



Rep. Hoan Huynh

Filed: 4/26/2023

10300SB1250ham003

LRB103 29821 LNS 61062 a

1 AMENDMENT TO SENATE BILL 1250

2 AMENDMENT NO. _____. Amend Senate Bill 1250 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Sprayed Fire-Resistant Material Applicator Act.

6 Section 5. Definitions. As used in this Act:

7 "Office" means the Office of the State Fire Marshal.

8 "Sprayed fire-resistant material" means a cementitious or
9 fibrous material that is applied onto a steel structure
10 through a spray process to provide fire-resistant protection
11 to the steel structure.

12 "Sprayed fire-resistant material applicator" means an
13 individual in the business of applying sprayed fire-resistant
14 material.

15 Section 10. Fire-resistant material applicator

1 registration.

2 (a) Beginning July 1, 2026, it is unlawful for a person to
3 engage in business as a sprayed fire-resistant material
4 applicator in this State without being registered with the
5 Office as provided in this Act. A person who violates this
6 Section may be assessed a civil penalty by the Office of up to
7 \$250 for each violation. Each day's violation constitutes a
8 separate offense. The Attorney General or the State's Attorney
9 of the county in which the violation occurs may bring an action
10 in the name of the People of the State of Illinois or may, in
11 addition to other remedies provided in this Act, bring an
12 action for an injunction to restrain a violation of this
13 subsection.

14 (b) The Office shall:

15 (1) register persons as sprayed fire-resistant
16 material applicators; and

17 (2) establish requirements for the registration of
18 sprayed fire-resistant material applicators that includes
19 a requirement for proof of training or certification.

20 (c) A person seeking registration as a sprayed
21 fire-resistant material applicator shall meet the requirements
22 established by the Office to register as a sprayed
23 fire-resistant material applicator.

24 (d) Registration as a sprayed fire-resistant material
25 applicator must be renewed every 3 years.

1 Section 15. Rules and fees.

2 (a) By July 1, 2025, the Office shall adopt rules
3 consistent with the provisions of this Act for the
4 administration and enforcement of this Act. The Office may
5 prescribe forms to be issued in connection with the
6 administration and enforcement of this Act.

7 (b) The Office may, by rule, establish fees, including,
8 but not limited to, registration fees and processing fees. All
9 fees collected pursuant to this Act shall be deposited into
10 the Fire Prevention Fund. All fees paid pursuant to this Act
11 are nonrefundable. This shall not preclude the Office from
12 refunding accidental overpayment of fees.

13 Section 20. Exemptions. This Act does not apply to sprayed
14 fire-resistant material applicators at facilities licensed by
15 the federal Nuclear Regulatory Commission under 10 CFR 50 or
16 10 CFR 52 or to employees of those facilities while engaged in
17 the performance of their official duties.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law."