



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4395

Introduced 1/21/2022, 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 5/11-6-12 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.

LRB102 22772 AWJ 31920 b

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
7 to fire emergencies.

8 (b) Any nongovernmental entities that the county board
9 contracts with to furnish fire protection services that
10 display a logo of the county on the entity's vehicle or uniform
11 shall also conspicuously display on all vehicles and uniforms
12 the 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
3 guilty of a business offense and shall be fined \$1,000 per
4 occurrence. The circuit court in the county where a violation
5 occurs shall have jurisdiction to enforce the provisions of
6 this Section.

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

12 Section 10. The Township Code is amended by adding Section
13 200-20 as follows:

14 (60 ILCS 1/200-20 new)

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

17 (a) As used in this Section:

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

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

24 "Occurrence" means each vehicle or uniform in violation of

1 this Section that could be viewed by members of the public that
2 fails to display the required disclosure consistent with the
3 provisions of this Section.

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

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

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

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

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

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

1 If a vehicle or uniform displays more than one logo referring
2 to the township, then the required disclosure shall be placed
3 near the largest logo referring to the township.

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

9 Section 15. The Illinois Municipal Code is amended by
10 adding Section 11-6-12 as follows:

11 (65 ILCS 5/11-6-12 new)

12 Sec. 11-6-12. Identification of nongovernmental contracted
13 fire protection services.

14 (a) As used in this Section:

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

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

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

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

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

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

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

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

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

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

1 (c) A person or entity that violates this Section is
2 guilty of a business offense and shall be fined \$1,000 per
3 occurrence. The circuit court in the county where a violation
4 occurs shall have jurisdiction to enforce the provisions of
5 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 20. The Fire Protection District Act is amended by
12 adding Section 11a-5 as follows:

13 (70 ILCS 705/11a-5 new)

14 Sec. 11a-5. 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 district.

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 district.

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
8 to fire emergencies.

9 (b) Any nongovernmental entities that the board of
10 trustees contracts with to furnish fire protection services
11 pursuant to Section 11a that display a logo of a district on
12 the entity's vehicle or uniform shall also conspicuously
13 display on all vehicles and 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 district;

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

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

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.