

1 AN ACT concerning local government.

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

4 Section 5. The Illinois Municipal Code is amended by
5 changing Section 11-10-2 as follows:

6 (65 ILCS 5/11-10-2) (from Ch. 24, par. 11-10-2)

7 Sec. 11-10-2. (a) A department foreign fire insurance board
8 shall be created within the fire department of each
9 municipality with fewer than 500,000 inhabitants that has an
10 organized fire department. The board shall consist of 7
11 trustees; the fire chief, who shall hold office by virtue of
12 rank, and 6 members, who shall be elected at large by the sworn
13 members of the department. If there is an insufficient number
14 of candidates to fill all these positions, the number of board
15 members may be reduced, but not to fewer than 3 trustees. All
16 members of the department shall be eligible to be elected as
17 officers of the department foreign fire insurance board. The
18 members of this board shall annually elect officers. These
19 officers shall be a chairman and a treasurer. The trustees of
20 the department foreign fire insurance board shall make all
21 needful rules and regulations with respect to the department
22 foreign fire insurance board and the management of the money to
23 be appropriated to the board. The officers of the department

1 foreign fire insurance board shall develop and maintain a
2 listing of those items that the board feels are appropriate
3 expenditures under this Act. The treasurer of the department
4 foreign fire insurance board shall give a sufficient bond to
5 the municipality in which the fire department is organized.
6 This bond shall be approved by the mayor or president, as the
7 case may be, conditioned upon the faithful performance by the
8 treasurer of his or her duties under the ordinance and the
9 rules and regulations provided for in this section. The
10 treasurer of the department foreign fire insurance board shall
11 receive the appropriated money and shall pay out the money upon
12 the order of the department foreign fire insurance board for
13 the maintenance, use, and benefit of the department. As part of
14 the annual municipal audit, these funds shall be audited to
15 verify that the funds have been expended by that board only for
16 the maintenance, use, and benefit of the department.

17 (b) As used in this subsection, "active member" means a
18 member of the Chicago Fire Department who is not receiving a
19 disability pension, retired, or a deferred pensioner of the
20 Firemen's Annuity and Benefit Fund of Chicago.

21 A department foreign fire insurance board is created within
22 the Chicago Fire Department. The board shall consist of 7
23 trustees who shall be initially elected on or before January 1,
24 2019: the fire commissioner, who shall hold office by virtue of
25 rank, and 6 elected trustees, who shall be elected at large by
26 the sworn members of the department. If there is an

1 insufficient number of candidates seeking election to each
2 vacant trustee position, the number of board members is reduced
3 to 5 trustees, including the fire commissioner of the
4 department, until the next election cycle when there are enough
5 active members seeking election to fill all 7 member seats. All
6 active members are eligible to be elected as trustees of the
7 department foreign fire insurance board. Of the trustees first
8 elected, 3 trustees shall be elected to a 2-year term and 3
9 trustees shall be elected to a 3-year term. After the initial
10 election, a trustee shall be elected for a term of 3 years. If
11 a member of the board resigns, is removed, or is unable to
12 continue serving on the board, the vacancy shall be filled by
13 special election of the active members or, in the case of a
14 vacancy that will exist for fewer than 180 days until the term
15 expires, by appointment by majority vote of the members of the
16 board.

17 The members of the board shall annually elect officers.
18 These officers shall be a chairman, treasurer, and secretary.
19 The trustees of the board shall make rules and regulations with
20 respect to the board and the management of the money
21 appropriated to the board. The officers of the board shall
22 develop and maintain a listing of those items that the board
23 believes are appropriate expenditures under this subsection.
24 The treasurer of the board shall give a sufficient bond to the
25 City of Chicago. The cost of the bond shall be paid out of the
26 moneys in the board's fund. The bond shall be conditioned upon

1 the faithful performance by the treasurer of his or her duties
2 under the rules and regulations provided for in this
3 subsection. The treasurer of the board shall receive the
4 appropriated proceeds and shall disburse the proceeds upon the
5 order of the board for the maintenance, use, and benefit of the
6 department consistent with this subsection. As part of the
7 annual municipal audit, these funds shall be audited to verify
8 that the funds have been expended lawfully by the board
9 consistent with this subsection.

10 Within 30 days after receipt of any foreign fire insurance
11 proceeds by the City of Chicago, the City of Chicago shall
12 transfer the proceeds to the board by depositing the proceeds
13 into an account determined by the board, except that if the
14 effective date of this amendatory Act of the 100th General
15 Assembly is after July 31, 2018, then the City of Chicago
16 shall, for budget year 2019 only, transfer only 50% of the
17 proceeds to the board. Notwithstanding any other provision of
18 law: 50% of the foreign fire insurance proceeds received by the
19 board shall be used for the maintenance, use, benefit, or
20 enhancement of fire stations or training facilities used by the
21 active members of the fire department; 25% of the foreign fire
22 insurance proceeds received by the board shall be used for the
23 maintenance, use, benefit, or enhancement of emergency
24 response vehicles, tools, and equipment used by the active
25 members of the department; and 25% of the foreign fire
26 insurance proceeds received by the board shall be used for the

1 maintenance and enhancement of the department and for the use
2 and benefit of the active members of the department in a manner
3 otherwise consistent with this subsection. Foreign fire
4 insurance proceeds may not be used to purchase, maintain, or
5 enhance personal property of a member of the department, except
6 for personal property used in the performance of his or her
7 duties or training activities.

8 (c) The provisions of this Section shall be the exclusive
9 power of the State, pursuant to subsection (h) of Section 6 of
10 Article VII of the Constitution.

11 (Source: P.A. 95-807, eff. 8-12-08; 96-505, eff. 8-14-09.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.