



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB1044

by Rep. Eddie Lee Jackson, Sr.

SYNOPSIS AS INTRODUCED:

430 ILCS 15/8 new

Amends the Gasoline Storage Act. Authorizes the State Fire Marshal, in the name of the People of the State of Illinois and through the Attorney General, the State's Attorney of any county, any interested resident of the State, or any interested legal entity within the State, to petition a court with appropriate jurisdiction for an order enjoining any person, firm, association, corporation, or other entity from any violation of the Act or the rules and regulations of the State Fire Marshal promulgated under the Act.

LRB098 08336 JDS 38441 b

1 AN ACT concerning safety.

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

4 Section 5. The Gasoline Storage Act is amended by adding
5 Section 8 as follows:

6 (430 ILCS 15/8 new)

7 Sec. 8. Injunctive relief. The State Fire Marshal, in the
8 name of the People of the State of Illinois and through the
9 Attorney General, the State's Attorney of any county, any
10 interested resident of the State, or any interested legal
11 entity within the State, may petition a court with appropriate
12 jurisdiction for an order enjoining any person, firm,
13 association, corporation, or other entity from any violation of
14 this Act or the rules and regulations of the State Fire Marshal
15 promulgated under this Act. The court may enter a temporary
16 restraining order without notice or bond to enjoin any conduct
17 in violation of this Act or its rules.

18 If it is established that any person or entity remains in
19 violation of this Act or its rules, the court may enter an
20 order permanently enjoining that person or entity from any
21 conduct in violation of this Act or rules adopted under this
22 Act. In the case of a violation of any injunctive order entered
23 under the provisions of this Section, the court may summarily

1 try and punish the offender for contempt of court. The
2 injunctive relief provided under this Section shall be in
3 addition to any other penalty or remedy provided in this Act.