

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 Illinois Municipal Code is amended by
5 changing Sections 1-4-8 and 11-1-2.1 as follows:

6 (65 ILCS 5/1-4-8) (from Ch. 24, par. 1-4-8)

7 Sec. 1-4-8. Police assistance from other municipalities;
8 liability. In addition to the powers of the police of any
9 municipality under Section 7-4-8 of this Act, the corporate
10 authorities of any municipality under 500,000 population may
11 request of any other such municipality or municipalities its
12 police and police department equipment, and any such requested
13 municipality may furnish its policemen and police department
14 equipment, to aid the requesting municipality in suppressing or
15 attempting to suppress, any mob action, riot or civil
16 disturbance occurring within the requesting municipality, to
17 preserve the peace, and to protect the lives, rights and
18 property of citizens, ~~regardless of whether any mutual~~
19 ~~assistance agreement exists under Section 11-1-2.1 of this Act.~~

20 If a mutual assistance agreement between the
21 municipalities exists, then the provisions of that agreement in
22 relation to any liability shall apply, including any liability
23 to indemnify under Sections 1-4-5 or 1-4-6. If the mutual

1 assistance agreement is silent as to liability, then this
2 Section shall apply. If there is no mutual assistance agreement
3 between the municipalities, then the provisions of this Section
4 apply.

5 Any municipality requesting and receiving such assistance
6 from another jurisdiction shall be liable or obligated to
7 indemnify the furnishing police department for any of its
8 equipment damaged or destroyed, and the individual policemen so
9 furnished for any material damage to property, injury to his or
10 her person or on account of his or her death, resulting from
11 the unlawful activities performed or caused by the mob action,
12 riot or civil disturbance, being or attempted to be suppressed
13 by the requesting municipality.

14 Municipalities requesting police assistance under this
15 Section shall also be liable for any liability or obligation to
16 indemnify the furnished policeman, their legal representatives
17 in case of death, or the furnishing municipality or police
18 department, as the case may be, for any liability or obligation
19 to indemnify created by Section 1-4-5 and 1-4-6 which may occur
20 as a result of any police assistance furnished under this
21 Section.

22 Policemen furnished to other municipalities under this
23 Section have all the powers of the police officers of the
24 requesting municipality and are subject to the direction of the
25 chief of police of the requesting municipality; however, they
26 shall retain all their pension and disability rights while so

1 furnished and working outside of their police district or
2 territory.

3 The corporate authorities of any municipality included in
4 this Section may contract to procure necessary liability
5 insurance to cover any liability created or imposed by this
6 Section.

7 (Source: Laws 1968, p. 26.)

8 (65 ILCS 5/11-1-2.1) (from Ch. 24, par. 11-1-2.1)

9 Sec. 11-1-2.1. Mutual assistance agreements. In addition
10 to the powers of the police of any municipality under Section
11 7-4-8 of this Act, the corporate authorities of each
12 municipality having a population of less than 500,000 may enter
13 into agreements with any other such municipality or
14 municipalities to furnish police assistance on request. Such
15 agreements shall contain provisions in relation to any
16 liability, including any liability or obligation to indemnify
17 created by Sections 1-4-5, 1-4-6, or 1-4-8 ~~Section 1-4-5 or~~
18 ~~Section 1-4-6~~, which may occur as a result of any police
19 assistance furnished under such agreements.

20 Police officers furnishing assistance under such
21 agreements have all of the powers of police officers of any
22 requesting municipality and are subject to the direction of the
23 chief of police of a requesting municipality.

24 (Source: Laws 1967, p. 3284.)

25 Section 99. Effective date. This Act takes effect upon

1 becoming law.