

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  
5 changing Section 2.7 as follows:

6 (20 ILCS 2905/2.7)

7 Sec. 2.7. Small Fire-fighting and Ambulance Service  
8 Equipment Grant Program.

9 (a) The Office shall establish and administer a Small  
10 Fire-fighting and Ambulance Service Equipment Grant Program to  
11 award grants to fire departments, fire protection districts,  
12 and volunteer, non-profit, stand alone ambulance services for  
13 the purchase of small fire-fighting and ambulance equipment.

14 (b) (Blank). ~~The Fire Service and Small Equipment Fund is~~  
15 ~~created as a special fund in the State treasury. From~~  
16 ~~appropriations, the Office may expend moneys from the Fund for~~  
17 ~~the grant program under subsection (a) of this Section. Moneys~~  
18 ~~received for the purposes of this Section, including, without~~  
19 ~~limitation, proceeds deposited under the Fire Investigation~~  
20 ~~Act and gifts, grants, and awards from any public or private~~  
21 ~~entity must be deposited into the Fund. Any interest earned on~~  
22 ~~moneys in the Fund must be deposited into the Fund.~~

23 (b-1) The Fire Service and Small Equipment Fund is

1 dissolved. Any moneys remaining in the Fund on the effective  
2 date of this amendatory Act of the 97th General Assembly shall  
3 be transferred to the Fire Prevention Fund.

4 (c) As used in this Section, "small fire-fighting and  
5 ambulance equipment" includes, without limitation, turnout  
6 gear, air packs, thermal imaging cameras, jaws of life,  
7 defibrillators, communications equipment, including but not  
8 limited to pagers and radios, and other fire-fighting or life  
9 saving equipment, as determined by the State Fire Marshal.

10 (d) The Office shall adopt any rules necessary for the  
11 implementation and administration of this Section.

12 (Source: P.A. 95-717, eff. 4-8-08; 96-386, eff. 8-13-09.)

13 Section 10. The Illinois Finance Authority Act is amended  
14 by changing Sections 825-80, 825-81, and 825-85 and by adding  
15 Section 825-87 as follows:

16 (20 ILCS 3501/825-80)

17 Sec. 825-80. Fire truck revolving loan program.

18 (a) This Section is a continuation and re-enactment of the  
19 fire truck revolving loan program enacted as Section 3-27 of  
20 the Rural Bond Bank Act by Public Act 93-35, effective June 24,  
21 2003, and repealed by Public Act 93-205, effective January 1,  
22 2004. Under the Rural Bond Bank Act, the program was  
23 administered by the Rural Bond Bank and the State Fire Marshal.

24 (b) The Authority and the State Fire Marshal may ~~shall~~

1 jointly administer a fire truck revolving loan program. The  
2 program shall, in instances where sufficient loan funds exist  
3 to permit applications to be accepted, provide zero-interest  
4 and low-interest loans for the purchase of fire trucks by a  
5 fire department, a fire protection district, or a township fire  
6 department. The Authority shall make loans based on need, as  
7 determined by the State Fire Marshal.

8 (c) The loan funds, subject to appropriation, shall be paid  
9 out of the Fire Truck Revolving Loan Fund, a special fund in  
10 the State Treasury. The Fund shall consist of any moneys  
11 transferred or appropriated into the Fund, as well as all  
12 repayments of loans made under the program and any balance  
13 existing in the Fund on the effective date of this Section. The  
14 Fund shall be used for loans to fire departments and fire  
15 protection districts to purchase fire trucks and for no other  
16 purpose. All interest earned on moneys in the Fund shall be  
17 deposited into the Fund. As soon as practical after the  
18 effective date of this amendatory Act of the 97th General  
19 Assembly, all moneys in the Fire Truck Revolving Loan Fund  
20 shall be paid by the State Fire Marshal to the Authority, and,  
21 on and after the effective date of this amendatory Act of the  
22 97th General Assembly, all future moneys deposited into the  
23 Fire Truck Revolving Loan Fund under this Section shall be paid  
24 by the State Fire Marshal to the Authority under the continuing  
25 appropriation provision of subsection (c-1) of this Section;  
26 provided that the Authority and the State Fire Marshal enter

1 into an intergovernmental agreement to use the moneys  
2 transferred to the Authority from the Fund solely for the  
3 purposes for which the moneys would otherwise be used under  
4 this Section and to set forth procedures to otherwise  
5 administer the use of the moneys.

6 (c-1) There is hereby appropriated, on a continuing annual  
7 basis in each fiscal year, from the Fire Truck Revolving Loan  
8 Fund, the amount, if any, of funds received into the Fire Truck  
9 Revolving Loan Fund to the State Fire Marshal for payment to  
10 the Authority for the purposes for which the moneys would  
11 otherwise be used under this Section.

12 (d) A loan for the purchase of fire trucks may not exceed  
13 \$250,000 to any fire department or fire protection district.  
14 The repayment period for the loan may not exceed 20 years. The  
15 fire department or fire protection district shall repay each  
16 year at least 5% of the principal amount borrowed or the  
17 remaining balance of the loan, whichever is less. All  
18 repayments of loans shall be deposited into the Fire Truck  
19 Revolving Loan Fund.

20 (e) The Authority and the State Fire Marshal may ~~shall~~  
21 adopt rules in accordance with the Illinois Administrative  
22 Procedure Act to administer the program.

23 (f) Notwithstanding the repeal of Section 3-27 of the Rural  
24 Bond Bank Act, all otherwise lawful actions taken on or after  
25 January 1, 2004 and before the effective date of this Section  
26 by any person under the authority originally granted by that

1 Section 3-27, including without limitation the granting,  
2 acceptance, and repayment of loans for the purchase of fire  
3 trucks, are hereby validated, and the rights and obligations of  
4 all parties to any such loan are hereby acknowledged and  
5 confirmed.

6 (Source: P.A. 94-221, eff. 7-14-05.)

7 (20 ILCS 3501/825-81)

8 Sec. 825-81. Fire station revolving loan program.

9 (a) The Authority and the State Fire Marshal may jointly  
10 administer a fire station revolving loan program. The program  
11 shall, in instances where sufficient loan funds exist to permit  
12 applications to be accepted, may provide zero-interest and  
13 low-interest loans for the construction, rehabilitation,  
14 remodeling, or expansion of a fire station or the acquisition  
15 of land for the construction or expansion of a fire station by  
16 a fire department, a fire protection district, or a township  
17 fire department. Once the program receives funding, the  
18 Authority shall make loans based on need, as determined by the  
19 State Fire Marshal.

20 (b) The loan funds, subject to appropriation, may be paid  
21 out of the Fire Station Revolving Loan Fund, a special fund in  
22 the State treasury. The Fund may consist of any moneys  
23 transferred or appropriated into the Fund, as well as all  
24 repayments of loans made under the program. Once the program  
25 receives funding, the Fund may be used for loans to fire

1 departments and fire protection districts to construct,  
2 rehabilitate, remodel, or expand fire stations or acquire land  
3 for the construction or expansion of fire stations and for no  
4 other purpose. All interest earned on moneys in the Fund shall  
5 be deposited into the Fund. As soon as practical after the  
6 effective date of this amendatory Act of the 97th General  
7 Assembly, all moneys in the Fire Station Revolving Loan Fund  
8 shall be paid by the State Fire Marshal to the Authority, and,  
9 on and after the effective date of this amendatory Act of the  
10 97th General Assembly, all future moneys deposited into the  
11 Fire Station Revolving Loan Fund under this Section shall be  
12 paid by the State Fire Marshal to the Authority under the  
13 continuing appropriation provision of subsection (b-1) of this  
14 Section; provided that the Authority and the State Fire Marshal  
15 enter into an intergovernmental agreement to use the moneys  
16 paid by the State Fire Marshal to the Authority from the Fund  
17 solely for the purposes for which the moneys would otherwise be  
18 used under this Section and to set forth procedures to  
19 otherwise administer the use of the moneys.

20 (b-1) There is hereby appropriated, on a continuing annual  
21 basis in each fiscal year, from the Fire Station Revolving Loan  
22 Fund, the amount, if any, of funds received into the Fire  
23 Station Revolving Loan Fund to the State Fire Marshal for  
24 payment to the Authority for the purposes for which the moneys  
25 would otherwise be used under this Section.

26 (c) A loan under the program may not exceed \$2,000,000 to

1 any fire department or fire protection district. The repayment  
2 period for the loan may not exceed 25 years. The fire  
3 department or fire protection district shall repay each year at  
4 least 4% of the principal amount borrowed or the remaining  
5 balance of the loan, whichever is less. All repayments of loans  
6 shall be deposited into the Fire Station Revolving Loan Fund.

7 (d) The Authority and the State Fire Marshal may adopt  
8 rules in accordance with the Illinois Administrative Procedure  
9 Act to administer the program.

10 (Source: P.A. 96-135, eff. 8-7-09; 96-1172, eff. 7-22-10.)

11 (20 ILCS 3501/825-85)

12 Sec. 825-85. Ambulance revolving loan program.

13 (a) The Authority and the State Fire Marshal may ~~shall~~  
14 jointly administer an ambulance revolving loan program. The  
15 program shall, in instances where sufficient loan funds exist  
16 to permit applications to be accepted, provide zero-interest  
17 and low-interest loans for the purchase of ambulances by a fire  
18 department, a fire protection district, a township fire  
19 department, or a non-profit ambulance service. The Authority  
20 shall make loans based on need, as determined by the State Fire  
21 Marshal.

22 (b) The loan funds, subject to appropriation, shall be paid  
23 out of the Ambulance Revolving Loan Fund, a special fund in the  
24 State treasury. The Fund shall consist of any moneys  
25 transferred or appropriated into the Fund, as well as all

1 repayments of loans made under the program. The Fund shall be  
2 used for loans to fire departments, fire protection districts,  
3 and non-profit ambulance services to purchase ambulances and  
4 for no other purpose. All interest earned on moneys in the Fund  
5 shall be deposited into the Fund. As soon as practical after  
6 the effective date of this amendatory Act of the 97th General  
7 Assembly, all moneys in the Ambulance Revolving Loan Fund shall  
8 be paid by the State Fire Marshal to the Authority, and, on and  
9 after the effective date of this amendatory Act of the 97th  
10 General Assembly, all future moneys deposited into the  
11 Ambulance Revolving Loan Fund under this Section shall be paid  
12 by the State Fire Marshal to the Authority under the continuing  
13 appropriation provision of subsection (b-1) of this Section;  
14 provided that the Authority and the State Fire Marshal enter  
15 into an intergovernmental agreement to use the moneys  
16 transferred to the Authority from the Fund solely for the  
17 purposes for which the moneys would otherwise be used under  
18 this Section and to set forth procedures to otherwise  
19 administer the use of the moneys.

20 (b-1) There is hereby appropriated, on a continuing annual  
21 basis in each fiscal year, from the Ambulance Revolving Loan  
22 Fund, the amount, if any, of funds received into the Ambulance  
23 Revolving Loan Fund to the State Fire Marshal for payment to  
24 the Authority for the purposes for which the moneys would  
25 otherwise be used under this Section.

26 (c) A loan for the purchase of ambulances may not exceed

1 \$100,000 to any fire department, fire protection district, or  
2 non-profit ambulance service. The repayment period for the loan  
3 may not exceed 10 years. The fire department, fire protection  
4 district, or non-profit ambulance service` shall repay each  
5 year at least 5% of the principal amount borrowed or the  
6 remaining balance of the loan, whichever is less. All  
7 repayments of loans shall be deposited into the Ambulance  
8 Revolving Loan Fund.

9 (d) The Authority and the State Fire Marshal may ~~shall~~  
10 adopt rules in accordance with the Illinois Administrative  
11 Procedure Act to administer the program.

12 (Source: P.A. 94-829, eff. 6-5-06.)

13 (20 ILCS 3501/825-87 new)

14 Sec. 825-87. Public life safety capital investment finance  
15 program.

16 (a) In addition to the powers set forth in Sections 825-80,  
17 825-81, and 825-85 of this Act and in furtherance of the  
18 purposes and programs set forth in those Sections, the  
19 Authority may use loans as authorized in this Act to maximize  
20 the number of participants in the programs and to maximize the  
21 efficient use of taxpayer appropriated funds. The moneys  
22 identified in Sections 825-80, 825-81, and 825-85 of this Act  
23 shall be used by the Authority only for the express purposes  
24 described in those Sections.

25 (b) The Authority, after consulting with the State Fire

1 Marshal, may determine the financial structure, including but  
2 not limited to the terms, conditions, collateral, maturity, and  
3 interest rate, of loans authorized by the programs under  
4 Sections 825-80, 825-81, and 825-85 of this Act.

5 (c) The Authority and the State Fire Marshal may access the  
6 moneys referenced in Sections 825-80, 825-81, and 825-85 of  
7 this Act and may fix, determine, charge, and collect fees, in  
8 connection with the programs under Sections 825-80, 825-81 and  
9 825-85 of this Act and in furtherance of the purposes set forth  
10 in this Section.

11 (d) The Authority and the State Fire Marshal may adopt  
12 rules in accordance with the Illinois Administrative Procedure  
13 Act to administer the programs under this Section.

14 (30 ILCS 105/5.712 rep.)

15 Section 15. The State Finance Act is amended by repealing  
16 Section 5.712.

17 Section 20. The Fire Investigation Act is amended by  
18 changing Section 13.1 as follows:

19 (425 ILCS 25/13.1) (from Ch. 127 1/2, par. 17.1)

20 Sec. 13.1. Fire Prevention Fund.

21 (a) There shall be a special fund in the State Treasury  
22 known as the Fire Prevention Fund.

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

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

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

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

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

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

11           (1) Of the moneys deposited into the fund under Section  
12 of this Act, 12.5% shall be available for the  
13 maintenance of the Illinois Fire Service Institute and the  
14 expenses, facilities, and structures incident thereto, and  
15 for making transfers into the General Obligation Bond  
16 Retirement and Interest Fund for debt service requirements  
17 on bonds issued by the State of Illinois after January 1,  
18 1986 for the purpose of constructing a training facility  
19 for use by the Institute. An additional 2.5% of the moneys  
20 deposited into the Fire Prevention Fund shall be available  
21 to the Illinois Fire Service Institute for support of the  
22 Cornerstone Training Program.

23           (2) Of the moneys deposited into the Fund under Section  
24 of this Act, 10% shall be available for the maintenance  
25 of the Chicago Fire Department Training Program and the  
26 expenses, facilities and structures incident thereto, in

1 addition to any moneys payable from the Fund to the City of  
2 Chicago pursuant to the Illinois Fire Protection Training  
3 Act.

4 (3) For making payments to local governmental agencies  
5 and individuals pursuant to Section 10 of the Illinois Fire  
6 Protection Training Act.

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

9 (4.5) For the maintenance, operation, and capital  
10 expenses of the Mutual Aid Box Alarm System (MABAS).

11 (4.6) For grants awarded by the Small Fire-fighting and  
12 Ambulance Service Equipment Grant Program established by  
13 Section 2.7 of the State Fire Marshal Act.

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

15 (c-5) As soon as possible after the effective date of this  
16 amendatory Act of the 95th General Assembly, the Comptroller  
17 shall order the transfer and the Treasurer shall transfer  
18 \$2,000,000 from the Fire Prevention Fund to the Fire Service  
19 and Small Equipment Fund, \$9,000,000 from the Fire Prevention  
20 Fund to the Fire Truck Revolving Loan Fund, and \$4,000,000 from  
21 the Fire Prevention Fund to the Ambulance Revolving Loan Fund.  
22 Beginning on July 1, 2008, each month, or as soon as practical  
23 thereafter, an amount equal to \$2 from each fine received shall  
24 be transferred from the Fire Prevention Fund to the Fire  
25 Service and Small Equipment Fund, an amount equal to \$1.50 from  
26 each fine received shall be transferred from the Fire

1 Prevention Fund to the Fire Truck Revolving Loan Fund, and an  
2 amount equal to \$4 from each fine received shall be transferred  
3 from the Fire Prevention Fund to the Ambulance Revolving Loan  
4 Fund. These moneys shall be transferred from the moneys  
5 deposited into the Fire Prevention Fund pursuant to Public Act  
6 95-154, together with not more than 25% of any unspent  
7 appropriations from the prior fiscal year. These moneys may be  
8 allocated to the Fire Truck Revolving Loan Fund, Ambulance  
9 Revolving Loan Fund, and Fire Service and Small Equipment Fund  
10 at the discretion of the Office of the State Fire Marshal for  
11 the purpose of implementation of this Act.

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. 96-286, eff. 8-11-09; 96-1176, eff. 7-22-10;

1 97-114, eff. 1-1-12.)

2 Section 25. The Unified Code of Corrections is amended by  
3 changing Section 5-9-1.12 as follows:

4 (730 ILCS 5/5-9-1.12)

5 Sec. 5-9-1.12. Arson fines.

6 (a) In addition to any other penalty imposed, a fine of  
7 \$500 shall be imposed upon a person convicted of the offense of  
8 arson, residential arson, or aggravated arson.

9 (b) The additional fine shall be assessed by the court  
10 imposing sentence and shall be collected by the Circuit Clerk  
11 in addition to the fine, if any, and costs in the case. Each  
12 such additional fine shall be remitted by the Circuit Clerk  
13 within one month after receipt to the State Treasurer for  
14 deposit into the Fire Prevention Service and Small Equipment  
15 Fund. The Circuit Clerk shall retain 10% of such fine to cover  
16 the costs incurred in administering and enforcing this Section.  
17 The additional fine may not be considered a part of the fine  
18 for purposes of any reduction in the fine for time served  
19 either before or after sentencing. Arson fines that were  
20 previously deposited into the Fire Prevention Fund prior to the  
21 adoption of Public Act 96-400 shall be used according to the  
22 purposes established in Section 13.1 of the Fire Investigation  
23 Act.

24 (c) (Blank) ~~The moneys in the Fire Service and Small~~

1 ~~Equipment Fund collected as additional fines under this Section~~  
2 ~~shall be distributed by the Office of the State Fire Marshal as~~  
3 ~~appropriated and according to the rules set forth and adopted~~  
4 ~~under the Emergency Services Response Reimbursement for~~  
5 ~~Criminal Convictions Act.~~

6 (d) (Blank).

7 (Source: P.A. 95-331, eff. 8-21-07; 96-400, eff. 8-13-09.)