

HB4356



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB4356

Introduced 1/30/2012, by Rep. Michael J. Madigan

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.

LRB097 15349 JDS 60449 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. Fire Prevention Fund.

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

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

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

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

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

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

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

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

1 expenses, facilities, and structures incident thereto, and
2 for making transfers into the General Obligation Bond
3 Retirement and Interest Fund for debt service requirements
4 on bonds issued by the State of Illinois after January 1,
5 1986 for the purpose of constructing a training facility
6 for use by the Institute. An additional 2.5% of the moneys
7 deposited into the Fire Prevention Fund shall be available
8 to the Illinois Fire Service Institute for support of the
9 Cornerstone Training Program.

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

17 (3) For making payments to local governmental agencies
18 and individuals pursuant to Section 10 of the Illinois Fire
19 Protection Training Act.

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

22 (4.5) For the maintenance, operation, and capital
23 expenses of the Mutual Aid Box Alarm System (MABAS).

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

25 (c-5) As soon as possible after the effective date of this
26 amendatory Act of the 95th General Assembly, the Comptroller

1 shall order the transfer and the Treasurer shall transfer
2 \$2,000,000 from the Fire Prevention Fund to the Fire Service
3 and Small Equipment Fund, \$9,000,000 from the Fire Prevention
4 Fund to the Fire Truck Revolving Loan Fund, and \$4,000,000 from
5 the Fire Prevention Fund to the Ambulance Revolving Loan Fund.
6 Beginning on July 1, 2008, each month, or as soon as practical
7 thereafter, an amount equal to \$2 from each fine received shall
8 be transferred from the Fire Prevention Fund to the Fire
9 Service and Small Equipment Fund, an amount equal to \$1.50 from
10 each fine received shall be transferred from the Fire
11 Prevention Fund to the Fire Truck Revolving Loan Fund, and an
12 amount equal to \$4 from each fine received shall be transferred
13 from the Fire Prevention Fund to the Ambulance Revolving Loan
14 Fund. These moneys shall be transferred from the moneys
15 deposited into the Fire Prevention Fund pursuant to Public Act
16 95-154, together with not more than 25% of any unspent
17 appropriations from the prior fiscal year. These moneys may be
18 allocated to the Fire Truck Revolving Loan Fund, Ambulance
19 Revolving Loan Fund, and Fire Service and Small Equipment Fund
20 at the discretion of the Office of the State Fire Marshal for
21 the purpose of implementation of this Act.

22 (d) Any portion of the Fire Prevention Fund remaining
23 unexpended at the end of any fiscal year which is not needed
24 for the maintenance and expenses of the Office of the State
25 Fire Marshal or the maintenance and expenses of the Illinois
26 Fire Service Institute, shall remain in the Fire Prevention

1 Fund for the exclusive and restricted uses provided in
2 subsections (c) and (c-5) of this Section.

3 (e) The Office of the State Fire Marshal shall keep on file
4 an itemized statement of all expenses incurred which are
5 payable from the Fund, other than expenses incurred by the
6 Illinois Fire Service Institute, and shall approve all vouchers
7 issued therefor before they are submitted to the State
8 Comptroller for payment. Such vouchers shall be allowed and
9 paid in the same manner as other claims against the State.

10 (Source: P.A. 96-286, eff. 8-11-09; 96-1176, eff. 7-22-10;
11 97-114, eff. 1-1-12.)