



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3285

Introduced 2/14/2014, by Sen. Michael W. Frerichs

SYNOPSIS AS INTRODUCED:

5 ILCS 220/2

from Ch. 127, par. 742

625 ILCS 5/7-601.5 new

Amends the Illinois Vehicle Code. Provides that insurers shall collect a \$1 surcharge upon each vehicle covered by a liability insurance policy. Provides that of the moneys collected by this surcharge, 72% shall be used for homeland security initiatives established by the Illinois Law Enforcement Alarm System (ILEAS) Governing Board, 25% shall be used for airborne operations, and 3% shall be retained by the Illinois Emergency Management Agency to be used to administer the Illinois Law Enforcement Alarm Systems Fund. Provides that the Illinois Emergency Management Agency shall establish guidelines for the expenditure of collected moneys to enhance local law enforcement homeland security and local law enforcement mutual aid activities in this State and to support public safety airborne operations. Provides that the ILEAS Governing Board shall annually supply the Director of the Illinois Emergency Management Agency with a report of the use of the surcharges. Amends the Intergovernmental Cooperation Act to provide that the Illinois Law Enforcement Alarm System shall be considered a public agency for purposes of the Act.

LRB098 19477 MLW 55342 b

1 AN ACT concerning transportation.

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

4 Section 5. The Intergovernmental Cooperation Act is
5 amended by changing Section 2 as follows:

6 (5 ILCS 220/2) (from Ch. 127, par. 742)

7 Sec. 2. Definitions. For the purpose of this Act:

8 (1) The term "public agency" shall mean any unit of local
9 government as defined in the Illinois Constitution of 1970, any
10 school district, any public community college district, any
11 public building commission, the State of Illinois, any agency
12 of the State government or of the United States, or of any
13 other State, any political subdivision of another State, and
14 any combination of the above pursuant to an intergovernmental
15 agreement which includes provisions for a governing body of the
16 agency created by the agreement.

17 For the purposes of this Act, "public agency" includes:

18 (A) the Mid-America Intermodal Authority Port District
19 created under the Mid-America Intermodal Authority Port
20 District Act; and

21 (B) the Illinois Law Enforcement Alarm System.

22 (2) The term "state" shall mean a state of the United
23 States.

1 (Source: P.A. 90-636, eff. 7-24-98.)

2 Section 10. The Illinois Vehicle Code is amended by adding
3 Section 7-601.5 as follows:

4 (625 ILCS 5/7-601.5 new)

5 Sec. 7-601.5. Illinois Law Enforcement Alarm Systems
6 insurance surcharge.

7 (a) Every insurance company or surety company authorized to
8 do business in this State shall collect an annual surcharge of
9 \$1 for each vehicle covered by a liability insurance policy
10 issued in accordance with Section 7-601 of this Code. The
11 surcharge shall be collected at the same time and in the same
12 manner that the premium or other charge for the insurance
13 coverage is collected.

14 (b) Each month, the insurer shall remit all surcharge
15 moneys collected to the Treasurer for deposit into the Illinois
16 Law Enforcement Alarm Systems Fund.

17 (c) Moneys deposited into the Illinois Law Enforcement
18 Alarm Systems Fund under this Section shall be allocated,
19 subject to the approval of the Illinois Law Enforcement Alarm
20 System (ILEAS) Governing Board, as follows: (i) 72% shall be
21 used for homeland security initiatives established by the ILEAS
22 Governing Board; (ii) 25% shall be used for airborne
23 operations; and (iii) 3% shall be retained by the Illinois
24 Emergency Management Agency to be used to administer the Fund.

1 (d) The Illinois Emergency Management Agency shall
2 establish guidelines for the expenditure of surcharges
3 collected under this Section. Under the guidelines, the
4 expenditure of the surcharges shall enhance local law
5 enforcement homeland security and local law enforcement mutual
6 aid activities in this State and support public safety airborne
7 operations. The ILEAS Governing Board shall annually provide
8 the Director of the Illinois Emergency Management Agency with a
9 report of the use of surcharges collected under this Section.

10 (e) This Section does not apply to vehicles owned by (i)
11 units of local, State, or federal government and (ii)
12 organizations based in this State that meet the requirements of
13 Title 26, Section 501(c)(3) of the United States Code.