



Rep. Patrick Windhorst

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10300HB5128ham001

LRB103 35997 AWJ 71241 a

1 AMENDMENT TO HOUSE BILL 5128

2 AMENDMENT NO. _____. Amend House Bill 5128 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Emergency Telephone System Act is amended
5 by 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7 (Section scheduled to be repealed on December 31, 2025)

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

1 area, one of whom (in counties with a population less than
2 100,000) may be a member of the county board, and at least 3 of
3 whom shall be representative of the 9-1-1 public safety
4 agencies, including but not limited to police departments,
5 fire departments, emergency medical services providers, and
6 emergency services and disaster agencies, and appointed on the
7 basis of their ability or experience. In counties with a
8 population of more than 100,000 but less than 2,000,000, a
9 member of the county board may serve on the Emergency
10 Telephone System Board. Elected officials, including county
11 sheriffs and members of a county board, are also eligible to
12 serve on the board. Members of the board shall serve without
13 compensation but shall be reimbursed for their actual and
14 necessary expenses. Any 2 or more municipalities, counties, or
15 combination thereof, may, instead of establishing individual
16 boards, establish by intergovernmental agreement a Joint
17 Emergency Telephone System Board pursuant to this Section. The
18 manner of appointment of such a joint board shall be
19 prescribed in the agreement. On or after the effective date of
20 this amendatory Act of the 100th General Assembly, any new
21 intergovernmental agreement entered into to establish or join
22 a Joint Emergency Telephone System Board shall provide for the
23 appointment of a PSAP representative to the board.

24 Upon the effective date of this amendatory Act of the 98th
25 General Assembly, appointed members of the Emergency Telephone
26 System Board shall serve staggered 3-year terms if: (1) the

1 Board serves a county with a population of 100,000 or less; and
2 (2) appointments, on the effective date of this amendatory Act
3 of the 98th General Assembly, are not for a stated term. The
4 corporate authorities of the county or municipality shall
5 assign terms to the board members serving on the effective
6 date of this amendatory Act of the 98th General Assembly in the
7 following manner: (1) one-third of board members' terms shall
8 expire on January 1, 2015; (2) one-third of board members'
9 terms shall expire on January 1, 2016; and (3) remaining board
10 members' terms shall expire on January 1, 2017. Board members
11 may be re-appointed upon the expiration of their terms by the
12 corporate authorities of the county or municipality.

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

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

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

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

1 (3) Receiving moneys from the surcharge imposed under
2 Section 15.3, or disbursed to it under Section 30, and
3 from any other source, for deposit into the Emergency
4 Telephone System Fund.

5 (4) Authorizing all disbursements from the fund.

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

8 (6) (Blank).

9 (7) Designating a 9-1-1 System Manager, whose duties
10 and responsibilities shall be set forth by the Emergency
11 Telephone System Board in writing.

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

23 (d) The board shall complete and maintain a Next
24 Generation 9-1-1 GIS database in accordance with NENA
25 Standards before implementation of the NG9-1-1 system. The
26 MSAG and GIS data standardizing and synchronization must reach

1 a 98% or greater match rate, with an option of matching with
2 ALI, before using GIS data for NG9-1-1.

3 (e) On and after January 1, 2016, no municipality or
4 county may create an Emergency Telephone System Board unless
5 the board is a Joint Emergency Telephone System Board. The
6 corporate authorities of any county or municipality entering
7 into an intergovernmental agreement to create or join a Joint
8 Emergency Telephone System Board shall rescind an ordinance or
9 ordinances creating a single Emergency Telephone System Board
10 and shall eliminate the single Emergency Telephone System
11 Board, effective upon the creation of the Joint Emergency
12 Telephone System Board, with regulatory approval by the
13 Administrator, or joining of the Joint Emergency Telephone
14 System Board. Nothing in this Section shall be construed to
15 require the dissolution of an Emergency Telephone System Board
16 that is not succeeded by a Joint Emergency Telephone System
17 Board or is not required to consolidate under Section 15.4a of
18 this Act.

19 (f) Within one year after the effective date of this
20 amendatory Act of the 100th General Assembly, any corporate
21 authorities of a county or municipality, other than a
22 municipality with a population of more than 500,000, operating
23 a 9-1-1 system without an Emergency Telephone System Board or
24 Joint Emergency Telephone System Board shall create or join a
25 Joint Emergency Telephone System Board.

26 (Source: P.A. 102-9, eff. 6-3-21; 103-366, eff. 1-1-24.)".