



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3379

by Rep. Sara Feigenholtz

SYNOPSIS AS INTRODUCED:

55 ILCS 5/Div. 5-5 heading
55 ILCS 5/5-5002 new
60 ILCS 1/200-20 new
65 ILCS 5/11-6-9 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.

LRB100 06094 AWJ 16126 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

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) For purposes of 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 to
7 fire emergencies.

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

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

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

13 (60 ILCS 1/200-20 new)

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

16 (a) For purposes of 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 township.

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 township.

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 to
8 fire emergencies.

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

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

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

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

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

14 (65 ILCS 5/11-6-9 new)

15 Sec. 11-6-9. Identification of nongovernmental contracted
16 fire protection services.

17 (a) For purposes of 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 municipality.

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 municipality.

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 to
9 fire emergencies.

10 (b) Any nongovernmental entities that the corporate
11 authorities of any municipality contracts with to furnish fire
12 protection services that display a logo of a municipality on
13 the entity's vehicle or uniform shall also conspicuously
14 display on all 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 municipality;

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 municipality, then the required disclosure shall be
3 placed near the largest logo referring to the municipality.

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

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

13 Section 20. The Fire Protection District Act is amended by
14 adding Section 11a-5 as follows:

15 (70 ILCS 705/11a-5 new)

16 Sec. 11a-5. Identification of nongovernmental contracted
17 fire protection services.

18 (a) For purposes of this Section:

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

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

1 "Occurrence" means each vehicle or uniform in violation of
2 this Section that could be viewed by members of the public that
3 fails to display the required disclosure consistent with the
4 provisions of this Section.

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

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

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

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

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

25 (4) The entity's principal place of business as
26 disclosed in the entity's records with the Secretary of

1 State or other similar agency outside of Illinois.
2 If a vehicle or uniform displays more than one logo referring
3 to the district, then the required disclosure shall be placed
4 near the largest logo referring to the district.

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

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

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.