

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21 2003, and repealed by Public Act 93-205, effective January 1,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 financial
4 support, including zero-interest and low-interest loans, for
5 the purchase of fire trucks by a fire department, a fire
6 protection district, or a township fire department. The
7 Authority shall provide support ~~make loans~~ based on need, as
8 determined by the State Fire Marshal.

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

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

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

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

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

24 (f) Notwithstanding the repeal of Section 3-27 of the Rural
25 Bond Bank Act, all otherwise lawful actions taken on or after
26 January 1, 2004 and before the effective date of this Section

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

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

8 (20 ILCS 3501/825-81)

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

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

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

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

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

1 would otherwise be used under this Section.

2 (c) A loan under the program may not exceed \$2,000,000 to
3 any fire department or fire protection district. The repayment
4 period for the loan may not exceed 25 years. The fire
5 department or fire protection district shall repay each year at
6 least 4% of the principal amount borrowed or the remaining
7 balance of the loan, whichever is less. All repayments of loans
8 shall be deposited into the Fire Station Revolving Loan Fund.

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

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

13 (20 ILCS 3501/825-85)

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

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

25 (b) The loan funds, subject to appropriation, shall be paid

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

23 (b-1) There is hereby appropriated, on a continuing annual
24 basis in each fiscal year, from the Ambulance Revolving Loan
25 Fund, the amount, if any, of funds received into the Ambulance
26 Revolving Loan Fund to the State Fire Marshal for payment to

1 the Authority for the purposes for which the moneys would
2 otherwise be used under this Section.

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

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

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

16 (20 ILCS 3501/825-87 new)

17 Sec. 825-87. Public life safety capital investment finance
18 program.

19 (a) In addition to the powers set forth in Sections 825-80,
20 825-81, and 825-85 of this Act and in furtherance of the
21 purposes and programs set forth in those Sections, the
22 Authority may use loans and guarantees as authorized in this
23 Act to maximize the number of participants in the programs and
24 to maximize the efficient use of taxpayer appropriated funds.
25 The moneys identified in Sections 825-80, 825-81, and 825-85 of

1 this Act shall be used by the Authority only for the express
2 purposes described in those Sections.

3 (b) The Authority, after consulting with the State Fire
4 Marshal, may determine the financial structure, including but
5 not limited to the terms, conditions, collateral, maturity, and
6 interest rate, of loans or guarantees authorized by the
7 programs under Sections 825-80, 825-81, and 825-85 of this Act.

8 (c) The Authority and the State Fire Marshal may access the
9 moneys referenced in Sections 825-80, 825-81, and 825-85 of
10 this Act and may fix, determine, charge, and collect fees, in
11 connection with the programs under Sections 825-80, 825-81 and
12 825-85 of this Act and in furtherance of the purposes set forth
13 in this Section.

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

17 (30 ILCS 105/5.712 rep.)

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

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

22 (425 ILCS 25/13.1) (from Ch. 127 1/2, par. 17.1)

23 Sec. 13.1. Fire Prevention Fund.

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

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

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

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

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

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

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

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

26 (2) Of the moneys deposited into the Fund under Section

1 12 of this Act, 10% shall be available for the maintenance
2 of the Chicago Fire Department Training Program and the
3 expenses, facilities and structures incident thereto, in
4 addition to any moneys payable from the Fund to the City of
5 Chicago pursuant to the Illinois Fire Protection Training
6 Act.

7 (3) For making payments to local governmental agencies
8 and individuals pursuant to Section 10 of the Illinois Fire
9 Protection Training Act.

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

12 (4.5) For the maintenance, operation, and capital
13 expenses of the Mutual Aid Box Alarm System (MABAS).

14 (4.6) For grants awarded by the Small Fire-fighting and
15 Ambulance Service Equipment Grant Program established by
16 Section 2.7 of the State Fire Marshal Act.

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

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

1 be transferred from the Fire Prevention Fund to the Fire
2 Service and Small Equipment Fund, an amount equal to \$1.50 from
3 each fine received shall be transferred from the Fire
4 Prevention Fund to the Fire Truck Revolving Loan Fund, and an
5 amount equal to \$4 from each fine received shall be transferred
6 from the Fire Prevention Fund to the Ambulance Revolving Loan
7 Fund. These moneys shall be transferred from the moneys
8 deposited into the Fire Prevention Fund pursuant to Public Act
9 95-154, together with not more than 25% of any unspent
10 appropriations from the prior fiscal year. These moneys may be
11 allocated to the Fire Truck Revolving Loan Fund, Ambulance
12 Revolving Loan Fund, and Fire Service and Small Equipment Fund
13 at the discretion of the Office of the State Fire Marshal for
14 the purpose of implementation of this Act.

15 (d) Any portion of the Fire Prevention Fund remaining
16 unexpended at the end of any fiscal year which is not needed
17 for the maintenance and expenses of the Office of the State
18 Fire Marshal or the maintenance and expenses of the Illinois
19 Fire Service Institute, shall remain in the Fire Prevention
20 Fund for the exclusive and restricted uses provided in
21 subsections (c) and (c-5) of this Section.

22 (e) The Office of the State Fire Marshal shall keep on file
23 an itemized statement of all expenses incurred which are
24 payable from the Fund, other than expenses incurred by the
25 Illinois Fire Service Institute, and shall approve all vouchers
26 issued therefor before they are submitted to the State

1 Comptroller for payment. Such vouchers shall be allowed and
2 paid in the same manner as other claims against the State.

3 (Source: P.A. 96-286, eff. 8-11-09; 96-1176, eff. 7-22-10;
4 97-114, eff. 1-1-12.)

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

7 (730 ILCS 5/5-9-1.12)

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

9 (a) In addition to any other penalty imposed, a fine of
10 \$500 shall be imposed upon a person convicted of the offense of
11 arson, residential arson, or aggravated arson.

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

1 purposes established in Section 13.1 of the Fire Investigation
2 Act.

3 (c) (Blank) ~~The moneys in the Fire Service and Small~~
4 ~~Equipment Fund collected as additional fines under this Section~~
5 ~~shall be distributed by the Office of the State Fire Marshal as~~
6 ~~appropriated and according to the rules set forth and adopted~~
7 ~~under the Emergency Services Response Reimbursement for~~
8 ~~Criminal Convictions Act.~~

9 (d) (Blank).

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