

# HB1874



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB1874**

Introduced 2/18/2009, by Rep. Michael J. Madigan - Barbara Flynn Currie - Donald L. Moffitt

#### SYNOPSIS AS INTRODUCED:

425 ILCS 25/13.1

from Ch. 127 1/2, par. 17.1

Amends the Fire Investigation Act. Makes a technical change in the Section creating the Fire Prevention Fund.

LRB096 05567 KTG 15633 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Fire Investigation Act is amended by  
5 changing Section 13.1 as follows:

6 (425 ILCS 25/13.1) (from Ch. 127 1/2, par. 17.1)

7 Sec. 13.1. (a) There shall be a special fund in the ~~the~~  
8 State Treasury known as the Fire Prevention Fund.

9 (b) The following moneys shall be deposited into the Fund:

10 (1) Moneys received by the Department of Insurance  
11 under Section 12 of this Act.

12 (2) All fees and reimbursements received by the Office  
13 of the State Fire Marshal.

14 (3) All receipts from boiler and pressure vessel  
15 certification, as provided in Section 13 of the Boiler and  
16 Pressure Vessel Safety Act.

17 (4) Such other moneys as may be provided by law.

18 (c) The moneys in the Fire Prevention Fund shall be used,  
19 subject to appropriation, for the following purposes:

20 (1) Of the moneys deposited into the fund under Section  
21 12 of this Act, 12.5% shall be available for the  
22 maintenance of the Illinois Fire Service Institute and the  
23 expenses, facilities, and structures incident thereto, and

1 for making transfers into the General Obligation Bond  
2 Retirement and Interest Fund for debt service requirements  
3 on bonds issued by the State of Illinois after January 1,  
4 1986 for the purpose of constructing a training facility  
5 for use by the Institute.

6 (2) Of the moneys deposited into the Fund under Section  
7 12 of this Act, 10% shall be available for the maintenance  
8 of the Chicago Fire Department Training Program and the  
9 expenses, facilities and structures incident thereto, in  
10 addition to any moneys payable from the Fund to the City of  
11 Chicago pursuant to the Illinois Fire Protection Training  
12 Act.

13 (3) For making payments to local governmental agencies  
14 and individuals pursuant to Section 10 of the Illinois Fire  
15 Protection Training Act.

16 (4) For the maintenance and operation of the Office of  
17 the State Fire Marshal, and the expenses incident thereto.

18 (5) For any other purpose authorized by law.

19 (c-5) As soon as possible after the effective date of this  
20 amendatory Act of the 95th General Assembly, the Comptroller  
21 shall order the transfer and the Treasurer shall transfer  
22 \$2,000,000 from the Fire Prevention Fund to the Fire Service  
23 and Small Equipment Fund, \$9,000,000 from the Fire Prevention  
24 Fund to the Fire Truck Revolving Loan Fund, and \$4,000,000 from  
25 the Fire Prevention Fund to the Ambulance Revolving Loan Fund.  
26 Beginning on July 1, 2008, each month, or as soon as practical

1 thereafter, an amount equal to \$2 from each fine received shall  
2 be transferred from the Fire Prevention Fund to the Fire  
3 Service and Small Equipment Fund, an amount equal to \$1.50 from  
4 each fine received shall be transferred from the Fire  
5 Prevention Fund to the Fire Truck Revolving Loan Fund, and an  
6 amount equal to \$4 from each fine received shall be transferred  
7 from the Fire Prevention Fund to the Ambulance Revolving Loan  
8 Fund. These moneys shall be transferred from the moneys  
9 deposited into the Fire Prevention Fund pursuant to Public Act  
10 95-154, together with any other moneys as may be necessary to  
11 carry out this mandate.

12 (d) Any portion of the Fire Prevention Fund remaining  
13 unexpended at the end of any fiscal year which is not needed  
14 for the maintenance and expenses of the Office of the State  
15 Fire Marshal or the maintenance and expenses of the Illinois  
16 Fire Service Institute, shall remain in the Fire Prevention  
17 Fund for the exclusive and restricted uses provided in  
18 subsections (c) and (c-5) of this Section.

19 (e) The Office of the State Fire Marshal shall keep on file  
20 an itemized statement of all expenses incurred which are  
21 payable from the Fund, other than expenses incurred by the  
22 Illinois Fire Service Institute, and shall approve all vouchers  
23 issued therefor before they are submitted to the State  
24 Comptroller for payment. Such vouchers shall be allowed and  
25 paid in the same manner as other claims against the State.

26 (Source: P.A. 95-717, eff. 4-8-08.)