



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB1021

by Rep. Patrick J. Verschoore

SYNOPSIS AS INTRODUCED:

430 ILCS 75/12.2 new

Amends the Boiler and Pressure Vessel Safety Act. Authorizes the State Fire Marshal to petition for injunctive relief to enjoin any person, firm, association, corporation, or other entity in violation of the Act to cease the prohibited activity. Authorizes a court to issue a temporary restraining order against the person or entity in violation of the Act. Further provides that if any person or entity remains in violation after injunctive relief or a temporary restraining order has been granted, then the court may enter a judgment permanently enjoining that person or entity from engaging in further prohibited activities.

LRB098 04184 JDS 34207 b

1 AN ACT concerning safety.

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

4 Section 5. The Boiler and Pressure Vessel Safety Act is
5 amended by adding Section 12.2 as follows:

6 (430 ILCS 75/12.2 new)

7 Sec. 12.2. State Fire Marshal; injunctive relief. The
8 Office of the State Fire Marshal, through the Attorney General,
9 the State's Attorney of any county, any interested resident of
10 the State, or any interested legal entity within the State, may
11 petition a court with appropriate jurisdiction for an order
12 seeking injunctive relief to enjoin any person, firm,
13 association, corporation, or other entity in violation of the
14 rules or regulations promulgated under this Act to cease the
15 prohibited activity. The court may issue a temporary
16 restraining order against any person or entity in violation of
17 this Act without notice or bond. If any person or entity
18 remains in violation of this Act after injunctive relief or a
19 temporary restraining order has been granted, then the court
20 may enter a judgment permanently enjoining that person or
21 entity from engaging in further prohibited activities. In the
22 case of a violation of any injunctive order or judgment entered
23 under this Section, the court may charge the offender with

1 contempt of court. The injunctive proceedings authorized under
2 this Section shall be in addition to all other penalties and
3 remedies described in this Act.