



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB4088

by Rep. Sheri Jesiel

#### SYNOPSIS AS INTRODUCED:

50 ILCS 750/15.4a

Amends the Emergency Telephone System Act. Provides that a 9-1-1 Authority shall not be subject to consolidation which requires a 9-1-1 Authority in a county with a population of at least 250,000 that has more than one Emergency Telephone System Board, Joint Emergency Telephone System Board, or qualified governmental entity, serving a population of less than 25,000 to consolidate such that no 9-1-1 Authority serves a population of less than 25,000, if the 9-1-1 Authority: (1) serves a municipality that employs less than 20 full-time emergency responders; (2) serves a municipality which borders Lake Michigan and has police patrol responsibilities for a major marina on Lake Michigan; (3) provides dispatch resources for public safety helicopter response; (4) has response requirements through its Emergency Management Agency in the event of a nuclear emergency at a nuclear power plant within 5 miles of the Authority; and (5) has public safety telecommunicators also serve as sworn part-time police officers. Effective immediately.

LRB100 13903 SLF 28635 b

1 AN ACT concerning State government.

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 by  
5 changing Section 15.4a as follows:

6 (50 ILCS 750/15.4a)

7 (Section scheduled to be repealed on December 31, 2020)

8 Sec. 15.4a. Consolidation.

9 (a) By July 1, 2017, and except as otherwise provided in  
10 this Section, Emergency Telephone System Boards, Joint  
11 Emergency Telephone System Boards, qualified governmental  
12 entities, and PSAPs shall be consolidated as follows, subject  
13 to subsections (b) and (c) of this Section:

14 (1) In any county with a population of at least 250,000  
15 that has a single Emergency Telephone System Board, or  
16 qualified governmental entity and more than 2 PSAPs, shall  
17 reduce the number of PSAPs by at least 50% or to 2 PSAPs,  
18 whichever is greater. Nothing in this paragraph shall  
19 preclude consolidation resulting in one PSAP in the county.

20 (2) In any county with a population of at least 250,000  
21 that has more than one Emergency Telephone System Board,  
22 Joint Emergency Telephone System Board, or qualified  
23 governmental entity, any 9-1-1 Authority serving a

1 population of less than 25,000 shall be consolidated such  
2 that no 9-1-1 Authority in the county serves a population  
3 of less than 25,000.

4 (3) In any county with a population of at least 250,000  
5 but less than 1,000,000 that has more than one Emergency  
6 Telephone System Board, Joint Emergency Telephone System  
7 Board, or qualified governmental entity, each 9-1-1  
8 Authority shall reduce the number of PSAPs by at least 50%  
9 or to 2 PSAPs, whichever is greater. Nothing in this  
10 paragraph shall preclude consolidation of a 9-1-1  
11 Authority into a Joint Emergency Telephone System Board,  
12 and nothing in this paragraph shall preclude consolidation  
13 resulting in one PSAP in the county.

14 (4) In any county with a population of less than  
15 250,000 that has a single Emergency Telephone System Board  
16 or qualified governmental entity and more than 2 PSAPs, the  
17 9-1-1 Authority shall reduce the number of PSAPs by at  
18 least 50% or to 2 PSAPs, whichever is greater. Nothing in  
19 this paragraph shall preclude consolidation resulting in  
20 one PSAP in the county.

21 (5) In any county with a population of less than  
22 250,000 that has more than one Emergency Telephone System  
23 Board, Joint Emergency Telephone System Board, or  
24 qualified governmental entity and more than 2 PSAPs, the  
25 9-1-1 Authorities shall be consolidated into a single joint  
26 board, and the number of PSAPs shall be reduced by at least

1 50% or to 2 PSAPs, whichever is greater. Nothing in this  
2 paragraph shall preclude consolidation resulting in one  
3 PSAP in the county.

4 (6) Any 9-1-1 Authority that does not have a PSAP  
5 within its jurisdiction shall be consolidated through an  
6 intergovernmental agreement with an existing 9-1-1  
7 Authority that has a PSAP to create a Joint Emergency  
8 Telephone Board.

9 (7) The corporate authorities of each county that has  
10 no 9-1-1 service as of January 1, 2016 shall provide  
11 enhanced 9-1-1 wireline and wireless enhanced 9-1-1  
12 service for that county by either (i) entering into an  
13 intergovernmental agreement with an existing Emergency  
14 Telephone System Board to create a new Joint Emergency  
15 Telephone System Board, or (ii) entering into an  
16 intergovernmental agreement with the corporate authorities  
17 that have created an existing Joint Emergency Telephone  
18 System Board.

19 (a-5) A 9-1-1 Authority shall not be subject to the  
20 consolidation requirements of paragraph (2) of subsection (a)  
21 of this Section if the 9-1-1 Authority: (1) serves a  
22 municipality that employs less than 20 full-time emergency  
23 responders; (2) serves a municipality which borders Lake  
24 Michigan and has police patrol responsibilities for a major  
25 marina on Lake Michigan; (3) provides dispatch resources for  
26 public safety helicopter response; (4) has response

1 requirements through its Emergency Management Agency in the  
2 event of a nuclear emergency at a nuclear power plant within 5  
3 miles of the Authority; and (5) has public safety  
4 telecommunicators also serve as sworn part-time police  
5 officers.

6 (b) By July 1, 2016, each county required to consolidate  
7 pursuant to paragraph (7) of subsection (a) of this Section and  
8 each 9-1-1 Authority required to consolidate pursuant to  
9 paragraphs (1) through (6) of subsection (a) of this Section  
10 shall file a plan for consolidation or a request for a waiver  
11 pursuant to subsection (c) of this Section with the Office of  
12 the Statewide 9-1-1 Administrator.

13 (1) No county or 9-1-1 Authority may avoid the  
14 requirements of this Section by converting primary PSAPs to  
15 secondary or virtual answering points. Any county or 9-1-1  
16 Authority not in compliance with this Section shall be  
17 ineligible to receive consolidation grant funds issued  
18 under Section 15.4b of this Act or monthly disbursements  
19 otherwise due under Section 30 of this Act, until the  
20 county or 9-1-1 Authority is in compliance.

21 (2) Within 60 calendar days of receiving a  
22 consolidation plan, the Statewide 9-1-1 Advisory Board  
23 shall hold at least one public hearing on the plan and  
24 provide a recommendation to the Administrator. Notice of  
25 the hearing shall be provided to the respective entity to  
26 which the plan applies.

1           (3) Within 90 calendar days of receiving a  
2 consolidation plan, the Administrator shall approve the  
3 plan, approve the plan as modified, or grant a waiver  
4 pursuant to subsection (c) of this Section. In making his  
5 or her decision, the Administrator shall consider any  
6 recommendation from the Statewide 9-1-1 Advisory Board  
7 regarding the plan. If the Administrator does not follow  
8 the recommendation of the Board, the Administrator shall  
9 provide a written explanation for the deviation in his or  
10 her decision.

11           (4) The deadlines provided in this subsection may be  
12 extended upon agreement between the Administrator and  
13 entity which submitted the plan.

14           (c) A waiver from a consolidation required under subsection  
15 (a) of this Section may be granted if the Administrator finds  
16 that the consolidation will result in a substantial threat to  
17 public safety, is economically unreasonable, or is technically  
18 infeasible.

19           (d) Any decision of the Administrator under this Section  
20 shall be deemed a final administrative decision and shall be  
21 subject to judicial review under the Administrative Review Law.  
22 (Source: P.A. 99-6, eff. 1-1-16; 100-20, eff. 7-1-17.)

23           Section 99. Effective date. This Act takes effect upon  
24 becoming law.