networks utilized by the
22 public.

23 "Disaster" means an occurrence or threat of widespread or
24 severe damage, injury or loss of life or property resulting
25 from any natural, technological, or human cause, including but

1 not limited to fire, flood, earthquake, wind, storm, hazardous
2 materials spill or other water contamination requiring
3 emergency action to avert danger or damage, epidemic, air
4 contamination, blight, extended periods of severe and
5 inclement weather, drought, infestation, critical shortages of
6 essential fuels and energy, explosion, riot, hostile military
7 or paramilitary action, public health emergencies, cyber
8 incidents, or acts of domestic terrorism.

9 "Emergency Management" means the efforts of the State and
10 the political subdivisions to develop, plan, analyze, conduct,
11 provide, implement and maintain programs for disaster
12 mitigation, preparedness, response and recovery.

13 "Emergency Services and Disaster Agency" means the agency
14 by this name, by the name Emergency Management Agency, or by
15 any other name that is established by ordinance within a
16 political subdivision to coordinate the emergency management
17 program within that political subdivision and with private
18 organizations, other political subdivisions, the State and
19 federal governments.

20 "Emergency Operations Plan" means the written plan of the
21 State and political subdivisions describing the organization,
22 mission, and functions of the government and supporting
23 services for responding to and recovering from disasters and
24 shall include plans that take into account the needs of those
25 individuals with household pets and service animals following
26 a major disaster or emergency.

1 "Emergency Services" means the coordination of functions
2 by the State and its political subdivisions ~~subdivision~~, other
3 than functions for which military forces are primarily
4 responsible, as may be necessary or proper to prevent,
5 minimize, repair, and alleviate injury and damage resulting
6 from any natural or technological causes. These functions
7 include, without limitation, fire fighting services, police
8 services, emergency aviation services, medical and health
9 services, HazMat and technical rescue teams, rescue,
10 engineering, warning services, communications, radiological,
11 chemical and other special weapons defense, evacuation of
12 persons from stricken or threatened areas, emergency assigned
13 functions of plant protection, temporary restoration of public
14 utility services and other functions related to civilian
15 protection, together with all other activities necessary or
16 incidental to protecting life or property.

17 "Exercise" means an event or activity delivered through
18 discussion or action to develop, assess, or validate
19 capabilities to achieve planned objectives ~~a planned event~~
20 ~~realistically simulating a disaster, conducted for the purpose~~
21 ~~of evaluating the political subdivision's coordinated~~
22 ~~emergency management capabilities, including, but not limited~~
23 ~~to, testing the emergency operations plan.~~

24 "HazMat team" means a career or volunteer mobile support
25 team that has been authorized by a unit of local government to
26 respond to hazardous materials emergencies and that is

1 primarily designed for emergency response to chemical or
2 biological terrorism, radiological emergencies, hazardous
3 material spills, releases, or fires, or other contamination
4 events.

5 "Illinois Emergency Management Agency and Office of
6 Homeland Security" or "Agency" means the agency established by
7 this Act within the executive branch of State Government
8 responsible for coordination of the overall emergency
9 management and homeland security programs ~~program~~ of the State
10 and with private organizations, political subdivisions, and
11 the federal government. Illinois Emergency Management Agency
12 and Office of Homeland Security also means the State Emergency
13 Response Commission responsible for the implementation of
14 Title III of the Superfund Amendments and Reauthorization Act
15 of 1986.

16 "Incident" means a disaster that does not rise to the
17 level of a Governor-issued proclamation.

18 "Mobile Support Team" or "MST" means a group of
19 individuals designated as a team by the Governor or Director
20 to train prior to and to be activated, if the Governor or the
21 Director so determines, to aid and reinforce the State and
22 political subdivision emergency management efforts in response
23 to an incident, disaster, federally declared national special
24 security event, or other large public event.

25 "Municipality" means any city, village, and incorporated
26 town.

1 "Political Subdivision" means any county, city, village,
2 or incorporated town or township if the township is in a county
3 having a population of more than 2,000,000.

4 "Principal Executive Officer" means chair of the county
5 board, supervisor of a township if the township is in a county
6 having a population of more than 2,000,000, mayor of a city or
7 incorporated town, president of a village, or in their absence
8 or disability, the interim successor as established under
9 Section 7 of the Emergency Interim Executive Succession Act.

10 "Public health emergency" means an occurrence or imminent
11 threat of an illness or health condition that:

12 (a) is believed to be caused by any of the following:

13 (i) bioterrorism;

14 (ii) the appearance of a novel or previously
15 controlled or eradicated infectious agent or
16 biological toxin;

17 (iii) a natural disaster;

18 (iv) a chemical attack or accidental release; or

19 (v) a nuclear attack or accident; and

20 (b) poses a high probability of any of the following
21 harms:

22 (i) a large number of deaths in the affected
23 population;

24 (ii) a large number of serious or long-term
25 disabilities in the affected population; or

26 (iii) widespread exposure to an infectious or

1 toxic agent that poses a significant risk of
2 substantial future harm to a large number of people in
3 the affected population.

4 "Statewide mutual aid organization" means an entity with
5 local government members throughout the State that facilitates
6 temporary assistance through its members in a particular
7 public safety discipline, such as police, fire or emergency
8 management, when an occurrence exceeds a member jurisdiction's
9 capabilities.

10 "Statewide Interoperability Coordinator" or "SWIC" means
11 the position created in the Agency under Section 5.5 of this
12 Act.

13 "Technical rescue team" means a career or volunteer mobile
14 support team that has been authorized by a unit of local
15 government to respond to building collapse, high angle rescue,
16 and other specialized rescue emergencies and that is primarily
17 designated for emergency response to technical rescue events.
18 (Source: P.A. 104-418, eff. 1-1-26.)

19 (20 ILCS 3305/5) (from Ch. 127, par. 1055)

20 Sec. 5. Illinois Emergency Management Agency and Office of
21 Homeland Security.

22 (a) There is created within the executive branch of the
23 State Government an Illinois Emergency Management Agency and
24 Office of Homeland Security and a Director of the Illinois
25 Emergency Management Agency and Office of Homeland Security,

1 herein called the "Director" who shall be the head thereof.
2 The Director shall be appointed by the Governor, with the
3 advice and consent of the Senate, and shall serve for a term of
4 2 years beginning on the third Monday in January of the
5 odd-numbered year, and until a successor is appointed and has
6 qualified; ~~except that the term of the first Director~~
7 ~~appointed under this Act shall expire on the third Monday in~~
8 ~~January, 1989.~~ The Director shall not hold any other
9 remunerative public office. ~~For terms beginning after January~~
10 ~~18, 2019 (the effective date of Public Act 100 1179) and~~
11 ~~before January 16, 2023, the annual salary of the Director~~
12 ~~shall be as provided in Section 5-300 of the Civil~~
13 ~~Administrative Code of Illinois.~~ Notwithstanding any other
14 provision of law, for terms beginning on or after January 16,
15 2023, the Director shall receive an annual salary of \$180,000
16 or as set by the Governor, whichever is higher. On July 1,
17 2023, and on each July 1 thereafter, the Director shall
18 receive an increase in salary based on a cost of living
19 adjustment as authorized by Senate Joint Resolution 192 of the
20 86th General Assembly.

21 For terms beginning on or after January 16, 2023, the
22 Assistant Director of the ~~Illinois Emergency Management~~ Agency
23 shall receive an annual salary of \$156,600 or as set by the
24 Governor, whichever is higher. On July 1, 2023, and on each
25 July 1 thereafter, the Assistant Director shall receive an
26 increase in salary based on a cost of living adjustment as

1 authorized by Senate Joint Resolution 192 of the 86th General
2 Assembly.

3 (b) The ~~Illinois Emergency Management~~ Agency shall obtain,
4 under the provisions of the Personnel Code, technical,
5 clerical, stenographic and other administrative personnel, and
6 may make expenditures within the appropriation therefor as may
7 be necessary to carry out the purpose of this Act. ~~The agency~~
8 ~~created by this Act is intended to be a successor to the agency~~
9 ~~created under the Illinois Emergency Services and Disaster~~
10 ~~Agency Act of 1975 and the personnel, equipment, records, and~~
11 ~~appropriations of that agency are transferred to the successor~~
12 ~~agency as of June 30, 1988 (the effective date of this Act).~~

13 (c) The Director, subject to the direction and control of
14 the Governor, shall be the executive head of the ~~Illinois~~
15 ~~Emergency Management~~ Agency and the State Emergency Response
16 Commission and shall be responsible under the direction of the
17 Governor, for carrying out the programs ~~program~~ for emergency
18 management, nuclear and radiation safety, and homeland
19 security of this State. The Director shall also maintain
20 liaison and cooperate with the emergency management, nuclear
21 and radiation safety, and homeland security organizations of
22 this State and other states and of the federal government.

23 (d) The ~~Illinois Emergency Management~~ Agency shall take an
24 integral part in the development and revision of political
25 subdivision emergency operations plans prepared under
26 paragraph (f) of Section 10. To this end it shall employ or

1 otherwise secure the services of professional and technical
2 personnel capable of providing expert assistance to the
3 emergency services and disaster agencies. These personnel
4 shall consult with emergency services and disaster agencies on
5 a regular basis and shall make field examinations of the
6 areas, circumstances, and conditions that particular political
7 subdivision emergency operations plans are intended to apply.

8 (e) The ~~Illinois Emergency Management~~ Agency and political
9 subdivisions shall be encouraged to form an emergency
10 management advisory committee composed of private and public
11 personnel representing the emergency management phases of
12 mitigation, preparedness, response, and recovery. The Local
13 Emergency Planning Committee, as created under the Illinois
14 Emergency Planning and Community Right to Know Act, shall
15 serve as an advisory committee to the emergency services and
16 disaster agency or agencies serving within the boundaries of
17 that Local Emergency Planning Committee planning district for:

18 (1) the development of emergency operations plan
19 provisions for hazardous chemical emergencies; and

20 (2) the assessment of emergency response capabilities
21 related to hazardous chemical emergencies.

22 (f) The ~~Illinois Emergency Management~~ Agency shall:

23 (1) Coordinate the overall emergency management, and
24 nuclear and radiation safety, and homeland security
25 programs ~~program~~ of the State.

26 (2) Cooperate with local governments, the federal

1 government, and any public or private agency or entity in
2 achieving any purpose of this Act and in implementing
3 emergency management programs for mitigation,
4 preparedness, response, and recovery.

5 (2.5) Develop a comprehensive emergency preparedness
6 and response plan for any nuclear accident in accordance
7 with Section 65 of the Nuclear Safety Law of 2004 and in
8 development of the Illinois Nuclear Safety Preparedness
9 program in accordance with Section 8 of the Illinois
10 Nuclear Safety Preparedness Act.

11 (2.6) Coordinate with the Department of Public Health
12 with respect to planning for and responding to public
13 health emergencies.

14 (3) Prepare, for issuance by the Governor, executive
15 orders, proclamations, and regulations as necessary or
16 appropriate in coping with disasters.

17 (4) Promulgate rules and requirements for political
18 subdivision emergency operations plans that are not
19 inconsistent with and are at least as stringent as
20 applicable federal laws and regulations.

21 (5) Review and approve, in accordance with ~~Illinois~~
22 ~~Emergency Management~~ Agency rules, emergency operations
23 plans for those political subdivisions required to have an
24 emergency services and disaster agency pursuant to this
25 Act.

26 (5.5) Promulgate rules and requirements for the

1 political subdivision emergency management exercises,
2 including, but not limited to, exercises of the emergency
3 operations plans.

4 (5.10) Review, evaluate, and approve, in accordance
5 with ~~Illinois Emergency Management~~ Agency rules, political
6 subdivision emergency management exercises for those
7 political subdivisions required to have an emergency
8 services and disaster agency pursuant to this Act.

9 (6) Determine requirements of the State and its
10 political subdivisions for food, clothing, and other
11 necessities in event of a disaster.

12 (7) Establish a register of persons with types of
13 emergency management training and skills in mitigation,
14 preparedness, response, and recovery.

15 (8) Establish a register of government and private
16 response resources available for use in a disaster.

17 (9) Expand the Earthquake Awareness Program and its
18 efforts to distribute earthquake preparedness materials to
19 schools, political subdivisions, community groups, civic
20 organizations, and the media. Emphasis will be placed on
21 those areas of the State most at risk from an earthquake.
22 Maintain the list of all school districts, hospitals,
23 airports, power plants, including nuclear power plants,
24 lakes, dams, emergency response facilities of all types,
25 and all other major public or private structures which are
26 at the greatest risk of damage from earthquakes under

1 circumstances where the damage would cause subsequent harm
2 to the surrounding communities and residents.

3 (10) Disseminate all information, completely and
4 without delay, on water levels for rivers and streams and
5 any other data pertaining to potential flooding supplied
6 by the Division of Water Resources within the Department
7 of Natural Resources to all political subdivisions to the
8 maximum extent possible.

9 (11) Develop agreements, if feasible, with medical
10 supply and equipment firms to supply resources as are
11 necessary to respond to an earthquake or any other
12 disaster as defined in this Act. These resources will be
13 made available upon notifying the vendor of the disaster.
14 Payment for the resources will be in accordance with
15 Section 7 of this Act. The Illinois Department of Public
16 Health shall determine which resources will be required
17 and requested.

18 (11.5) In coordination with the Illinois State Police,
19 develop and implement a community outreach program to
20 promote awareness among the State's parents and children
21 of child abduction prevention and response.

22 (12) Out of funds appropriated for these purposes,
23 award capital and non-capital grants to Illinois hospitals
24 or health care facilities located outside of a city with a
25 population in excess of 1,000,000 to be used for purposes
26 that include, but are not limited to, preparing to respond

1 to mass casualties and disasters, maintaining and
2 improving patient safety and quality of care, and
3 protecting the confidentiality of patient information. No
4 single grant for a capital expenditure shall exceed
5 \$300,000. No single grant for a non-capital expenditure
6 shall exceed \$100,000. In awarding such grants, preference
7 shall be given to hospitals that serve a significant
8 number of Medicaid recipients, but do not qualify for
9 disproportionate share hospital adjustment payments under
10 the Illinois Public Aid Code. To receive such a grant, a
11 hospital or health care facility must provide funding of
12 at least 50% of the cost of the project for which the grant
13 is being requested. In awarding such grants the ~~Illinois~~
14 ~~Emergency Management~~ Agency shall consider the
15 recommendations of the Illinois Hospital Association.

16 (13) Do all other things necessary, incidental or
17 appropriate for the implementation of this Act.

18 (g) The ~~Illinois Emergency Management~~ Agency is authorized
19 to make grants to various higher education institutions,
20 public K-12 school districts, area vocational centers as
21 designated by the State Board of Education, inter-district
22 special education cooperatives, regional safe schools, and
23 nonpublic K-12 schools for safety and security improvements.
24 For the purpose of this subsection (g), "higher education
25 institution" means a public university, a public community
26 college, or an independent, not-for-profit or for-profit

1 higher education institution located in this State. Grants
2 made under this subsection (g) shall be paid out of moneys
3 appropriated for that purpose from the Build Illinois Bond
4 Fund. The ~~Illinois Emergency Management~~ Agency shall adopt
5 rules to implement this subsection (g). These rules may
6 specify: (i) the manner of applying for grants; (ii) project
7 eligibility requirements; (iii) restrictions on the use of
8 grant moneys; (iv) the manner in which the various higher
9 education institutions must account for the use of grant
10 moneys; and (v) any other provision that the ~~Illinois~~
11 ~~Emergency Management~~ Agency determines to be necessary or
12 useful for the administration of this subsection (g).

13 (g-5) The ~~Illinois Emergency Management~~ Agency is
14 authorized to make grants to not-for-profit organizations
15 which are exempt from federal income taxation under section
16 501(c)(3) of the Federal Internal Revenue Code for eligible
17 security improvements that assist the organization in
18 preventing, preparing for, or responding to threats, attacks,
19 or acts of terrorism. To be eligible for a grant under the
20 program, the Agency must determine that the organization is at
21 a high risk of being subject to threats, attacks, or acts of
22 terrorism based on the organization's profile, ideology,
23 mission, or beliefs. Eligible security improvements shall
24 include all eligible preparedness activities under the federal
25 Nonprofit Security Grant Program, including, but not limited
26 to, physical security upgrades, security training exercises,

1 preparedness training exercises, contracting with security
2 personnel, and any other security upgrades deemed eligible by
3 the Director. Eligible security improvements shall not
4 duplicate, in part or in whole, a project included under any
5 awarded federal grant or in a pending federal application. The
6 Director shall establish procedures and forms by which
7 applicants may apply for a grant and procedures for
8 distributing grants to recipients. Any security improvements
9 awarded shall remain at the physical property listed in the
10 grant application, unless authorized by Agency rule or
11 approved by the Agency in writing. The procedures shall
12 require each applicant to do the following:

13 (1) identify and substantiate prior or current
14 threats, attacks, or acts of terrorism against the
15 not-for-profit organization;

16 (2) indicate the symbolic or strategic value of one or
17 more sites that renders the site a possible target of a
18 threat, attack, or act of terrorism;

19 (3) discuss potential consequences to the organization
20 if the site is damaged, destroyed, or disrupted by a
21 threat, attack, or act of terrorism;

22 (4) describe how the grant will be used to integrate
23 organizational preparedness with broader State and local
24 preparedness efforts, as described by the Agency in each
25 Notice of Opportunity for Funding;

26 (5) submit (i) a vulnerability assessment conducted by

1 experienced security, law enforcement, or military
2 personnel, or conducted using an Agency-approved or
3 federal Nonprofit Security Grant Program self-assessment
4 tool, and (ii) a description of how the grant award will be
5 used to address the vulnerabilities identified in the
6 assessment; and

7 (6) submit any other relevant information as may be
8 required by the Director.

9 The Agency is authorized to use funds appropriated for the
10 grant program described in this subsection (g-5) to administer
11 the program. Any Agency Notice of Opportunity for Funding,
12 proposed or final rulemaking, guidance, training opportunity,
13 or other resource related to the grant program must be
14 published on the Agency's publicly available website, and any
15 announcements related to funding shall be shared with all
16 State legislative offices, the Governor's office, emergency
17 services and disaster agencies mandated or required pursuant
18 to subsections (b) through (d) of Section 10, and any other
19 State agencies as determined by the Agency. Subject to
20 appropriation, the grant application period shall be open for
21 no less than 45 calendar days during the first application
22 cycle each fiscal year, unless the Agency determines that a
23 shorter period is necessary to avoid conflicts with the annual
24 federal Nonprofit Security Grant Program funding cycle.
25 Additional application cycles may be conducted during the same
26 fiscal year, subject to availability of funds. Upon request,

1 Agency staff shall provide reasonable assistance to any
2 applicant in completing a grant application or meeting a
3 post-award requirement.

4 In addition to any advance payment rules or procedures
5 adopted by the Agency, the Agency shall adopt rules or
6 procedures by which grantees under this subsection (g-5) may
7 receive a working capital advance of initial start-up costs
8 and up to 2 months of program expenses, not to exceed 25% of
9 the total award amount, if, during the application process,
10 the grantee demonstrates a need for funds to commence a
11 project. The remaining funds must be paid through
12 reimbursement after the grantee presents sufficient supporting
13 documentation of expenditures for eligible activities.

14 (h) Except as provided in Section 17.5 of this Act, any
15 moneys received by the Agency from donations or sponsorships
16 unrelated to a disaster shall be deposited in the Emergency
17 Planning and Training Fund and used by the Agency, subject to
18 appropriation, to effectuate planning and training activities.
19 Any moneys received by the Agency from donations during a
20 disaster and intended for disaster response or recovery shall
21 be deposited into the Disaster Response and Recovery Fund and
22 used for disaster response and recovery pursuant to the
23 Disaster Relief Act.

24 (i) The ~~Illinois Emergency Management~~ Agency may by rule
25 assess and collect reasonable fees for attendance at
26 Agency-sponsored conferences to enable the Agency to carry out

1 the requirements of this Act. Any moneys received under this
2 subsection shall be deposited in the Emergency Planning and
3 Training Fund and used by the Agency, subject to
4 appropriation, for planning and training activities.

5 (j) The ~~Illinois Emergency Management~~ Agency is authorized
6 to make grants to other State agencies, public universities,
7 units of local government, and statewide mutual aid
8 organizations to enhance statewide emergency preparedness and
9 response.

10 (k) Subject to appropriation from the Emergency Planning
11 and Training Fund, the Illinois Emergency Management Agency
12 and Office of Homeland Security shall obtain training services
13 and support for local emergency services and support for local
14 emergency services and disaster agencies for training,
15 exercises, and equipment related to carbon dioxide pipelines
16 and sequestration, and, subject to the availability of
17 funding, shall provide \$5,000 per year to the Illinois Fire
18 Service Institute for first responder training required under
19 Section 4-615 of the Public Utilities Act. Amounts in the
20 Emergency Planning and Training Fund will be used by the
21 Illinois Emergency Management Agency and Office of Homeland
22 Security for administrative costs incurred in carrying out the
23 requirements of this subsection. To carry out the purposes of
24 this subsection, the Illinois Emergency Management Agency and
25 Office of Homeland Security may accept moneys from all
26 authorized sources into the Emergency Planning and Training

1 Fund, including, but not limited to, transfers from the Carbon
2 Dioxide Sequestration Administrative Fund and the Public
3 Utility Fund.

4 (1) The Agency shall do all other things necessary,
5 incidental, or appropriate for the implementation of this Act,
6 including the adoption of rules in accordance with the
7 Illinois Administrative Procedure Act.

8 (Source: P.A. 103-418, eff. 1-1-24; 103-588, eff. 1-1-25;
9 103-651, eff. 7-18-24; 103-999, eff. 1-1-25; 104-417, eff.
10 8-15-25.)

11 (20 ILCS 3305/5.5 new)

12 Sec. 5.5. Statewide Interoperability Coordinator (SWIC).

13 (a) The Statewide Interoperability Coordinator (SWIC) is
14 hereby created as a position within the Agency.

15 (b) The SWIC shall:

16 (1) act as the senior advisor and central coordination
17 point for public safety communications efforts and serves
18 as the principal policy making authority for public safety
19 interoperable communications statewide;

20 (2) plan and implement the statewide interoperability
21 program, guided by initiatives outlined in the National
22 Emergency Communication Plan and Statewide Communications
23 Interoperability Plan;

24 (3) ascertain what means exist for rapid and efficient
25 communications in times of disaster;

1 (4) serve as the central coordination point for the
2 State's communications interoperability as well as the
3 Single Point of Contact for the First Responder Network
4 Authority and assist with mediation to achieve an
5 interoperable communications ecosystem;

6 (5) coordinate with all emergency response leaders
7 within State agencies, public jurisdictions, the federal
8 government, and private entities to implement and maintain
9 the state's strategic vision for interoperability to
10 ensure emergency readiness;

11 (6) coordinate governing body activities to maximize
12 integration and collaboration across the emergency
13 communications landscape and serve as a member of the
14 Statewide Interoperability Executive Committee or its
15 successor entity and may act on behalf of the Statewide
16 Interoperability Executive Committee;

17 (7) recommend regulatory changes relating to public
18 safety communications and interoperability activities
19 statewide;

20 (8) on behalf of the State, serve as the point of
21 contact for the federal government and industry on issues
22 concerning statewide interoperable communications;

23 (9) ensure federal funding for emergency
24 communications initiatives are coordinated, align to the
25 National Emergency Communication Plan and Statewide
26 Communications Interoperability Plan, and are compatible

1 with surrounding systems;

2 (10) represent the State in national, regional, and
3 local efforts to plan and implement changes needed to
4 achieve interoperability and continuity of communications
5 for emergency responders;

6 (11) ensure a comprehensive approach to public safety
7 communications and cybersecurity across all technologies;
8 and

9 (12) support operational communications by regularly
10 coordinating, planning, and communicating with relevant
11 industry, communications providers, and other
12 stakeholders.

13 (20 ILCS 3305/6) (from Ch. 127, par. 1056)

14 Sec. 6. Emergency Management Powers of the Governor.

15 (a) The Governor shall have general direction and control
16 of the ~~Illinois Emergency Management~~ Agency and shall be
17 responsible for the carrying out of the provisions of this
18 Act.

19 (b) In performing duties under this Act, the Governor is
20 authorized to cooperate with the federal government and with
21 other states in all matters pertaining to emergency
22 management, nuclear and radiation safety, and homeland
23 security.

24 (c) In performing duties under this Act, the Governor is
25 further authorized:

1 (1) To make, amend, and rescind all lawful necessary
2 orders, rules, and regulations to carry out the provisions
3 of this Act within the limits of the authority conferred
4 upon the Governor.

5 (2) To cause to be prepared a comprehensive plan and
6 programs ~~program~~ for the emergency management, nuclear and
7 radiation safety, and homeland security of this State,
8 which plan and program shall be integrated into and
9 coordinated with emergency management, nuclear and
10 radiation safety, and homeland security plans and programs
11 of the federal government and of other states whenever
12 possible and which plan and program may include:

13 a. Mitigation of injury and damage caused by
14 disaster.

15 b. Prompt and effective response to disaster.

16 c. Emergency relief.

17 d. Identification of areas particularly vulnerable
18 to disasters.

19 e. Recommendations for zoning, building, and other
20 land-use controls, safety measures for securing
21 permanent structures and other mitigation measures
22 designed to eliminate or reduce disasters or their
23 impact.

24 f. Assistance to political subdivisions in
25 designing emergency operations plans.

26 g. Authorization and procedures for the erection

1 or other construction of temporary works designed to
2 mitigate danger, damage or loss from flood, or other
3 disaster.

4 h. Preparation and distribution to the appropriate
5 State and political subdivision officials of a State
6 catalog of federal, State, and private assistance
7 programs.

8 i. Organization of State personnel and chains of
9 command.

10 j. Coordination of federal, State, and political
11 subdivision emergency management, nuclear and
12 radiation safety, and homeland security activities.

13 k. Other necessary matters.

14 (3) In accordance with the plans and programs ~~plan and~~
15 ~~program~~ for the emergency management, nuclear and
16 radiation safety, and homeland security of this State, and
17 out of funds appropriated for these purposes, to procure
18 and preposition supplies, medicines, materials and
19 equipment, to institute training programs and public
20 information programs, and to take all other preparatory
21 steps including the partial or full mobilization of MSTs
22 and emergency services and disaster agencies to insure the
23 furnishing of adequately trained and equipped forces for
24 incidents, disasters, federally declared national special
25 security events, and other large public events.

26 (4) Out of funds appropriated for these purposes, to

1 make studies and surveys of the industries, resources, and
2 facilities in this State as may be necessary to ascertain
3 the capabilities of the State for emergency management
4 phases of mitigation, preparedness, response, and recovery
5 and to plan for the most efficient emergency use thereof.

6 (5) On behalf of this State, to negotiate for and
7 submit to the General Assembly for its approval or
8 rejection reciprocal mutual aid agreements or compacts
9 with other states, either on a statewide or political
10 subdivision basis. The agreements or compacts, shall be
11 limited to the furnishing or exchange of food, clothing,
12 medical or other supplies, engineering and police
13 services; emergency housing and feeding; National and
14 State Guards while under the control of the State; health,
15 medical, and related services; fire fighting, rescue,
16 transportation, communication, and construction services
17 and equipment, provided, however, that if the General
18 Assembly be not in session and the Governor has not
19 proclaimed the existence of a disaster under this Section,
20 then the agreements or compacts shall instead be submitted
21 to an Interim Committee on Emergency Management composed
22 of 5 Senators appointed by the President of the Senate and
23 of 5 Representatives appointed by the Speaker of the
24 House, during the month of June of each odd-numbered year
25 to serve for a 2 year term, beginning July 1 of that year,
26 and until their successors are appointed and qualified, or

1 until termination of their legislative service, whichever
2 first occurs. Vacancies shall be filled by appointment for
3 the unexpired term in the same manner as original
4 appointments. All appointments shall be made in writing
5 and filed with the Secretary of State as a public record.
6 The Committee shall have the power to approve or reject
7 any agreements or compacts for and on behalf of the
8 General Assembly; and, provided further, that an
9 affirmative vote of 2/3 of the members of the Committee
10 shall be necessary for the approval of any agreement or
11 compact.

12 (Source: P.A. 104-418, eff. 1-1-26.)

13 (20 ILCS 3305/7) (from Ch. 127, par. 1057)

14 Sec. 7. Emergency Powers of the Governor. In the event of a
15 disaster, as defined in Section 4, the Governor may, by
16 proclamation declare that a disaster exists. Upon such
17 proclamation, the Governor shall have and may exercise for a
18 period not to exceed 30 days the following emergency powers;
19 provided, however, that the lapse of the emergency powers
20 shall not, as regards any act or acts occurring or committed
21 within the 30-day period, deprive any person, firm,
22 corporation, political subdivision, or body politic of any
23 right or rights to compensation or reimbursement which he,
24 she, it, or they may have under the provisions of this Act:

25 (1) To suspend the provisions of any regulatory

1 statute prescribing procedures for conduct of State
2 business, or the orders, rules and regulations of any
3 State agency, if strict compliance with the provisions of
4 any statute, order, rule, or regulation would in any way
5 prevent, hinder or delay necessary action, including
6 emergency purchases, by the ~~Illinois Emergency Management~~
7 Agency, in coping with the disaster.

8 (2) To utilize all available resources of the State
9 government as reasonably necessary to cope with the
10 disaster and of each political subdivision of the State.

11 (3) To transfer the direction, personnel or functions
12 of State departments and agencies or units thereof for the
13 purpose of performing or facilitating disaster response
14 and recovery programs.

15 (4) On behalf of this State to take possession of, and
16 to acquire full title or a lesser specified interest in,
17 any personal property as may be necessary to accomplish
18 the objectives set forth in Section 2 of this Act,
19 including: airplanes, automobiles, trucks, trailers,
20 buses, and other vehicles; coal, oils, gasoline, and other
21 fuels and means of propulsion; explosives, materials,
22 equipment, and supplies; animals and livestock; feed and
23 seed; food and provisions for humans and animals; clothing
24 and bedding; and medicines and medical and surgical
25 supplies; and to take possession of and for a limited
26 period occupy and use any real estate necessary to

1 accomplish those objectives; but only upon the undertaking
2 by the State to pay just compensation therefor as in this
3 Act provided, and then only under the following
4 provisions:

5 a. The Governor, or the person or persons as the
6 Governor may authorize so to do, may forthwith take
7 possession of property for and on behalf of the State;
8 provided, however, that the Governor or persons shall
9 simultaneously with the taking, deliver to the owner
10 or his or her agent, if the identity of the owner or
11 agency is known or readily ascertainable, a signed
12 statement in writing, that shall include the name and
13 address of the owner, the date and place of the taking,
14 description of the property sufficient to identify it,
15 a statement of interest in the property that is being
16 so taken, and, if possible, a statement in writing,
17 signed by the owner, setting forth the sum that he or
18 she is willing to accept as just compensation for the
19 property or use. Whether or not the owner or agent is
20 known or readily ascertainable, a true copy of the
21 statement shall promptly be filed by the Governor or
22 the person with the Director, who shall keep the
23 docket of the statements. In cases where the sum that
24 the owner is willing to accept as just compensation is
25 less than \$1,000, copies of the statements shall also
26 be filed by the Director with, and shall be passed upon

1 by an Emergency Management Claims Commission,
2 consisting of 3 disinterested citizens who shall be
3 appointed by the Governor, by and with the advice and
4 consent of the Senate, within 20 days after the
5 Governor's declaration of a disaster, and if the sum
6 fixed by them as just compensation be less than \$1,000
7 and is accepted in writing by the owner, then the State
8 Treasurer out of funds appropriated for these
9 purposes, shall, upon certification thereof by the
10 Emergency Management Claims Commission, cause the sum
11 so certified forthwith to be paid to the owner. The
12 Emergency Management Claims Commission is hereby given
13 the power to issue appropriate subpoenas and to
14 administer oaths to witnesses and shall keep
15 appropriate minutes and other records of its actions
16 upon and the disposition made of all claims.

17 b. When the compensation to be paid for the taking
18 or use of property or interest therein is not or cannot
19 be determined and paid under item a of this paragraph
20 (4), a petition in the name of The People of the State
21 of Illinois shall be promptly filed by the Director,
22 which filing may be enforced by mandamus, in the
23 circuit court of the county where the property or any
24 part thereof was located when initially taken or used
25 under the provisions of this Act praying that the
26 amount of compensation to be paid to the person or

1 persons interested therein be fixed and determined.
2 The petition shall include a description of the
3 property that has been taken, shall state the physical
4 condition of the property when taken, shall name as
5 defendants all interested parties, shall set forth the
6 sum of money estimated to be just compensation for the
7 property or interest therein taken or used, and shall
8 be signed by the Director. The litigation shall be
9 handled by the Attorney General for and on behalf of
10 the State.

11 c. Just compensation for the taking or use of
12 property or interest therein shall be promptly
13 ascertained in proceedings and established by judgment
14 against the State, that shall include, as part of the
15 just compensation so awarded, interest at the rate of
16 6% per annum on the fair market value of the property
17 or interest therein from the date of the taking or use
18 to the date of the judgment; and the court may order
19 the payment of delinquent taxes and special
20 assessments out of the amount so awarded as just
21 compensation and may make any other orders with
22 respect to encumbrances, rents, insurance, and other
23 charges, if any, as shall be just and equitable.

24 (5) When required by the exigencies of the disaster,
25 to sell, lend, rent, give, or distribute all or any part of
26 property so or otherwise acquired to the inhabitants of

1 this State, or to political subdivisions of this State,
2 or, under the interstate mutual aid agreements or compacts
3 as are entered into under the provisions of subparagraph
4 (5) of paragraph (c) of Section 6 to other states, and to
5 account for and transmit to the State Treasurer all funds,
6 if any, received therefor.

7 (6) To recommend the evacuation of all or part of the
8 population from any stricken or threatened area within the
9 State if the Governor deems this action necessary.

10 (7) To prescribe routes, modes of transportation, and
11 destinations in connection with evacuation.

12 (8) To control ingress and egress to and from a
13 disaster area, the movement of persons within the area,
14 and the occupancy of premises therein.

15 (9) To suspend or limit the sale, dispensing, or
16 transportation of alcoholic beverages, firearms,
17 explosives, and combustibles.

18 (10) To make provision for the availability and use of
19 temporary emergency housing.

20 (11) A proclamation of a disaster shall activate the
21 State Emergency Operations Plan, and political subdivision
22 emergency operations plans applicable to the political
23 subdivision or area in question and be authority for the
24 deployment and use of any forces that the plan or plans
25 apply and for use or distribution of any supplies,
26 equipment, and materials and facilities assembled,

1 stockpiled or arranged to be made available under this Act
2 or any other provision of law relating to disasters.

3 (12) Control, restrict, and regulate by rationing,
4 freezing, use of quotas, prohibitions on shipments, price
5 fixing, allocation or other means, the use, sale or
6 distribution of food, feed, fuel, clothing and other
7 commodities, materials, goods, or services; and perform
8 and exercise any other functions, powers, and duties as
9 may be necessary to promote and secure the safety and
10 protection of the civilian population.

11 (13) During the continuance of any disaster the
12 Governor is commander-in-chief of the organized and
13 unorganized militia and of all other forces available for
14 emergency duty. To the greatest extent practicable, the
15 Governor shall delegate or assign authority to the
16 Director to manage, coordinate, and direct all resources
17 by orders issued at the time of the disaster.

18 (14) Prohibit increases in the prices of goods and
19 services during a disaster.

20 (Source: P.A. 102-485, eff. 8-20-21.)

21 (20 ILCS 3305/8) (from Ch. 127, par. 1058)

22 Sec. 8. Mobile support teams; mutual aid.

23 (a) The Governor or Director, on behalf of the Governor,
24 may enter into agreements with local governments, the federal
25 government, tribal governments, and any public or private

1 agency or entity in achieving any purpose of this Act and in
2 implementing emergency management programs for mitigation,
3 preparedness, response, and recovery.

4 (b) The Governor or Director may activate mobile support
5 teams (MSTs) to aid and reinforce the ~~Illinois Emergency~~
6 ~~Management Agency and Office of Homeland Security,~~ and
7 emergency services and disaster agencies in this State or
8 out-of-state pursuant to the Emergency Management Assistance
9 Compact, as ratified in the Emergency Management Assistance
10 Compact Act, for incidents, disasters, federally declared
11 national special security events, and other large public
12 events.

13 (c) Each mobile support team shall have a leader or
14 leadership group, who will be responsible for the
15 organization, administration, training, and general operation
16 of the mobile support team.

17 (d) While activated on behalf of the State, the MST shall
18 report to the Director or designee as the Director retains
19 operational control of MSTs even if they have been tasked to
20 support emergency services and disaster agencies.

21 (e) Personnel of an MST while activated by the Governor or
22 Director or while engaged in State-approved or State-sponsored
23 training or exercises, whether within or without the State,
24 shall:

25 (1) If they are paid employees of the State, have the
26 powers, duties, rights, privileges and immunities and

1 receive the compensation incidental to their employment.

2 (2) If they are paid employees of a political
3 subdivision or body politic of this State, and whether
4 serving within or without that political subdivision or
5 body politic, have the powers, duties, rights, privileges
6 and immunities, and receive the compensation incidental to
7 their employment.

8 (3) If they are not employees of the State, political
9 subdivision or body politic, or being such employees, are
10 not normally paid for their services, be entitled to at
11 least one dollar per year compensation from the State.

12 (f) All personnel of MSTs may, while activated by the
13 Governor or Director, be reimbursed by this State for all
14 actual and necessary travel and subsistence expenses related
15 to their activation.

16 (g) Personnel of a mobile support team who suffer disease,
17 injury or death, while activated by the Governor or Director,
18 shall for the purposes of benefits under the Workers'
19 Compensation Act or Workers' Occupational Diseases Act only,
20 be deemed to be employees of this State. If the person
21 diseased, injured or killed is an employee described in item
22 (3) of subsection (e), the computation of benefits payable
23 under either of those Acts shall be based on income
24 commensurate with comparable State employees doing the same
25 type of work or income from the person's regular employment,
26 whichever is greater.

1 (h) In lieu of subsection (f), the State may, by
2 agreement, reimburse each political subdivision or body
3 politic from the Disaster Response and Recovery Fund, or from
4 other funding determined by the State, for the compensation
5 paid and the actual and necessary travel and subsistence
6 expenses of paid employees of the political subdivision or
7 body politic while serving, outside of its geographical
8 boundaries on behalf of the State, as members of an MST, and
9 for all payments made for death, disease or injury of those
10 paid employees arising out of and incurred in the course of
11 that duty, and for all losses of or damage to supplies and
12 equipment of the political subdivision or body politic
13 resulting from the operations.

14 (i) Whenever activated MSTs or units of another state
15 operating under orders of the Governor of their home state,
16 render aid to this State, all questions relating to
17 reimbursement by this State in regard to the assistance
18 rendered shall be determined by the mutual aid agreements, MST
19 agreements, or interstate compacts described in subparagraph
20 (5) of paragraph (c) of Section 6 as are existing at the time
21 of the assistance rendered, pursuant to the Emergency
22 Management Assistance Compact as ratified in the Emergency
23 Management Assistance Compact Act, as are entered into
24 thereafter.

25 (j) No personnel of MSTs of this State may be ordered by
26 the Governor or Director to operate in any other state unless a

1 request for the same has been made by the Governor or duly
2 authorized representative of the other state pursuant to the
3 Emergency Management Assistance Compact, as ratified in the
4 Emergency Management Assistance Compact Act, or a successor
5 law.

6 (k) All expenses and compensation reimbursed under this
7 Section may be provided from the Disaster Response and
8 Recovery Fund or other funding determined by the State. The
9 mutual aid agreement shall specify the manner and method in
10 which compensation shall be paid.

11 (Source: P.A. 104-418, eff. 1-1-26.)

12 (20 ILCS 3305/10) (from Ch. 127, par. 1060)

13 Sec. 10. Emergency Services and Disaster Agencies.

14 (a) Each political subdivision within this State shall be
15 within the jurisdiction of and served by the ~~Illinois~~
16 ~~Emergency Management~~ Agency and by an emergency services and
17 disaster agency responsible for emergency management programs.
18 A township, if the township is in a county having a population
19 of more than 2,000,000, must have approval of the county
20 coordinator before establishment of a township emergency
21 services and disaster agency.

22 (b) Unless multiple county emergency services and disaster
23 agency consolidation is authorized by the ~~Illinois Emergency~~
24 ~~Management~~ Agency with the consent of the respective counties,
25 each county shall maintain an emergency services and disaster

1 agency that has jurisdiction over and serves the entire
2 county, except as otherwise provided under this Act and except
3 that in any county with a population of over 3,000,000
4 containing a municipality with a population of over 500,000
5 the jurisdiction of the county agency shall not extend to the
6 municipality when the municipality has established its own
7 agency.

8 (c) Each municipality with a population of over 500,000
9 shall maintain an emergency services and disaster agency which
10 has jurisdiction over and serves the entire municipality. A
11 municipality with a population less than 500,000 may
12 establish, by ordinance, an agency or department responsible
13 for emergency management within the municipality's corporate
14 limits.

15 (d) The Governor shall determine which municipal
16 corporations, other than those specified in paragraph (c) of
17 this Section, need emergency services and disaster agencies of
18 their own and require that they be established and maintained.
19 The Governor shall make these determinations on the basis of
20 the municipality's disaster vulnerability and capability of
21 response related to population size and concentration. The
22 emergency services and disaster agency of a county or
23 township, shall not have a jurisdiction within a political
24 subdivision having its own emergency services and disaster
25 agency, but shall cooperate with the emergency services and
26 disaster agency of a city, village or incorporated town within

1 their borders. The ~~Illinois Emergency Management~~ Agency shall
2 publish and furnish a current list to the municipalities
3 required to have an emergency services and disaster agency
4 under this subsection.

5 (e) Each municipality that is not required to and does not
6 have an emergency services and disaster agency shall have a
7 liaison officer designated to facilitate the cooperation and
8 protection of that municipal corporation with the county
9 emergency services and disaster agency in which it is located
10 in the work of disaster mitigation, preparedness, response,
11 and recovery.

12 (f) The principal executive officer or his or her designee
13 of each political subdivision in the State shall annually
14 notify the ~~Illinois Emergency Management~~ Agency of the manner
15 in which the political subdivision is providing or securing
16 emergency management, identify the executive head of the
17 agency or the department from which the service is obtained,
18 or the liaison officer in accordance with subsection (e)
19 ~~paragraph (d) of this Section~~ and furnish additional
20 information relating thereto as the ~~Illinois Emergency~~
21 ~~Management~~ Agency requires.

22 (g) Each emergency services and disaster agency shall
23 prepare an emergency operations plan for its geographic
24 boundaries that complies with planning, review, and approval
25 standards promulgated by the ~~Illinois Emergency Management~~
26 Agency. The ~~Illinois Emergency Management~~ Agency shall

1 determine which jurisdictions will be required to include
2 earthquake preparedness in their local emergency operations
3 plans.

4 (h) The emergency services and disaster agency shall
5 prepare and distribute to all appropriate officials in written
6 form a clear and complete statement of the emergency
7 responsibilities of all local departments and officials and of
8 the disaster chain of command.

9 (i) Each emergency services and disaster agency shall have
10 a Coordinator who shall be appointed by the principal
11 executive officer of the political subdivision in the same
12 manner as are the heads of regular governmental departments.
13 If the political subdivision is a county and the principal
14 executive officer appoints the sheriff as the Coordinator, the
15 sheriff may, in addition to his or her regular compensation,
16 receive compensation at the same level as provided in Article
17 3 of the Counties Code Section 3 of "An Act in relation to the
18 regulation of motor vehicle traffic and the promotion of
19 safety on public highways in counties", approved August 9,
20 ~~1951, as amended~~. The Coordinator shall have direct
21 responsibility for the organization, administration, training,
22 and operation of the emergency services and disaster agency,
23 subject to the direction and control of that principal
24 executive officer. Each emergency services and disaster agency
25 shall coordinate and may perform emergency management
26 functions within the territorial limits of the political

1 subdivision within which it is organized as are prescribed in
2 and by the State Emergency Operations Plan, and programs,
3 orders, rules and regulations as may be promulgated by the
4 ~~Illinois Emergency Management~~ Agency and by local ordinance
5 and, in addition, shall conduct such functions outside of
6 those territorial limits as may be required under mutual aid
7 agreements and compacts as are entered into under subparagraph
8 (5) of paragraph (c) of Section 6.

9 (j) In carrying out the provisions of this Act, each
10 political subdivision may enter into contracts and incur
11 obligations necessary to place it in a position effectively to
12 combat the disasters as are described in Section 4, to protect
13 the health and safety of persons, to protect property, and to
14 provide emergency assistance to victims of those disasters. If
15 a disaster occurs, each political subdivision may exercise the
16 powers vested under this Section in the light of the
17 exigencies of the disaster and, excepting mandatory
18 constitutional requirements, without regard to the procedures
19 and formalities normally prescribed by law pertaining to the
20 performance of public work, entering into contracts, the
21 incurring of obligations, the employment of temporary workers,
22 the rental of equipment, the purchase of supplies and
23 materials, and the appropriation, expenditure, and disposition
24 of public funds and property.

25 (k) Volunteers who, while engaged in a disaster, an
26 exercise, training related to the emergency operations plan of

1 the political subdivision, or a search-and-rescue team
2 response to an occurrence or threat of injury or loss of life
3 that is beyond local response capabilities, suffer disease,
4 injury or death, shall, for the purposes of benefits under the
5 Workers' Compensation Act or Workers' Occupational Diseases
6 Act only, be deemed to be employees of the State, if: (1) the
7 claimant is a duly qualified and enrolled (sworn in) as a
8 volunteer of the ~~Illinois Emergency Management~~ Agency or an
9 emergency services and disaster agency accredited by the
10 ~~Illinois Emergency Management~~ Agency, and (2) if: (i) the
11 claimant was participating in a disaster as defined in Section
12 4 of this Act, (ii) the exercise or training participated in
13 was specifically and expressly approved by the ~~Illinois~~
14 ~~Emergency Management~~ Agency prior to the exercise or training,
15 or (iii) the search-and-rescue team response was to an
16 occurrence or threat of injury or loss of life that was beyond
17 local response capabilities and was specifically and expressly
18 approved by the ~~Illinois Emergency Management~~ Agency prior to
19 the search-and-rescue team response. The computation of
20 benefits payable under either of those Acts shall be based on
21 the income commensurate with comparable State employees doing
22 the same type work or income from the person's regular
23 employment, whichever is greater.

24 Volunteers who are working under the direction of an
25 emergency services and disaster agency accredited by the
26 ~~Illinois Emergency Management~~ Agency, pursuant to a plan

1 approved by the ~~Illinois Emergency Management~~ Agency (i)
2 during a disaster declared by the Governor under Section 7 of
3 this Act, or (ii) in circumstances otherwise expressly
4 approved by the ~~Illinois Emergency Management~~ Agency, shall be
5 deemed exclusively employees of the State for purposes of
6 Section 8(d) of the Court of Claims Act, provided that the
7 ~~Illinois Emergency Management~~ Agency may, in coordination with
8 the emergency services and disaster agency, audit
9 implementation for compliance with the plan.

10 (l) If any person who is entitled to receive benefits
11 through the application of this Section receives, in
12 connection with the disease, injury or death giving rise to
13 such entitlement, benefits under an Act of Congress or federal
14 program, benefits payable under this Section shall be reduced
15 to the extent of the benefits received under that other Act or
16 program.

17 (m) (1) Prior to conducting an exercise, the principal
18 executive officer of a political subdivision or his or her
19 designee shall provide area media with written
20 notification of the exercise. The notification shall
21 indicate that information relating to the exercise shall
22 not be released to the public until the commencement of
23 the exercise. The notification shall also contain a
24 request that the notice be so posted to ensure that all
25 relevant media personnel are advised of the exercise
26 before it begins.

1 (2) During the conduct of an exercise, all messages,
2 two-way radio communications, briefings, status reports,
3 news releases, and other oral or written communications
4 shall begin and end with the following statement: "This is
5 an exercise message".

6 (Source: P.A. 94-733, eff. 4-27-06.)

7 (20 ILCS 3305/12) (from Ch. 127, par. 1062)

8 Sec. 12. Testing of Disaster Warning Devices. The testing
9 of disaster warning devices including outdoor warning sirens
10 shall be held only on the first Tuesday of each month at 10
11 o'clock in the morning or during exercises that are
12 specifically and expressly approved in advance by the ~~Illinois~~
13 ~~Emergency Management~~ Agency.

14 (Source: P.A. 92-73, eff. 1-1-02.)

15 (20 ILCS 3305/14) (from Ch. 127, par. 1064)

16 Sec. 14. Communications. The ~~Illinois Emergency Management~~
17 Agency shall ascertain what means exist for rapid and
18 efficient communications in times of disaster. The ~~Illinois~~
19 ~~Emergency Management~~ Agency shall consider the desirability of
20 supplementing these communications resources or of integrating
21 them into a comprehensive State or State-Federal
22 telecommunications or other communications system or network.
23 In studying the character and feasibility of any system or its
24 several parts, the ~~Illinois Emergency Management~~ Agency shall

1 evaluate the possibility of multipurpose use thereof for
2 general State and political subdivision purposes. The ~~Illinois~~
3 ~~Emergency Management~~ Agency may promulgate rules to establish
4 policies and procedures relating to telecommunications and the
5 continuation of rapid and efficient communications in times of
6 disaster to the extent authorized by any provision of this Act
7 or other laws and regulations. The ~~Illinois Emergency~~
8 ~~Management~~ Agency shall make recommendations to the Governor
9 as appropriate.

10 (Source: P.A. 86-755; 87-168.)

11 (20 ILCS 3305/18) (from Ch. 127, par. 1068)

12 Sec. 18. Orders, Rules and Regulations.

13 (a) The Governor shall file a copy of every rule,
14 regulation or order, and any amendment thereof made by the
15 Governor under the provisions of this Act in the office of the
16 Secretary of State. Upon ~~No rule, regulation or order, or any~~
17 ~~amendment thereof shall be effective until 10 days after the~~
18 ~~filing, provided, however, that upon~~ the declaration of a
19 disaster by the Governor as is described in Section 7 the
20 provision relating to the effective date of any rule,
21 regulation, order or amendment issued under this Act and
22 during the state of disaster is abrogated, and the rule,
23 regulation, order or amendment shall become effective
24 immediately upon being filed with the Secretary of State
25 accompanied by a certificate stating the reason as required by

1 the Illinois Administrative Procedure Act.

2 (b) Every emergency services and disaster agency
3 established pursuant to this Act and the coordinators thereof
4 shall execute and enforce the orders, rules and regulations as
5 may be made by the Governor under authority of this Act. Each
6 emergency services and disaster agency shall have available
7 for inspection at its office all orders, rules and regulations
8 made by the Governor, or under the Governor's authority. The
9 ~~Illinois Emergency Management Agency~~ shall publish ~~furnish~~ on
10 the Agency's ~~Department's~~ website the orders, rules and
11 regulations ~~to each such emergency services and disaster~~
12 ~~agency~~. Upon the written request of an emergency services or
13 disaster agency, copies thereof shall be mailed to the
14 emergency services or disaster agency.

15 (Source: P.A. 98-44, eff. 6-28-13.)

16 (20 ILCS 3305/20) (from Ch. 127, par. 1070)

17 Sec. 20. Oath.

18 (a) Each person, whether compensated or noncompensated,
19 who is appointed to serve in any capacity in, or on behalf of,
20 the ~~Illinois Emergency Management Agency and Office of~~
21 ~~Homeland Security (IEMA-OHS)~~ or an emergency services and
22 disaster agency, shall, before entering upon duties, take an
23 oath in writing.

24 (b) The oath shall be administered before the Director of
25 IEMA-OHS (or a designee authorized in writing by the

1 Director), the coordinator of the respective emergency
2 services and disaster agency, or persons authorized to
3 administer oaths in this State pursuant to the Oaths and
4 Affirmations Act.

5 The oath may be administered through live video technology
6 or other electronic means; however, the signed oath shall be
7 filed with IEMA-OHS or with the emergency services and
8 disaster agency with which the person shall serve and which
9 oath shall be substantially as follows:

10 "I, _____, do solemnly swear (or affirm) that I
11 will support and defend and bear true faith and allegiance to
12 the Constitution of the United States and the Constitution of
13 the State of Illinois, and the territory, institutions and
14 facilities thereof, both public and private, against all
15 enemies, foreign and domestic; that I take this obligation
16 freely, without any mental reservation or purpose of evasion;
17 and that I will well and faithfully discharge the duties upon
18 which I am about to enter. And I do further swear (or affirm)
19 that I do not advocate, nor am I, nor have I been a member of
20 any political party or organization that advocates the
21 overthrow of the government of the United States or of this
22 State by force or violence; and that during such time as I am
23 affiliated with the (name of emergency preparedness
24 organization), I will not advocate nor become a member or an
25 affiliate of any organization, group, or combination of
26 persons that advocates the overthrow of the government of the

1 United States or of this State by force or violence."

2 (Source: P.A. 104-418, eff. 1-1-26.)

3 (20 ILCS 3305/23)

4 (Section scheduled to be repealed on January 1, 2032)

5 Sec. 23. Access and Functional Needs Advisory Committee.

6 (a) In this Section, "Advisory Committee" means the Access
7 and Functional Needs Advisory Committee.

8 (b) The Access and Functional Needs Advisory Committee is
9 created.

10 (c) The Advisory Committee shall:

11 (1) Coordinate meetings occurring, at a minimum, 3
12 times each year, in addition to emergency meetings called
13 by the chairperson of the Advisory Committee.

14 (2) Research and provide recommendations for
15 identifying and effectively responding to the needs of
16 persons with access and functional needs before, during,
17 and after a disaster using an intersectional lens for
18 equity.

19 (3) Provide recommendations to the ~~Illinois Emergency~~
20 ~~Management~~ Agency regarding how to ensure that persons
21 with a disability are included in disaster strategies and
22 emergency management plans, including updates and
23 implementation of disaster strategies and emergency
24 management plans.

25 (4) Review and provide recommendations for the

1 ~~Illinois Emergency Management~~ Agency, and all relevant
2 State agencies that are involved in drafting and
3 implementing the Illinois Emergency Operation Plan, to
4 integrate access and functional needs into State and local
5 emergency operations plans.

6 (d) The Advisory Committee shall be composed of the
7 Director of the ~~Illinois Emergency Management~~ Agency or his or
8 her designee, the Attorney General or his or her designee, the
9 Secretary of Human Services or his or her designee, the
10 Director of Aging or his or her designee, and the Director of
11 Public Health or his or her designee, together with the
12 following members appointed by the Governor ~~on or before~~
13 ~~January 1, 2022~~:

14 (1) Two members, either from a municipal or
15 county-level emergency agency or a local emergency
16 management coordinator.

17 (2) Nine members from the community of persons with a
18 disability who represent persons with different types of
19 disabilities, including, but not limited to, individuals
20 with mobility and physical disabilities, hearing and
21 visual disabilities, deafness or who are hard of hearing,
22 blindness or who have low vision, mental health
23 disabilities, and intellectual or developmental
24 disabilities. Members appointed under this paragraph shall
25 reflect a diversity of age, gender, race, and ethnic
26 background.

1 (3) Four members who represent first responders from
2 different geographical regions around the State.

3 (e) Of those members appointed by the Governor, the
4 initial appointments of 6 members shall be for terms of 2 years
5 and the initial appointments of 5 members shall be for terms of
6 4 years. Thereafter, members shall be appointed for terms of 4
7 years. A member shall serve until his or her successor is
8 appointed and qualified. If a vacancy occurs in the Advisory
9 Committee membership, the vacancy shall be filled in the same
10 manner as the original appointment for the remainder of the
11 unexpired term.

12 (f) After all the members are appointed, and annually
13 thereafter, they shall elect a chairperson from among the
14 members appointed under paragraph (2) of subsection (d).

15 (g) ~~(Blank). The initial meeting of the Advisory Committee~~
16 ~~shall be convened by the Director of the Illinois Emergency~~
17 ~~Management Agency no later than February 1, 2022.~~

18 (h) Advisory Committee members shall serve without
19 compensation.

20 (i) ~~The Illinois Emergency Management Agency~~ shall provide
21 administrative support to the Advisory Committee.

22 (j) The Advisory Committee shall prepare and deliver a
23 report to the General Assembly, the Governor's Office, and the
24 ~~Illinois Emergency Management Agency~~ by July 1, ~~2022,~~ and
25 annually thereafter. The report shall include the following:

26 (1) Identification of core emergency management

1 services that need to be updated or changed to ensure the
2 needs of persons with a disability are met, and shall
3 include disaster strategies in State and local emergency
4 plans.

5 (2) Any proposed changes in State policies, laws,
6 rules, or regulations necessary to fulfill the purposes of
7 this Act.

8 (3) Recommendations on improving the accessibility and
9 effectiveness of disaster and emergency communication.

10 (4) Recommendations on comprehensive training for
11 first responders and other frontline workers when working
12 with persons with a disability during emergency situations
13 or disasters, as defined in Section 4 of the ~~Illinois~~
14 ~~Emergency Management Agency Act~~ Agency Act.

15 (5) Any additional recommendations regarding emergency
16 management and persons with a disability that the Advisory
17 Committee deems necessary.

18 (k) The annual report prepared and delivered under
19 subsection (j) shall be annually considered by the Illinois
20 Emergency Management Agency when developing new State and
21 local emergency plans or updating existing State and local
22 emergency plans.

23 (l) The Advisory Committee is dissolved and this Section
24 is repealed on January 1, 2032.

25 (Source: P.A. 102-361, eff. 8-13-21; 102-671, eff. 11-30-21;
26 103-154, eff. 6-30-23.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.