

SB1285



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1285

Introduced 2/7/2019, by Sen. Jil Tracy

SYNOPSIS AS INTRODUCED:

50 ILCS 750/15.4

from Ch. 134, par. 45.4

Amends the Emergency Telephone System Act. Provides that if a Joint Emergency Telephone System Board includes a county which was a part of a 9-1-1 Governing Board established in 1988, no more than 3 members of the county board shall be appointed to serve on the joint board with the remaining members being either elected officials or representatives from the 9-1-1 public safety agencies within the coverage area of the joint board.

LRB101 09387 SLF 54485 b

A BILL FOR

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 Emergency Telephone System Act is amended by
5 changing Section 15.4 as follows:

6 (50 ILCS 750/15.4) (from Ch. 134, par. 45.4)

7 (Section scheduled to be repealed on December 31, 2020)

8 Sec. 15.4. Emergency Telephone System Board; powers.

9 (a) Except as provided in subsection (e) of this Section,
10 the corporate authorities of any county or municipality may
11 establish an Emergency Telephone System Board.

12 The corporate authorities shall provide for the manner of
13 appointment and the number of members of the Board, provided
14 that the board shall consist of not fewer than 5 members, one
15 of whom must be a public member who is a resident of the local
16 exchange service territory included in the 9-1-1 coverage area,
17 one of whom (in counties with a population less than 100,000)
18 may be a member of the county board, and at least 3 of whom
19 shall be representative of the 9-1-1 public safety agencies,
20 including but not limited to police departments, fire
21 departments, emergency medical services providers, and
22 emergency services and disaster agencies, and appointed on the
23 basis of their ability or experience. In counties with a

1 population of more than 100,000 but less than 2,000,000, a
2 member of the county board may serve on the Emergency Telephone
3 System Board. Elected officials, including members of a county
4 board, are also eligible to serve on the board. Members of the
5 board shall serve without compensation but shall be reimbursed
6 for their actual and necessary expenses. Any 2 or more
7 municipalities, counties, or combination thereof, may, instead
8 of establishing individual boards, establish by
9 intergovernmental agreement a Joint Emergency Telephone System
10 Board pursuant to this Section. The manner of appointment of
11 such a joint board shall be prescribed in the agreement.
12 However, if the joint board includes a county which was a part
13 of a 9-1-1 Governing Board established in 1988, no more than 3
14 members of the county board shall be appointed to serve on the
15 joint board with the remaining members being either elected
16 officials or representatives from the 9-1-1 public safety
17 agencies within the coverage area of the joint board. On or
18 after the effective date of this amendatory Act of the 100th
19 General Assembly, any new intergovernmental agreement entered
20 into to establish or join a Joint Emergency Telephone System
21 Board shall provide for the appointment of a PSAP
22 representative to the board.

23 Upon the effective date of this amendatory Act of the 98th
24 General Assembly, appointed members of the Emergency Telephone
25 System Board shall serve staggered 3-year terms if: (1) the
26 Board serves a county with a population of 100,000 or less; and

1 (2) appointments, on the effective date of this amendatory Act
2 of the 98th General Assembly, are not for a stated term. The
3 corporate authorities of the county or municipality shall
4 assign terms to the board members serving on the effective date
5 of this amendatory Act of the 98th General Assembly in the
6 following manner: (1) one-third of board members' terms shall
7 expire on January 1, 2015; (2) one-third of board members'
8 terms shall expire on January 1, 2016; and (3) remaining board
9 members' terms shall expire on January 1, 2017. Board members
10 may be re-appointed upon the expiration of their terms by the
11 corporate authorities of the county or municipality.

12 The corporate authorities of a county or municipality may,
13 by a vote of the majority of the members elected, remove an
14 Emergency Telephone System Board member for misconduct,
15 official misconduct, or neglect of office.

16 (b) The powers and duties of the board shall be defined by
17 ordinance of the municipality or county, or by
18 intergovernmental agreement in the case of a joint board. The
19 powers and duties shall include, but need not be limited to the
20 following:

21 (1) Planning a 9-1-1 system.

22 (2) Coordinating and supervising the implementation,
23 upgrading, or maintenance of the system, including the
24 establishment of equipment specifications and coding
25 systems.

26 (3) Receiving moneys from the surcharge imposed under

1 Section 15.3, or disbursed to it under Section 30, and from
2 any other source, for deposit into the Emergency Telephone
3 System Fund.

4 (4) Authorizing all disbursements from the fund.

5 (5) Hiring any staff necessary for the implementation
6 or upgrade of the system.

7 (6) (Blank).

8 (c) All moneys received by a board pursuant to a surcharge
9 imposed under Section 15.3, or disbursed to it under Section
10 30, shall be deposited into a separate interest-bearing
11 Emergency Telephone System Fund account. The treasurer of the
12 municipality or county that has established the board or, in
13 the case of a joint board, any municipal or county treasurer
14 designated in the intergovernmental agreement, shall be
15 custodian of the fund. All interest accruing on the fund shall
16 remain in the fund. No expenditures may be made from such fund
17 except upon the direction of the board by resolution passed by
18 a majority of all members of the board.

19 (d) The board shall complete a Master Street Address Guide
20 database before implementation of the 9-1-1 system. The error
21 ratio of the database shall not at any time exceed 1% of the
22 total database.

23 (e) On and after January 1, 2016, no municipality or county
24 may create an Emergency Telephone System Board unless the board
25 is a Joint Emergency Telephone System Board. The corporate
26 authorities of any county or municipality entering into an

1 intergovernmental agreement to create or join a Joint Emergency
2 Telephone System Board shall rescind an ordinance or ordinances
3 creating a single Emergency Telephone System Board and shall
4 eliminate the single Emergency Telephone System Board,
5 effective upon the creation of the Joint Emergency Telephone
6 System Board, with regulatory approval by the Administrator, or
7 joining of the Joint Emergency Telephone System Board. Nothing
8 in this Section shall be construed to require the dissolution
9 of an Emergency Telephone System Board that is not succeeded by
10 a Joint Emergency Telephone System Board or is not required to
11 consolidate under Section 15.4a of this Act.

12 (f) Within one year after the effective date of this
13 amendatory Act of the 100th General Assembly, any corporate
14 authorities of a county or municipality, other than a
15 municipality with a population of more than 500,000, operating
16 a 9-1-1 system without an Emergency Telephone System Board or
17 Joint Emergency Telephone System Board shall create or join a
18 Joint Emergency Telephone System Board.

19 (Source: P.A. 99-6, eff. 1-1-16; 100-20, eff. 7-1-17.)