



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1301

Introduced 02/09/11, by Rep. Donald L. Moffitt

SYNOPSIS AS INTRODUCED:

70 ILCS 705/8.5 new
70 ILCS 705/27 new

Amends the Fire Protection District Act. Provides that the board of trustees of any fire protection district incorporated under this Act may, by ordinance, regulate or prescribe the method of installing, monitoring, and maintaining fire alarm monitoring equipment used within the district. Authorizes a fire protection district to acquire, maintain, and mandate the use within all or a portion of the district of equipment and facilities to establish and operate a wireless radio network or other network. Provides that the State action exemption to application of the federal antitrust laws be fully available to each district to the extent its respective activities are either (i) expressly or by necessary implication authorized by the Act or any other State law or (ii) within traditional areas of local governmental activity. Provides that these provisions are declaratory of existing law.

LRB097 05228 RLJ 45278 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 Fire Protection District Act is amended by
5 adding Sections 8.5 and 27 as follows:

6 (70 ILCS 705/8.5 new)

7 Sec. 8.5. Fire alarm monitoring equipment. The board of
8 trustees of any fire protection district incorporated under
9 this Act may, by ordinance, regulate or prescribe the method of
10 installing, monitoring, and maintaining fire alarm monitoring
11 equipment used within the district. A district may require that
12 certain properties located within the boundaries of the
13 district maintain an automatic fire alarm system that is
14 directly monitored by a remote station, by a fire board
15 maintained or otherwise provided by or for the district, or by
16 another entity approved by the district. A district may also
17 acquire, maintain, and mandate the use within all or a portion
18 of the district of equipment and facilities to establish and
19 operate a wireless radio network or other network connected to
20 a remote station or fire board maintained or otherwise provided
21 by or for the district, and establish reasonable fees in
22 relation thereto.

23 This Section shall be construed as declaratory of existing

1 law and not as a new enactment.

2 (70 ILCS 705/27 new)

3 Sec. 27. Anti-trust laws; State action exemption. Fire
4 protection districts incorporated under this Act are expressly
5 made the beneficiary of the provisions of Section 1 of the
6 Local Government Antitrust Exemption Act, and the General
7 Assembly intends that the State action exemption to the
8 application of the federal anti-trust laws be fully available
9 to each district to the extent its respective activities are
10 either (i) expressly or by necessary implication authorized by
11 this Act or any other State law or (ii) within traditional
12 areas of local governmental activity.

13 This Section shall be construed as declaratory of existing
14 law and not as a new enactment.