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1 AN ACT concerning local government.

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

- Section 5. The Firemen's Disciplinary Act is amended by changing Section 2 as follows:
- 6 (50 ILCS 745/2) (from Ch. 85, par. 2502)
- Sec. 2. <u>Definitions.</u> For the purposes of this Act, unless clearly required otherwise, the terms defined in this Section have the meaning ascribed herein:
 - (a) "Fireman" means a person who is a "firefighter" or "fireman" as defined in Sections 4-106 or 6-106 of the Illinois Pension Code, a paramedic employed by a unit of local government, or an EMT employed by a unit of local government, and includes a person who is an "employee" as defined in Section 15-107 of the Illinois Pension Code and whose primary duties relate to firefighting.
 - (b) "Informal inquiry" means a meeting by supervisory or command personnel with a fireman upon whom an allegation of misconduct has come to the attention of such supervisory or command personnel, the purpose of which meeting is to mediate a citizen complaint or discuss the facts to determine whether a formal investigation should be commenced.
- 23 (c) "Formal investigation" means the process of

- 1 investigation ordered by a commanding officer during which the
- 2 questioning of a fireman is intended to gather evidence of
- 3 misconduct which may be the basis for filing charges seeking
- 4 his or her removal, discharge, or suspension from duty in
- 5 excess of 24 duty hours.
- 6 (d) "Interrogation" means the questioning of a fireman
- 7 pursuant to an investigation initiated by the respective State
- 8 or local governmental unit in connection with an alleged
- 9 violation of such unit's rules which may be the basis for
- 10 filing charges seeking his or her suspension, removal, or
- 11 discharge. The term does not include questioning as part of an
- 12 informal inquiry as to allegations of misconduct relating to
- minor infractions of agency rules which may be noted on the
- 14 fireman's record but which may not in themselves result in
- 15 removal, discharge, or suspension from duty in excess of 24
- 16 duty hours.
- 17 (e) "Administrative proceeding" means any non-judicial
- hearing which is authorized to recommend, approve or order the
- 19 suspension, removal, or discharge of a fireman.
- 20 (Source: P.A. 94-188, eff. 7-12-05.)
- 21 Section 99. Effective date. This Act takes effect upon
- 22 becoming law.