



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB2158

by Rep. Thaddeus Jones

SYNOPSIS AS INTRODUCED:

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

LRB101 06715 AWJ 51742 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) As used in 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 the display of logos
7 in a manner inconsistent with this Section. This Section is a
8 limitation under subsection (i) of Section 6 of Article VII of
9 the Illinois Constitution on the concurrent exercise by home
10 rule 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) As used in 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 Section 15. The Illinois Municipal Code is amended by
8 adding Section 11-6-11 as follows:

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

10 Sec. 11-6-11. Identification of nongovernmental contracted
11 fire protection services.

12 (a) As used in this Section:

13 "Conspicuously display" means to display a disclosure that
14 is at least the same size as and located close to the largest
15 logo referring to the municipality.

16 "Logo" means a symbol, graphic, seal, emblem, insignia,
17 trade name, brand name, picture, or text identifying a person,
18 firm, corporation, association, or municipality.

19 "Occurrence" means each vehicle or uniform in violation of
20 this Section that could be viewed by members of the public that
21 fails to display the required disclosure consistent with the
22 provisions of this Section.

23 "Vehicle" means any publicly or privately owned means of
24 transportation that is specifically designed, constructed, or

1 modified and equipped for the primary purpose of responding to
2 fire emergencies, and is intended to be used for and is
3 maintained or operated for the primary purpose of responding to
4 fire emergencies.

5 (b) Any nongovernmental entities that the corporate
6 authorities of any municipality contracts with to furnish fire
7 protection services that display a logo of a municipality on
8 the entity's vehicle or uniform shall also conspicuously
9 display on all vehicles and uniforms the following disclosure:

10 (1) a statement indicating that the entity is the
11 service provider, contractor, or other appropriate
12 descriptor, with substantially similar language of
13 "SERVICE PROVIDED BY:" or "CONTRACTED BY:";

14 (2) the name of the contracting person, firm,
15 corporation, or association that is providing the labor or
16 services for the municipality;

17 (3) the state or federal tax designation of the
18 contracting person, firm, corporation, or association; and

19 (4) the entity's principal place of business as
20 disclosed in the entity's records with the Secretary of
21 State or other similar agency outside of Illinois.

22 If a vehicle or uniform displays more than one logo referring
23 to the municipality, then the required disclosure shall be
24 placed near the largest logo referring to the municipality.

25 (c) A person or entity that violates this Section is guilty
26 of a business offense and shall be fined \$1,000 per occurrence.

1 The circuit court in the county where a violation occurs shall
2 have jurisdiction to enforce the provisions of this Section.

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

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

10 (70 ILCS 705/11a-5 new)

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

13 (a) As used in 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 district.

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 district.

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
23 provisions of this Section.

24 "Vehicle" means any publicly or privately owned means of

1 transportation that is specifically designed, constructed, or
2 modified and equipped for the primary purpose of responding to
3 fire emergencies, and is intended to be used for and is
4 maintained or operated for the primary purpose of responding to
5 fire emergencies.

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

11 (1) a statement indicating that the entity is the
12 service provider, contractor, or other appropriate
13 descriptor, with substantially similar language of
14 "SERVICE PROVIDED BY:" or "CONTRACTED BY:";

15 (2) the name of the contracting person, firm,
16 corporation, or association that is providing the labor or
17 services for the district;

18 (3) the state or federal tax designation of the
19 contracting person, firm, corporation, or association; and

20 (4) the entity's principal place of business as
21 disclosed in the entity's records with the Secretary of
22 State or other similar agency outside of Illinois.

23 If a vehicle or uniform displays more than one logo referring
24 to the district, then the required disclosure shall be placed
25 near the largest logo referring to the district.

26 (c) A person or entity that violates this Section is guilty

1 of a business offense and shall be fined \$1,000 per occurrence.
2 The circuit court in the county where a violation occurs shall
3 have jurisdiction to enforce the provisions of this Section.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.