

1 AN ACT concerning State government.

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

4 Section 5. The State Fire Marshal Act is amended by adding  
5 Section 4 as follows:

6 (20 ILCS 2905/4 new)

7 Sec. 4. Rebuilt flame safeguard controls.

8 (a) Beginning July 1, 2012, the use of a rebuilt flame  
9 safeguard control in forced air heating equipment in any  
10 non-residential structure is prohibited.

11 For the purposes of this Section, "flame safeguard control"  
12 means a modular burner management system that is designed to  
13 provide automatic ignition and continuous flame monitoring for  
14 use in forced air heating equipment that uses gas or light oil  
15 fuels, or both.

16 (b) Willful failure to remove any rebuilt flame safeguard  
17 control in forced air heating equipment as required by this Act  
18 is a Class B misdemeanor.

19 Tampering with, removing, destroying, or disconnecting any  
20 installed flame safeguard control, except in the course of  
21 inspection, maintenance, or replacement of the control, is a  
22 Class A misdemeanor for the first conviction and a Class 4  
23 felony for a second or subsequent conviction.