



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB4973**

Introduced 1/21/2010, by Rep. Dan Reitz

#### SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1132 new  
65 ILCS 5/11-5.3-2 new

Amends the Counties Code and the Illinois Municipal Code. Provides that a county or a municipality may, by ordinance, impose a fee against persons making false alarms. Provides that a fee may not be imposed if (i) the emergency telephone system or a public safety agency is notified that the alarm is unfounded before a public safety agency responds to the alarm or (ii) the alarm system is being installed, repaired, maintained, or tested and the emergency telephone system and public safety agency are notified in advance of the activity in connection with the alarm system. Provides that a fee may not be imposed against a person if the call was initiated due to symptoms that could require emergency medical attention. Defines "alarm" and "false alarm".

LRB096 17693 RLJ 33057 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 adding Section  
5 5-1132 as follows:

6 (55 ILCS 5/5-1132 new)

7 Sec. 5-1132. False alarms. The county board of each county  
8 may, by ordinance, impose a fee against persons making false  
9 alarms. A fee may not be imposed, however, if the emergency  
10 telephone system or a public safety agency is notified that the  
11 alarm is unfounded before a public safety agency responds to  
12 the alarm or if the alarm system is being installed, repaired,  
13 maintained, or tested and the emergency telephone system and  
14 public safety agency are notified in advance of the activity in  
15 connection with the alarm system. In addition, a fee may not be  
16 imposed against a person if the call was initiated due to  
17 symptoms that could require emergency medical attention.

18 For the purposes of this Section, "alarm" means any  
19 mechanical or electric device or assembly of equipment,  
20 designed or arranged to signal the occurrence of an illegal  
21 entry, a fire, an emergency medical assistance need, or other  
22 activity requiring urgent attention and to which the police  
23 department, the fire department, or an emergency medical

1 service are expected to respond.

2 For the purposes of this Section, "false alarm" means an  
3 alarm signal to which a police department, a fire department,  
4 or emergency medical service of the county responds with  
5 emergency service personnel, equipment, or both when a  
6 situation requiring that response does not, in fact, exist, if  
7 the signal is caused by the inadvertence, negligence, or an  
8 intentional act or omission on the part of an alarm company or  
9 alarm user or a malfunction of the alarm.

10 Section 10. The Illinois Municipal Code is amended by  
11 adding Section 11-5.3-2 as follows:

12 (65 ILCS 5/11-5.3-2 new)

13 Sec. 11-5.3-2. False alarms. The corporate authorities of  
14 each municipality may, by ordinance, impose a fee against  
15 persons making false alarms. A fee may not be imposed, however,  
16 if the emergency telephone system or a public safety agency is  
17 notified that the alarm is unfounded before a public safety  
18 agency responds to the alarm or if the alarm system is being  
19 installed, repaired, maintained, or tested and the emergency  
20 telephone system and public safety agency are notified in  
21 advance of the activity in connection with the alarm system. In  
22 addition, a fee may not be imposed against a person if the call  
23 was initiated due to symptoms that could require emergency  
24 medical attention.

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6 department, the fire department, or an emergency medical  
7 service are expected to respond.

8       For the purposes of this Section, "false alarm" means an  
9 alarm signal to which a police department, a fire department,  
10 or emergency medical service of the municipality responds with  
11 emergency service personnel, equipment, or both when a  
12 situation requiring that response does not, in fact, exist, if  
13 the signal is caused by the inadvertence, negligence, or an  
14 intentional act or omission on the part of an alarm company or  
15 alarm user or a malfunction of the alarm.