

1 AN ACT concerning emergency services.

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

4 Section 5. The Emergency Telephone System Act is amended
5 by changing Section 15.4 and adding Section 15.7 as follows:

6 (50 ILCS 750/15.4) (from Ch. 134, par. 45.4)

7 Sec. 15.4. Emergency Telephone System Board; powers.

8 (a) The corporate authorities of any county or
9 municipality that imposes a surcharge under Section 15.3
10 shall establish an Emergency Telephone System Board. The
11 corporate authorities shall provide for the manner of
12 appointment and the number of members of the Board, provided
13 that the board shall consist of not fewer than 5 members, one
14 of whom may be a public member who is a resident of the local
15 exchange service territory included in the 9-1-1 coverage
16 area, one of whom (in counties with a population less than
17 100,000) may be a member of the county board, and at least 3
18 of whom shall be representative of the 9-1-1 public safety
19 agencies, including but not limited to police departments,
20 fire departments, emergency medical services providers, and
21 emergency services and disaster agencies, and appointed on
22 the basis of their ability or experience. Elected officials
23 are also eligible to serve on the board. Members of the
24 board shall serve without compensation but shall be
25 reimbursed for their actual and necessary expenses. Any 2 or
26 more municipalities, counties, or combination thereof, that
27 impose a surcharge under Section 15.3 may, instead of
28 establishing individual boards, establish by
29 intergovernmental agreement a Joint Emergency Telephone
30 System Board pursuant to this Section. The manner of
31 appointment of such a joint board shall be prescribed in the

1 agreement.

2 (b) The powers and duties of the board shall be defined
3 by ordinance of the municipality or county, or by
4 intergovernmental agreement in the case of a joint board.
5 The powers and duties shall include, but need not be limited
6 to the following:

7 (1) Planning a 9-1-1 system.

8 (2) Coordinating and supervising the
9 implementation, upgrading, or maintenance of the system,
10 including the establishment of equipment specifications
11 and coding systems.

12 (3) Receiving monies from the surcharge imposed
13 under Section 15.3, and from any other source, for
14 deposit into the Emergency Telephone System Fund.

15 (4) Authorizing all disbursements from the fund.

16 (5) Hiring any staff necessary for the
17 implementation or upgrade of the system.

18 (c) All monies received by a board pursuant to a
19 surcharge imposed under Section 15.3 shall be deposited into
20 a separate interest-bearing Emergency Telephone System Fund
21 account. The treasurer of the municipality or county that has
22 established the board or, in the case of a joint board, any
23 municipal or county treasurer designated in the
24 intergovernmental agreement, shall be custodian of the fund.
25 All interest accruing on the fund shall remain in the fund.
26 No expenditures may be made from such fund except upon the
27 direction of the board by resolution passed by a majority of
28 all members of the board. Expenditures may be made only to
29 pay for the costs associated with the following:

30 (1) The design of the Emergency Telephone System.

31 (2) The coding of an initial Master Street Address
32 Guide data base, and update and maintenance thereof.

33 (3) The repayment of any monies advanced for the
34 implementation of the system.

1 (4) The charges for Automatic Number Identification
2 and Automatic Location Identification equipment, a
3 computer aided dispatch system that records, maintains,
4 and integrates information, mobile data transmitters
5 equipped with automatic vehicle locators, and
6 maintenance, replacement and update thereof to increase
7 operational efficiency and improve the provision of
8 emergency services.

9 (5) The non-recurring charges related to
10 installation of the Emergency Telephone System and the
11 ongoing network charges.

12 (6) The acquisition and installation, or the
13 reimbursement of costs therefor to other governmental
14 bodies that have incurred those costs, of road or street
15 signs that are essential to the implementation of the
16 emergency telephone system and that are not duplicative
17 of signs that are the responsibility of the jurisdiction
18 charged with maintaining road and street signs.

19 (7) Other products and services necessary for the
20 implementation, upgrade, and maintenance of the system
21 and any other purpose related to the operation of the
22 system, including costs attributable directly to the
23 construction, leasing, or maintenance of any buildings or
24 facilities or costs of personnel attributable directly to
25 the operation of the system. Costs attributable directly
26 to the operation of an emergency telephone system do not
27 include the costs of public safety agency personnel who
28 are and equipment that is dispatched in response to an
29 emergency call.

30 (8) Compensation of any public safety agency that
31 provides personnel to answer calls for emergency
32 assistance or to maintain or operate an emergency
33 telephone system during an outage of the system.

34 (d) The board shall complete the data base before

1 implementation of the 9-1-1 system. The error ratio of the
2 data base shall not at any time exceed 1% of the total data
3 base.

4 (Source: P.A. 89-568, eff. 1-1-97; 90-698, eff. 8-7-98.)

5 (50 ILCS 750/15.7 new)

6 Sec. 15.7. System outages; compensation. The emergency
7 telephone system board must compensate any public safety
8 agency that provides personnel to answer calls or to maintain
9 or operate an emergency telephone system during an outage of
10 that system.

11 Section 10. The Fire Protection District Act is amended
12 by changing Section 6 and by adding Section 8.5 as follows:

13 (70 ILCS 705/6) (from Ch. 127 1/2, par. 26)

14 Sec. 6. The trustees shall constitute a board of
15 trustees for the district for which they are appointed, which
16 board of trustees is declared to be the corporate authority
17 of the fire protection district, and shall exercise all of
18 the powers and control all the affairs and property of such
19 district. The board of trustees at their initial meeting and
20 at their first meeting following the commencement of the term
21 of any trustee shall elect one of their number as president
22 and one of their number as secretary and shall elect a
23 treasurer for the district, who may be one of the trustees or
24 may be any other citizen of the district and who shall hold
25 office during the pleasure of the board and who shall give
26 such bond as may be required by the board. Except as
27 otherwise provided in Sections 16.01 through 16.18, the board
28 may appoint a fire chief and such firemen as may be necessary
29 for the district who shall hold office during the pleasure of
30 the board and who shall give such bond as the board may
31 require. The board may prescribe the duties and fix the

1 compensation of all the officers and employees of the fire
2 protection district. A member of the board of trustees of a
3 fire protection district may be compensated as follows: in a
4 district having fewer than 4 full time paid firemen, a sum
5 not to exceed \$1,000 per annum; in a district having more
6 than 3 but less than 10 full time paid firemen, a sum not to
7 exceed \$1,500 per annum; in a district having either 10 or
8 more full time paid firemen, a sum not to exceed \$2,000 per
9 annum. In addition, fire districts that operate an ambulance
10 service pursuant to authorization by referendum, as provided
11 in Section 22, may pay trustees an additional annual
12 compensation not to exceed 50% of the amount otherwise
13 authorized herein. The additional compensation shall be an
14 administrative expense of the ambulance service and shall be
15 paid from revenues raised by the ambulance tax levy. The
16 trustees also have the express power to execute a note or
17 notes and to execute a mortgage or trust deed to secure the
18 payment of such note or notes; such trust deed or mortgage
19 shall cover real estate, or some part thereof, or personal
20 property owned by the district and the lien of the mortgage
21 shall apply to the real estate or personal property so
22 mortgaged by the district, and the proceeds of the note or
23 notes may be used in the acquisition of personal property or
24 of real estate or in the erection of improvements on such
25 real estate. The trustees have express power to purchase
26 either real estate or personal property to be used for the
27 purposes of the fire protection district through contracts
28 which provide for the consideration for such purchase to be
29 paid through installments to be made at stated intervals
30 during a certain period of time, but, in no case, shall such
31 contracts provide for the consideration to be paid during a
32 period of time in excess of 25 years. The trustees have
33 express power to provide for the benefit of its employees,
34 volunteer firemen and paid firemen, group life, health,

1 accident, hospital and medical insurance, or any combination
2 thereof; and to pay for all or any portion of the premiums on
3 such insurance. Such insurance may include provisions for
4 employees who rely on treatment by spiritual means alone
5 through prayer for healing in accord with the tenets and
6 practice of a well recognized religious denomination. The
7 board of trustees has express power to change the corporate
8 name of the fire protection district by ordinance provided
9 that notification of any change is given to the circuit clerk
10 and the Office of the State Fire Marshal. The board of
11 trustees has full power to pass all necessary ordinances, and
12 rules and regulations for the proper management and conduct
13 of the business of the board of trustees of the fire
14 protection district for carrying into effect the objects for
15 which the district was formed.

16 The board of trustees may provide, in addition to any
17 other benefits authorized by law, a recruitment and retention
18 incentive benefit to members of a fire department. The cost
19 of funding the recruitment and retention incentive benefit
20 may not exceed 2% of the annual budget and appropriation of
21 the fire protection district providing the benefit.

22 (Source: P.A. 85-1434; 86-1194.)

23 (70 ILCS 705/8.5 new)

24 Sec. 8.5. Ordinance violations; penalties.

25 (a) The board of trustees of any fire protection
26 district incorporated under this Act has the authority, in
27 connection with the passage of any ordinance adopted for fire
28 prevention or control or the regulation of open burning, to
29 make any violation of the ordinance subject to a civil fine
30 not to exceed \$750.

31 (b) A fire protection district may bring proceedings to
32 collect civil fines for a violation of an ordinance in the
33 circuit court of the country in which the district is

1 located.

2 (c) In addition to any other remedy under this Section,
3 a fire protection district may seek injunctive relief in the
4 circuit court of the county in which the district is located
5 for the purpose of enforcing compliance with or prohibiting
6 the violation of any ordinance.