



Rep. Brandon W. Phelps

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LRB099 04554 AWJ 30923 a

1 AMENDMENT TO HOUSE BILL 731

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 731 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Emergency Telephone System Act is amended  
5 by changing Section 15.4 as follows:

6 (50 ILCS 750/15.4) (from Ch. 134, par. 45.4)

7 Sec. 15.4. Emergency Telephone System Board; powers.

8 (a) The corporate authorities of any county or municipality  
9 that imposes a surcharge under Section 15.3 shall establish an  
10 Emergency Telephone System Board. The corporate authorities  
11 shall provide for the manner of appointment and the number of  
12 members of the Board, provided that the board shall consist of  
13 not fewer than 5 members, one of whom must be a public member  
14 who is a resident of the local exchange service territory  
15 included in the 9-1-1 coverage area, one of whom (in counties  
16 with a population less than 100,000) must be a member of the

1 county board, and at least 3 of whom shall be representative of  
2 the 9-1-1 public safety agencies, including but not limited to  
3 police departments, fire departments, emergency medical  
4 services providers, and emergency services and disaster  
5 agencies, and appointed on the basis of their ability or  
6 experience. In counties with a population of more than 100,000  
7 but less than 2,000,000, a member of the county board may serve  
8 on the Emergency Telephone System Board. Elected officials,  
9 including members of a county board, are also eligible to serve  
10 on the board. Members of the board shall serve without  
11 compensation but shall be reimbursed for their actual and  
12 necessary expenses. Any 2 or more municipalities, counties, or  
13 combination thereof, that impose a surcharge under Section 15.3  
14 may, instead of establishing individual boards, establish by  
15 intergovernmental agreement a Joint Emergency Telephone System  
16 Board pursuant to this Section. The manner of appointment of  
17 such a joint board shall be prescribed in the agreement.

18 Upon the effective date of this amendatory Act of the 98th  
19 General Assembly, appointed members of the Emergency Telephone  
20 System Board shall serve staggered 3-year terms if: (1) the  
21 Board serves a county with a population of 100,000 or less; and  
22 (2) appointments, on the effective date of this amendatory Act  
23 of the 98th General Assembly, are not for a stated term. The  
24 corporate authorities of the county or municipality shall  
25 assign terms to the board members serving on the effective date  
26 of this amendatory Act of the 98th General Assembly in the

1 following manner: (1) one-third of board members' terms shall  
2 expire on January 1, 2015; (2) one-third of board members'  
3 terms shall expire on January 1, 2016; and (3) remaining board  
4 members' terms shall expire on January 1, 2017. Board members  
5 may be re-appointed upon the expiration of their terms by the  
6 corporate authorities of the county or municipality.

7 The corporate authorities of a county or municipality may,  
8 by a vote of the majority of the members elected, remove an  
9 Emergency Telephone System Board member for misconduct,  
10 official misconduct, or neglect of office.

11 (b) The powers and duties of the board shall be defined by  
12 ordinance of the municipality or county, or by  
13 intergovernmental agreement in the case of a joint board. The  
14 powers and duties shall include, but need not be limited to the  
15 following:

16 (1) Planning a 9-1-1 system.

17 (2) Coordinating and supervising the implementation,  
18 upgrading, or maintenance of the system, including the  
19 establishment of equipment specifications and coding  
20 systems.

21 (3) Receiving moneys from the surcharge imposed under  
22 Section 15.3, and from any other source, for deposit into  
23 the Emergency Telephone System Fund.

24 (4) Authorizing all disbursements from the fund.

25 (5) Hiring any staff necessary for the implementation  
26 or upgrade of the system.

1           (6) Participating in a Regional Pilot Project to  
2           implement next generation 9-1-1, as defined in this Act,  
3           subject to the conditions set forth in this Act.

4           (c) All moneys received by a board pursuant to a surcharge  
5           imposed under Section 15.3 shall be deposited into a separate  
6           interest-bearing Emergency Telephone System Fund account. The  
7           treasurer of the municipality or county that has established  
8           the board or, in the case of a joint board, any municipal or  
9           county treasurer designated in the intergovernmental  
10          agreement, shall be custodian of the fund. All interest  
11          accruing on the fund shall remain in the fund. No expenditures  
12          may be made from such fund except upon the direction of the  
13          board by resolution passed by a majority of all members of the  
14          board. Expenditures may be made only to pay for the costs  
15          associated with the following:

16                 (1) The design of the Emergency Telephone System.

17                 (2) The coding of an initial Master Street Address  
18                 Guide data base, and update and maintenance thereof.

19                 (3) The repayment of any moneys advanced for the  
20                 implementation of the system.

21                 (4) The charges for Automatic Number Identification  
22                 and Automatic Location Identification equipment, a  
23                 computer aided dispatch system that records, maintains,  
24                 and integrates information, mobile data transmitters  
25                 equipped with automatic vehicle locators, and maintenance,  
26                 replacement and update thereof to increase operational

1 efficiency and improve the provision of emergency  
2 services.

3 (5) The non-recurring charges related to installation  
4 of the Emergency Telephone System and the ongoing network  
5 charges.

6 (6) The acquisition and installation, or the  
7 reimbursement of costs therefor to other governmental  
8 bodies that have incurred those costs, of road or street  
9 signs that are essential to the implementation of the  
10 emergency telephone system and that are not duplicative of  
11 signs that are the responsibility of the jurisdiction  
12 charged with maintaining road and street signs.

13 (7) Other products and services necessary for the  
14 implementation, upgrade, and maintenance of the system and  
15 any other purpose related to the operation of the system,  
16 including costs attributable directly to the construction,  
17 leasing, or maintenance of any buildings or facilities or  
18 costs of personnel attributable directly to the operation  
19 of the system. Costs attributable directly to the operation  
20 of an emergency telephone system do not include the costs  
21 of public safety agency personnel who are and equipment  
22 that is dispatched in response to an emergency call.

23 (7.5) The purchase of real property if the purchase is  
24 made before March 16, 2006.

25 (8) In the case of a municipality that imposes a  
26 surcharge under subsection (h) of Section 15.3, moneys may

1 also be used for any anti-terrorism or emergency  
2 preparedness measures, including, but not limited to,  
3 preparedness planning, providing local matching funds for  
4 federal or State grants, personnel training, and  
5 specialized equipment, including surveillance cameras as  
6 needed to deal with natural and terrorist-inspired  
7 emergency situations or events.

8 (9) The defraying of expenses incurred ~~in~~  
9 ~~participation in a Regional Pilot Project~~ to implement next  
10 generation 9-1-1, subject to the conditions set forth in  
11 this Act.

12 (10) The implementation of a computer aided dispatch  
13 system or hosted supplemental 9-1-1 services.

14 Moneys in the fund may also be transferred to a  
15 participating fire protection district to reimburse volunteer  
16 firefighters who man remote telephone switching facilities  
17 when dedicated 9-1-1 lines are down.

18 (d) The board shall complete the data base before  
19 implementation of the 9-1-1 system. The error ratio of the data  
20 base shall not at any time exceed 1% of the total data base.

21 (Source: P.A. 97-517, eff. 8-23-11; 97-1018, eff. 8-17-12;  
22 98-481, eff. 8-16-13.)".