



Sen. Neil Anderson

**Filed: 4/5/2018**

10000SB3304sam001

LRB100 20771 SLF 38039 a

1 AMENDMENT TO SENATE BILL 3304

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3304 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Fire Protection Training Act is  
5 amended by changing Sections 2, 7, 9, 10, 11, 12, and 13 as  
6 follows:

7 (50 ILCS 740/2) (from Ch. 85, par. 532)

8 Sec. 2. Definitions. As used in this Act, unless the  
9 context requires otherwise:

10 a. Office means the Office of the State Fire Marshal.

11 b. "Local governmental agency" means any local  
12 governmental unit or municipal corporation in this State. It  
13 does not include the State of Illinois or any office, officer,  
14 department, division, bureau, board, commission, or agency of  
15 the State except: (i) a State controlled university, college,  
16 or public community college, or (ii) the Office of the State

1 Fire Marshal.

2 c. "School" means any school located within the State of  
3 Illinois whether privately or publicly owned which offers a  
4 course in fire protection training or related subjects and  
5 which has been approved by the Office.

6 d. "Trainee" means a recruit fire fighter required to  
7 complete initial minimum basic training requirements at an  
8 approved school to be eligible for permanent employment as a  
9 fire fighter.

10 e. "Fire protection personnel" and "fire fighter" means any  
11 person engaged in fire administration, fire prevention, fire  
12 suppression, fire education and arson investigation, including  
13 any permanently employed, trainee or volunteer fire fighter,  
14 whether or not such person, trainee or volunteer is compensated  
15 for all or any fraction of his time.

16 f. "Basic training" and "basic level" shall mean the entry  
17 level fire fighter ~~Basic Operations Firefighter~~ program  
18 established by ~~as promulgated by the rules and regulations of~~  
19 the Office.

20 g. "Advanced training" means the advanced level fire  
21 fighter programs established by the Office.

22

23 (Source: P.A. 96-974, eff. 7-2-10; 97-782, eff. 1-1-13.)

24 (50 ILCS 740/7) (from Ch. 85, par. 537)

25 Sec. 7. Selection and approval ~~certification~~ of schools.

1 The Office shall select and approve ~~certify~~ the fire training  
2 program at the University of Illinois and other schools within  
3 the State of Illinois for the purpose of providing basic  
4 training for trainees, and advanced or in-service ~~inservice~~  
5 training for ~~permanent~~ fire protection personnel which schools  
6 may be either publicly or privately owned and operated.

7 (Source: P.A. 80-147.)

8 (50 ILCS 740/9) (from Ch. 85, par. 539)

9 Sec. 9. Training participation; funding. All local  
10 governmental agencies and individuals may elect to participate  
11 in the training programs under this Act, subject to the rules  
12 and regulations of the Office. The participation may be for  
13 certification only, or for certification and reimbursement for  
14 training expenses as further provided in this Act. To be  
15 eligible to receive reimbursement for training of individuals,  
16 a local governmental agency shall require by ordinance that a  
17 trainee complete a basic level course approved by the Office,  
18 and pass the State test for certification at the basic level  
19 within the probationary period as established by the local  
20 governmental agency. A certified copy of the ordinance must be  
21 on file with the Office.

22 Individuals who have retired from active fire service  
23 duties and are officially affiliated with fire service  
24 training, mutual aid, incident command, fire ground  
25 operations, or staff support for public fire service

1 organizations shall not be prohibited from receiving training  
2 certification from the Office on the ground that they are not  
3 employed or otherwise engaged by an organized Illinois fire  
4 department if they otherwise meet the minimum certification  
5 standards set by the Office.

6 Employees of the Office shall not be prohibited from  
7 receiving training certifications from the Office on the  
8 grounds that they are not employed or otherwise engaged by an  
9 organized Illinois fire department if they otherwise meet the  
10 minimum certification standards set by the Office and the  
11 certifications are directly related to their job-related  
12 duties, as determined by the Office.

13 The Office may by rule provide for reimbursement funding  
14 for trainees who are volunteers or paid on call fire protection  
15 personnel beyond their probationary period, but not to exceed 3  
16 years from the date of initial employment. The Office may  
17 reimburse for basic or advanced training of individuals who  
18 were permanently employed fire protection personnel prior to  
19 the date of the ordinance. Individuals may receive  
20 reimbursement if employed by a unit of local government that  
21 participates for reimbursement funding and the individual is  
22 otherwise eligible.

23 Failure of any trainee to complete the basic training and  
24 certification within the required period will render that  
25 individual and local governmental agency ineligible for  
26 reimbursement funding for basic training for that individual in

1 the calendar ~~fiiscal~~ year in which his probationary period ends.  
2 The individual may later become certified without  
3 reimbursement.

4 Any participating local governmental agency may elect to  
5 withdraw from the training program by repealing the original  
6 ordinance, and a certified copy of the ordinance must be filed  
7 with the Office.

8 (Source: P.A. 96-215, eff. 8-10-09; 97-782, eff. 1-1-13.)

9 (50 ILCS 740/10) (from Ch. 85, par. 540)

10 Sec. 10. Training expenses; reimbursement. The Office, ~~not~~  
11 ~~later than May 30th of each year, from funds appropriated for~~  
12 ~~this purpose,~~ shall reimburse the local governmental agencies  
13 or individuals participating in the training program in an  
14 amount equaling one-half of the total sum paid by them during  
15 the period established by the Office for tuition at training  
16 schools, salary of trainees while in school, necessary travel  
17 expenses, and room and board for each trainee from funds  
18 appropriated for this purpose. Funds appropriated under this  
19 Section shall be used for reimbursement for costs incurred from  
20 January 1 through December 31 of the prior calendar year. In  
21 addition to reimbursement provided herein by the Office to the  
22 local governmental agencies for participation by trainees, the  
23 Office in each year shall reimburse the local governmental  
24 agencies participating in the training program for ~~permanent~~  
25 fire protection personnel in the same manner as trainees for

1 each training program. No more than 50% of the reimbursements  
2 distributed to local governmental agencies in any fiscal year  
3 shall be distributed to local governmental agencies of more  
4 than 500,000 persons. If at the time of the annual  
5 reimbursement to local governmental agencies participating in  
6 the training program there is an insufficient appropriation to  
7 make reimbursement in full, the appropriation shall be  
8 apportioned among the participating local governmental  
9 agencies. No local governmental agency which shall alter or  
10 change in any manner any of the training programs as  
11 promulgated under this Act or fail to comply with rules and  
12 regulations promulgated under this Act shall be entitled to  
13 receive any matching funds under this Act. Submitting false  
14 information to the Office is a Class B misdemeanor.

15 (Source: P.A. 97-782, eff. 1-1-13.)

16 (50 ILCS 740/11) (from Ch. 85, par. 541)

17 Sec. 11. Rules and regulations.

18 The Office may make, amend, and rescind those rules and  
19 regulations as may be necessary to carry out the provisions of  
20 this Act. The Office may make rules and regulations  
21 establishing the fees to be paid for the administration of  
22 examinations, approval ~~certification~~ of schools, ~~and~~  
23 certification of fire fighters, and other training programs  
24 provided by the Office.

25 (Source: P.A. 89-180, eff. 7-19-95; 90-20, eff. 6-20-97.)

1 (50 ILCS 740/12) (from Ch. 85, par. 542)

2 Sec. 12. Advanced training programs. The Office, in its  
3 discretion, may adopt rules and minimum standards for advanced  
4 training programs for ~~permanent~~ fire protection personnel in  
5 addition to the basic training programs. The training for  
6 ~~permanent~~ fire protection personnel may be given in any schools  
7 approved ~~selected~~ by the Office. Such training, if offered, may  
8 be discontinued by the school upon either a temporary or  
9 permanent basis. Local governmental agencies which have  
10 elected to participate in the basic ~~recruit~~ training program  
11 may elect to participate in the advanced~~r~~ training for  
12 ~~permanent~~ fire protection personnel, but non-participation in  
13 the advanced program shall not in any way affect the right of  
14 governmental agencies to participate in the basic training  
15 ~~trainee~~ program. The failure of any permanent fire protection  
16 employee to successfully complete any course herein authorized  
17 shall not affect his or her status as a member of the fire  
18 department of any local governmental agency.

19 (Source: P.A. 80-147.)

20 (50 ILCS 740/13) (from Ch. 85, par. 543)

21 Sec. 13. Additional powers and Duties. In addition to the  
22 other powers and duties given to the Office by this Act, the  
23 Office:

24 (1) may employ a Manager ~~Director~~ of Personnel Standards

1 and Education and other necessary clerical and technical  
2 personnel;

3 (2) may make such reports and recommendations to the  
4 Governor and the General Assembly in regard to fire protection  
5 personnel, standards, education, and related topics as it deems  
6 proper;

7 (3) shall report to the Governor and the General Assembly  
8 no later than March 1 of each year the affairs and activities  
9 of the Office for the preceding year.

10 The requirement for reporting to the General Assembly shall  
11 be satisfied by filing copies of the report with the Speaker,  
12 the Minority Leader and the Clerk of the House of  
13 Representatives and the President, the Minority Leader and the  
14 Secretary of the Senate and the Legislative Research Unit, as  
15 required by Section 3.1 of "An Act to revise the law in  
16 relation to the General Assembly", approved February 25, 1874,  
17 as amended, and filing such additional copies with the State  
18 Government Report Distribution Center for the General Assembly  
19 as is required under paragraph (t) of Section 7 of the State  
20 Library Act.

21 (Source: P.A. 84-1438.)".