



Rep. Rita Mayfield

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1 AMENDMENT TO HOUSE BILL 5206

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5206 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Civil Administrative Code of Illinois is  
5 amended by changing Sections 5-15, 5-20, and 5-160 as follows:

6 (20 ILCS 5/5-15) (was 20 ILCS 5/3)

7 Sec. 5-15. Departments of State government. The  
8 Departments of State government are created as follows:

9 The Department on Aging.

10 The Department of Agriculture.

11 The Department of Central Management Services.

12 The Department of Children and Family Services.

13 The Department of Commerce and Economic Opportunity.

14 The Department of Corrections.

15 The Department of Early Childhood.

16 The Department of Employment Security.

1           The Illinois Emergency Management Agency and Office of  
2           Homeland Security.

3           The Department of Financial and Professional  
4           Regulation.

5           The Department of Healthcare and Family Services.

6           The Department of Human Rights.

7           The Department of Human Services.

8           The Department of Innovation and Technology.

9           The Department of Insurance.

10          The Department of Juvenile Justice.

11          The Department of Labor.

12          The Department of the Lottery.

13          The Department of Natural Resources.

14          The Department of Public Health.

15          The Department of Revenue.

16          The Illinois State Police.

17          The Department of Transportation.

18          The Department of Veterans Affairs.

19          (Source: P.A. 103-594, eff. 6-25-24; 104-234, eff. 8-15-25.)

20          (20 ILCS 5/5-20) (was 20 ILCS 5/4)

21          Sec. 5-20. Heads of departments. Each department shall  
22          have an officer as its head who shall be known as director or  
23          secretary and who shall, subject to the provisions of the  
24          Civil Administrative Code of Illinois, execute the powers and  
25          discharge the duties vested by law in his or her respective

1 department.

2 The following officers are hereby created:

3 Director of Aging, for the Department on Aging.

4 Director of Agriculture, for the Department of  
5 Agriculture.

6 Director of Central Management Services, for the  
7 Department of Central Management Services.

8 Director of Children and Family Services, for the  
9 Department of Children and Family Services.

10 Director of Commerce and Economic Opportunity, for the  
11 Department of Commerce and Economic Opportunity.

12 Director of Corrections, for the Department of  
13 Corrections.

14 Director of the Illinois Emergency Management Agency  
15 and Office of Homeland Security, for the Illinois  
16 Emergency Management Agency and Office of Homeland  
17 Security.

18 Secretary of Early Childhood, for the Department of  
19 Early Childhood.

20 Director of Employment Security, for the Department of  
21 Employment Security.

22 Secretary of Financial and Professional Regulation,  
23 for the Department of Financial and Professional  
24 Regulation.

25 Director of Healthcare and Family Services, for the  
26 Department of Healthcare and Family Services.

1 Director of Human Rights, for the Department of Human  
2 Rights.

3 Secretary of Human Services, for the Department of  
4 Human Services.

5 Secretary of Innovation and Technology, for the  
6 Department of Innovation and Technology.

7 Director of Insurance, for the Department of  
8 Insurance.

9 Director of Juvenile Justice, for the Department of  
10 Juvenile Justice.

11 Director of Labor, for the Department of Labor.

12 Director of the Lottery, for the Department of the  
13 Lottery.

14 Director of Natural Resources, for the Department of  
15 Natural Resources.

16 Director of Public Health, for the Department of  
17 Public Health.

18 Director of Revenue, for the Department of Revenue.

19 Director of the Illinois State Police, for the  
20 Illinois State Police.

21 Secretary of Transportation, for the Department of  
22 Transportation.

23 Director of Veterans Affairs, for the Department of  
24 Veterans Affairs.

25 (Source: P.A. 103-594, eff. 6-25-24; 104-234, eff. 8-15-25.)

1 (20 ILCS 5/5-160) (was 20 ILCS 5/5.13h)

2 Sec. 5-160. In the Illinois Emergency Management Agency  
3 and Office of Homeland Security. Assistant Director of the  
4 Illinois Emergency Management Agency and Office of Homeland  
5 Security.

6 (Source: P.A. 93-1029, eff. 8-25-04.)

7 Section 10. The Illinois Emergency Management Agency Act  
8 is amended by changing Sections 1, 2, 3, 4, 5, 6, 7, 8, 10, 12,  
9 14, 18, 20, and 23 and by adding Section 5.5 as follows:

10 (20 ILCS 3305/1) (from Ch. 127, par. 1051)

11 Sec. 1. Short Title. This Act may be cited as the Illinois  
12 Emergency Management and Homeland Security ~~Agency~~ Act.

13 (Source: P.A. 87-168.)

14 (20 ILCS 3305/2) (from Ch. 127, par. 1052)

15 Sec. 2. Policy and Purposes.

16 (a) Because of the possibility of the occurrence of  
17 disasters of unprecedented size and destructiveness resulting  
18 from the explosion in this or in neighboring states of atomic  
19 or other means from without or by means of sabotage or other  
20 disloyal actions within, or from fire, flood, earthquake,  
21 telecommunications failure, or other natural or technological  
22 causes, and in order to insure that this State will be prepared  
23 to and will adequately deal with any disasters, preserve the

1 lives and property of the people of this State and protect the  
2 public peace, health, and safety in the event of a disaster, it  
3 is found and declared to be necessary:

4 (1) To create a State emergency management and  
5 homeland security agency ~~an Illinois Emergency Management~~  
6 ~~Agency~~ and to authorize emergency management programs  
7 within the political subdivisions of the State.

8 (2) To confer upon the Governor and upon the principal  
9 executive officer of the political subdivisions of the  
10 State the powers provided herein.

11 (3) To provide for the rendering of mutual aid among  
12 the political subdivisions and taxing districts of the  
13 State and with other states and with respect to the  
14 carrying out of ~~an~~ emergency management and homeland  
15 security programs ~~program~~.

16 (b) It is further declared to be the purpose of this Act  
17 and the policy of the State that all emergency management and  
18 homeland security programs of this State be coordinated to the  
19 maximum extent with the comparable programs of the federal  
20 government, including its various departments and agencies, of  
21 other states and localities and private agencies of every  
22 type, to the end that the most effective preparation and use  
23 may be made of the nation's resources and facilities for  
24 dealing with any disaster that may occur.

25 (Source: P.A. 87-168; 88-606, eff. 1-1-95.)

1 (20 ILCS 3305/3) (from Ch. 127, par. 1053)

2 Sec. 3. Limitations. Nothing in this Act shall be  
3 construed to:

4 (a) Interfere with the course or conduct of a labor  
5 dispute, except that actions otherwise authorized by this Act  
6 or other laws may be taken when necessary to mitigate imminent  
7 or existing danger to public health or safety;

8 (b) Interfere with dissemination of news or comment of  
9 public affairs; but any communications facility or  
10 organization (including but not limited to radio and  
11 television stations, wire services, and newspapers) may be  
12 requested to transmit or print public service messages  
13 furnishing information or instructions in connection with a  
14 disaster;

15 (c) Affect the jurisdiction or responsibilities of police  
16 forces, fire fighting forces, units of the armed forces of the  
17 United States, or of any personnel thereof, when on active  
18 duty; but State and political subdivision emergency operations  
19 plans shall place reliance upon the forces available for  
20 performance of functions related to emergency management and  
21 homeland security;

22 (d) Limit, modify, or abridge the authority of the  
23 Governor to proclaim martial law or exercise any other powers  
24 vested in the Governor under the constitution, statutes, or  
25 common law of this State, independent of or in conjunction  
26 with any provisions of this Act; limit any home rule unit; or

1 prohibit any contract or association pursuant to Article VII,  
2 Section 10 of the Illinois Constitution.

3 (Source: P.A. 92-73, eff. 1-1-02.)

4 (20 ILCS 3305/4) (from Ch. 127, par. 1054)

5 Sec. 4. Definitions. As used in this Act, unless the  
6 context clearly indicates otherwise, the following words and  
7 terms have the meanings ascribed to them in this Section:

8 "Coordinator" means the staff assistant to the principal  
9 executive officer of a political subdivision with the duty of  
10 coordinating the emergency management programs of that  
11 political subdivision.

12 "Cyber incident" means an event occurring on or conducted  
13 through a computer network that actually or imminently  
14 jeopardizes the integrity, confidentiality, or availability of  
15 computers, information or communications systems or networks,  
16 physical or virtual infrastructure controlled by computers or  
17 information systems, or information resident thereon that  
18 affect or control infrastructure or communications networks  
19 utilized by the public. "Cyber incident" includes a  
20 vulnerability in information systems, system security  
21 procedures, internal controls, or implementations that could  
22 be exploited by a threat source that affect or control  
23 infrastructure or communications networks utilized by the  
24 public.

25 "Disaster" means an occurrence or threat of widespread or

1 severe damage, injury or loss of life or property resulting  
2 from any natural, technological, or human cause, including but  
3 not limited to fire, flood, earthquake, wind, storm, hazardous  
4 materials spill or other water contamination requiring  
5 emergency action to avert danger or damage, epidemic, air  
6 contamination, blight, extended periods of severe and  
7 inclement weather, drought, infestation, critical shortages of  
8 essential fuels and energy, explosion, riot, hostile military  
9 or paramilitary action, public health emergencies, cyber  
10 incidents, or acts of domestic terrorism.

11 "Emergency Management" means the efforts of the State and  
12 the political subdivisions to develop, plan, analyze, conduct,  
13 provide, implement and maintain programs for disaster  
14 mitigation, preparedness, response and recovery.

15 "Emergency Services and Disaster Agency" means the agency  
16 by this name, by the name Emergency Management Agency, or by  
17 any other name that is established by ordinance within a  
18 political subdivision to coordinate the emergency management  
19 program within that political subdivision and with private  
20 organizations, other political subdivisions, the State and  
21 federal governments.

22 "Emergency Operations Plan" means the written plan of the  
23 State and political subdivisions describing the organization,  
24 mission, and functions of the government and supporting  
25 services for responding to and recovering from disasters and  
26 shall include plans that take into account the needs of those

1 individuals with household pets and service animals following  
2 a major disaster or emergency.

3 "Emergency Services" means the coordination of functions  
4 by the State and its political subdivisions ~~subdivision~~, other  
5 than functions for which military forces are primarily  
6 responsible, as may be necessary or proper to prevent,  
7 minimize, repair, and alleviate injury and damage resulting  
8 from any natural or technological causes. These functions  
9 include, without limitation, fire fighting services, police  
10 services, emergency aviation services, medical and health  
11 services, HazMat and technical rescue teams, rescue,  
12 engineering, warning services, communications, radiological,  
13 chemical and other special weapons defense, evacuation of  
14 persons from stricken or threatened areas, emergency assigned  
15 functions of plant protection, temporary restoration of public  
16 utility services and other functions related to civilian  
17 protection, together with all other activities necessary or  
18 incidental to protecting life or property.

19 "Exercise" means an event or activity delivered through  
20 discussion or action to develop, assess, or validate  
21 capabilities to achieve planned objectives ~~a planned event~~  
22 ~~realistically simulating a disaster, conducted for the purpose~~  
23 ~~of evaluating the political subdivision's coordinated~~  
24 ~~emergency management capabilities, including, but not limited~~  
25 ~~to, testing the emergency operations plan.~~

26 "HazMat team" means a career or volunteer mobile support

1 team that has been authorized by a unit of local government to  
2 respond to hazardous materials emergencies and that is  
3 primarily designed for emergency response to chemical or  
4 biological terrorism, radiological emergencies, hazardous  
5 material spills, releases, or fires, or other contamination  
6 events.

7 "Illinois Emergency Management Agency and Office of  
8 Homeland Security" or "Agency" means the agency established by  
9 this Act within the executive branch of State Government  
10 responsible for coordination of the overall emergency  
11 management and homeland security programs ~~program~~ of the State  
12 and with private organizations, political subdivisions, and  
13 the federal government. Illinois Emergency Management Agency  
14 and Office of Homeland Security also means the State Emergency  
15 Response Commission responsible for the implementation of  
16 Title III of the Superfund Amendments and Reauthorization Act  
17 of 1986.

18 "Incident" means a disaster that does not rise to the  
19 level of a Governor-issued proclamation.

20 "Mobile Support Team" or "MST" means a group of  
21 individuals designated as a team by the Governor or Director  
22 to train prior to and to be activated, if the Governor or the  
23 Director so determines, to aid and reinforce the State and  
24 political subdivision emergency management efforts in response  
25 to an incident, disaster, federally declared national special  
26 security event, or other large public event.

1 "Municipality" means any city, village, and incorporated  
2 town.

3 "Political Subdivision" means any county, city, village,  
4 or incorporated town or township if the township is in a county  
5 having a population of more than 2,000,000.

6 "Principal Executive Officer" means chair of the county  
7 board, supervisor of a township if the township is in a county  
8 having a population of more than 2,000,000, mayor of a city or  
9 incorporated town, president of a village, or in their absence  
10 or disability, the interim successor as established under  
11 Section 7 of the Emergency Interim Executive Succession Act.

12 "Public health emergency" means an occurrence or imminent  
13 threat of an illness or health condition that:

14 (a) is believed to be caused by any of the following:

15 (i) bioterrorism;

16 (ii) the appearance of a novel or previously  
17 controlled or eradicated infectious agent or  
18 biological toxin;

19 (iii) a natural disaster;

20 (iv) a chemical attack or accidental release; or

21 (v) a nuclear attack or accident; and

22 (b) poses a high probability of any of the following  
23 harms:

24 (i) a large number of deaths in the affected  
25 population;

26 (ii) a large number of serious or long-term

1 disabilities in the affected population; or

2 (iii) widespread exposure to an infectious or  
3 toxic agent that poses a significant risk of  
4 substantial future harm to a large number of people in  
5 the affected population.

6 "Statewide mutual aid organization" means an entity with  
7 local government members throughout the State that facilitates  
8 temporary assistance through its members in a particular  
9 public safety discipline, such as police, fire or emergency  
10 management, when an occurrence exceeds a member jurisdiction's  
11 capabilities.

12 "Statewide Interoperability Coordinator" or "SWIC" means  
13 the position created in the Agency under Section 5.5 of this  
14 Act.

15 "Technical rescue team" means a career or volunteer mobile  
16 support team that has been authorized by a unit of local  
17 government to respond to building collapse, high angle rescue,  
18 and other specialized rescue emergencies and that is primarily  
19 designated for emergency response to technical rescue events.

20 (Source: P.A. 104-418, eff. 1-1-26.)

21 (20 ILCS 3305/5) (from Ch. 127, par. 1055)

22 Sec. 5. Illinois Emergency Management Agency and Office of  
23 Homeland Security.

24 (a) There is created within the executive branch of the  
25 State Government an Illinois Emergency Management Agency and

1 Office of Homeland Security and a Director of the Illinois  
2 Emergency Management Agency and Office of Homeland Security,  
3 herein called the "Director" who shall be the head thereof.  
4 The Director shall be appointed by the Governor, with the  
5 advice and consent of the Senate, and shall serve for a term of  
6 2 years beginning on the third Monday in January of the  
7 odd-numbered year, and until a successor is appointed and has  
8 qualified; ~~except that the term of the first Director~~  
9 ~~appointed under this Act shall expire on the third Monday in~~  
10 ~~January, 1989.~~ The Director shall not hold any other  
11 remunerative public office. ~~For terms beginning after January~~  
12 ~~18, 2019 (the effective date of Public Act 100-1179) and~~  
13 ~~before January 16, 2023, the annual salary of the Director~~  
14 ~~shall be as provided in Section 5-300 of the Civil~~  
15 ~~Administrative Code of Illinois.~~ Notwithstanding any other  
16 provision of law, for terms beginning on or after January 16,  
17 2023, the Director shall receive an annual salary of \$180,000  
18 or as set by the Governor, whichever is higher. On July 1,  
19 2023, and on each July 1 thereafter, the Director shall  
20 receive an increase in salary based on a cost of living  
21 adjustment as authorized by Senate Joint Resolution 192 of the  
22 86th General Assembly.

23 For terms beginning on or after January 16, 2023, the  
24 Assistant Director of the ~~Illinois Emergency Management~~ Agency  
25 shall receive an annual salary of \$156,600 or as set by the  
26 Governor, whichever is higher. On July 1, 2023, and on each

1 July 1 thereafter, the Assistant Director shall receive an  
2 increase in salary based on a cost of living adjustment as  
3 authorized by Senate Joint Resolution 192 of the 86th General  
4 Assembly.

5 (b) The ~~Illinois Emergency Management~~ Agency shall obtain,  
6 under the provisions of the Personnel Code, technical,  
7 clerical, stenographic and other administrative personnel, and  
8 may make expenditures within the appropriation therefor as may  
9 be necessary to carry out the purpose of this Act. ~~The agency~~  
10 ~~created by this Act is intended to be a successor to the agency~~  
11 ~~created under the Illinois Emergency Services and Disaster~~  
12 ~~Agency Act of 1975 and the personnel, equipment, records, and~~  
13 ~~appropriations of that agency are transferred to the successor~~  
14 ~~agency as of June 30, 1988 (the effective date of this Act).~~

15 (c) The Director, subject to the direction and control of  
16 the Governor, shall be the executive head of the ~~Illinois~~  
17 ~~Emergency Management~~ Agency and the State Emergency Response  
18 Commission and shall be responsible under the direction of the  
19 Governor, for carrying out the programs ~~program~~ for emergency  
20 management, nuclear and radiation safety, and homeland  
21 security of this State. The Director shall also maintain  
22 liaison and cooperate with the emergency management, nuclear  
23 and radiation safety, and homeland security organizations of  
24 this State and other states and of the federal government.

25 (d) The ~~Illinois Emergency Management~~ Agency shall take an  
26 integral part in the development and revision of political

1 subdivision emergency operations plans prepared under  
2 paragraph (f) of Section 10. To this end it shall employ or  
3 otherwise secure the services of professional and technical  
4 personnel capable of providing expert assistance to the  
5 emergency services and disaster agencies. These personnel  
6 shall consult with emergency services and disaster agencies on  
7 a regular basis and shall make field examinations of the  
8 areas, circumstances, and conditions that particular political  
9 subdivision emergency operations plans are intended to apply.

10 (e) The ~~Illinois Emergency Management~~ Agency and political  
11 subdivisions shall be encouraged to form an emergency  
12 management advisory committee composed of private and public  
13 personnel representing the emergency management phases of  
14 mitigation, preparedness, response, and recovery. The Local  
15 Emergency Planning Committee, as created under the Illinois  
16 Emergency Planning and Community Right to Know Act, shall  
17 serve as an advisory committee to the emergency services and  
18 disaster agency or agencies serving within the boundaries of  
19 that Local Emergency Planning Committee planning district for:

20 (1) the development of emergency operations plan  
21 provisions for hazardous chemical emergencies; and

22 (2) the assessment of emergency response capabilities  
23 related to hazardous chemical emergencies.

24 (f) The ~~Illinois Emergency Management~~ Agency shall:

25 (1) Coordinate the overall emergency management, and  
26 nuclear and radiation safety, and homeland security

1 programs ~~program~~ of the State.

2 (2) Cooperate with local governments, the federal  
3 government, and any public or private agency or entity in  
4 achieving any purpose of this Act and in implementing  
5 emergency management programs for mitigation,  
6 preparedness, response, and recovery.

7 (2.5) Develop a comprehensive emergency preparedness  
8 and response plan for any nuclear accident in accordance  
9 with Section 65 of the Nuclear Safety Law of 2004 and in  
10 development of the Illinois Nuclear Safety Preparedness  
11 program in accordance with Section 8 of the Illinois  
12 Nuclear Safety Preparedness Act.

13 (2.6) Coordinate with the Department of Public Health  
14 with respect to planning for and responding to public  
15 health emergencies.

16 (3) Prepare, for issuance by the Governor, executive  
17 orders, proclamations, and regulations as necessary or  
18 appropriate in coping with disasters.

19 (4) Promulgate rules and requirements for political  
20 subdivision emergency operations plans that are not  
21 inconsistent with and are at least as stringent as  
22 applicable federal laws and regulations.

23 (5) Review and approve, in accordance with ~~Illinois~~  
24 ~~Emergency Management~~ Agency rules, emergency operations  
25 plans for those political subdivisions required to have an  
26 emergency services and disaster agency pursuant to this

1 Act.

2 (5.5) Promulgate rules and requirements for the  
3 political subdivision emergency management exercises,  
4 including, but not limited to, exercises of the emergency  
5 operations plans.

6 (5.10) Review, evaluate, and approve, in accordance  
7 with ~~Illinois Emergency Management~~ Agency rules, political  
8 subdivision emergency management exercises for those  
9 political subdivisions required to have an emergency  
10 services and disaster agency pursuant to this Act.

11 (6) Determine requirements of the State and its  
12 political subdivisions for food, clothing, and other  
13 necessities in event of a disaster.

14 (7) Establish a register of persons with types of  
15 emergency management training and skills in mitigation,  
16 preparedness, response, and recovery.

17 (8) Establish a register of government and private  
18 response resources available for use in a disaster.

19 (9) Expand the Earthquake Awareness Program and its  
20 efforts to distribute earthquake preparedness materials to  
21 schools, political subdivisions, community groups, civic  
22 organizations, and the media. Emphasis will be placed on  
23 those areas of the State most at risk from an earthquake.  
24 Maintain the list of all school districts, hospitals,  
25 airports, power plants, including nuclear power plants,  
26 lakes, dams, emergency response facilities of all types,

1 and all other major public or private structures which are  
2 at the greatest risk of damage from earthquakes under  
3 circumstances where the damage would cause subsequent harm  
4 to the surrounding communities and residents.

5 (10) Disseminate all information, completely and  
6 without delay, on water levels for rivers and streams and  
7 any other data pertaining to potential flooding supplied  
8 by the Division of Water Resources within the Department  
9 of Natural Resources to all political subdivisions to the  
10 maximum extent possible.

11 (11) Develop agreements, if feasible, with medical  
12 supply and equipment firms to supply resources as are  
13 necessary to respond to an earthquake or any other  
14 disaster as defined in this Act. These resources will be  
15 made available upon notifying the vendor of the disaster.  
16 Payment for the resources will be in accordance with  
17 Section 7 of this Act. The Illinois Department of Public  
18 Health shall determine which resources will be required  
19 and requested.

20 (11.5) In coordination with the Illinois State Police,  
21 develop and implement a community outreach program to  
22 promote awareness among the State's parents and children  
23 of child abduction prevention and response.

24 (12) Out of funds appropriated for these purposes,  
25 award capital and non-capital grants to Illinois hospitals  
26 or health care facilities located outside of a city with a

1 population in excess of 1,000,000 to be used for purposes  
2 that include, but are not limited to, preparing to respond  
3 to mass casualties and disasters, maintaining and  
4 improving patient safety and quality of care, and  
5 protecting the confidentiality of patient information. No  
6 single grant for a capital expenditure shall exceed  
7 \$300,000. No single grant for a non-capital expenditure  
8 shall exceed \$100,000. In awarding such grants, preference  
9 shall be given to hospitals that serve a significant  
10 number of Medicaid recipients, but do not qualify for  
11 disproportionate share hospital adjustment payments under  
12 the Illinois Public Aid Code. To receive such a grant, a  
13 hospital or health care facility must provide funding of  
14 at least 50% of the cost of the project for which the grant  
15 is being requested. In awarding such grants the ~~Illinois~~  
16 ~~Emergency Management~~ Agency shall consider the  
17 recommendations of the Illinois Hospital Association.

18 (13) Do all other things necessary, incidental or  
19 appropriate for the implementation of this Act.

20 (g) The ~~Illinois Emergency Management~~ Agency is authorized  
21 to make grants to various higher education institutions,  
22 public K-12 school districts, area vocational centers as  
23 designated by the State Board of Education, inter-district  
24 special education cooperatives, regional safe schools, and  
25 nonpublic K-12 schools for safety and security improvements.  
26 For the purpose of this subsection (g), "higher education

1 institution" means a public university, a public community  
2 college, or an independent, not-for-profit or for-profit  
3 higher education institution located in this State. Grants  
4 made under this subsection (g) shall be paid out of moneys  
5 appropriated for that purpose from the Build Illinois Bond  
6 Fund. The ~~Illinois Emergency Management~~ Agency shall adopt  
7 rules to implement this subsection (g). These rules may  
8 specify: (i) the manner of applying for grants; (ii) project  
9 eligibility requirements; (iii) restrictions on the use of  
10 grant moneys; (iv) the manner in which the various higher  
11 education institutions must account for the use of grant  
12 moneys; and (v) any other provision that the ~~Illinois~~  
13 ~~Emergency Management~~ Agency determines to be necessary or  
14 useful for the administration of this subsection (g).

15 (g-5) The ~~Illinois Emergency Management~~ Agency is  
16 authorized to make grants to not-for-profit organizations  
17 which are exempt from federal income taxation under section  
18 501(c)(3) of the Federal Internal Revenue Code for eligible  
19 security improvements that assist the organization in  
20 preventing, preparing for, or responding to threats, attacks,  
21 or acts of terrorism. To be eligible for a grant under the  
22 program, the Agency must determine that the organization is at  
23 a high risk of being subject to threats, attacks, or acts of  
24 terrorism based on the organization's profile, ideology,  
25 mission, or beliefs. Eligible security improvements shall  
26 include all eligible preparedness activities under the federal

1 Nonprofit Security Grant Program, including, but not limited  
2 to, physical security upgrades, security training exercises,  
3 preparedness training exercises, contracting with security  
4 personnel, and any other security upgrades deemed eligible by  
5 the Director. Eligible security improvements shall not  
6 duplicate, in part or in whole, a project included under any  
7 awarded federal grant or in a pending federal application. The  
8 Director shall establish procedures and forms by which  
9 applicants may apply for a grant and procedures for  
10 distributing grants to recipients. Any security improvements  
11 awarded shall remain at the physical property listed in the  
12 grant application, unless authorized by Agency rule or  
13 approved by the Agency in writing. The procedures shall  
14 require each applicant to do the following:

15 (1) identify and substantiate prior or current  
16 threats, attacks, or acts of terrorism against the  
17 not-for-profit organization;

18 (2) indicate the symbolic or strategic value of one or  
19 more sites that renders the site a possible target of a  
20 threat, attack, or act of terrorism;

21 (3) discuss potential consequences to the organization  
22 if the site is damaged, destroyed, or disrupted by a  
23 threat, attack, or act of terrorism;

24 (4) describe how the grant will be used to integrate  
25 organizational preparedness with broader State and local  
26 preparedness efforts, as described by the Agency in each

1 Notice of Opportunity for Funding;

2 (5) submit (i) a vulnerability assessment conducted by  
3 experienced security, law enforcement, or military  
4 personnel, or conducted using an Agency-approved or  
5 federal Nonprofit Security Grant Program self-assessment  
6 tool, and (ii) a description of how the grant award will be  
7 used to address the vulnerabilities identified in the  
8 assessment; and

9 (6) submit any other relevant information as may be  
10 required by the Director.

11 The Agency is authorized to use funds appropriated for the  
12 grant program described in this subsection (g-5) to administer  
13 the program. Any Agency Notice of Opportunity for Funding,  
14 proposed or final rulemaking, guidance, training opportunity,  
15 or other resource related to the grant program must be  
16 published on the Agency's publicly available website, and any  
17 announcements related to funding shall be shared with all  
18 State legislative offices, the Governor's office, emergency  
19 services and disaster agencies mandated or required pursuant  
20 to subsections (b) through (d) of Section 10, and any other  
21 State agencies as determined by the Agency. Subject to  
22 appropriation, the grant application period shall be open for  
23 no less than 45 calendar days during the first application  
24 cycle each fiscal year, unless the Agency determines that a  
25 shorter period is necessary to avoid conflicts with the annual  
26 federal Nonprofit Security Grant Program funding cycle.

1 Additional application cycles may be conducted during the same  
2 fiscal year, subject to availability of funds. Upon request,  
3 Agency staff shall provide reasonable assistance to any  
4 applicant in completing a grant application or meeting a  
5 post-award requirement.

6 In addition to any advance payment rules or procedures  
7 adopted by the Agency, the Agency shall adopt rules or  
8 procedures by which grantees under this subsection (g-5) may  
9 receive a working capital advance of initial start-up costs  
10 and up to 2 months of program expenses, not to exceed 25% of  
11 the total award amount, if, during the application process,  
12 the grantee demonstrates a need for funds to commence a  
13 project. The remaining funds must be paid through  
14 reimbursement after the grantee presents sufficient supporting  
15 documentation of expenditures for eligible activities.

16 (h) Except as provided in Section 17.5 of this Act, any  
17 moneys received by the Agency from donations or sponsorships  
18 unrelated to a disaster shall be deposited in the Emergency  
19 Planning and Training Fund and used by the Agency, subject to  
20 appropriation, to effectuate planning and training activities.  
21 Any moneys received by the Agency from donations during a  
22 disaster and intended for disaster response or recovery shall  
23 be deposited into the Disaster Response and Recovery Fund and  
24 used for disaster response and recovery pursuant to the  
25 Disaster Relief Act.

26 (i) The ~~Illinois Emergency Management~~ Agency may by rule

1 assess and collect reasonable fees for attendance at  
2 Agency-sponsored conferences to enable the Agency to carry out  
3 the requirements of this Act. Any moneys received under this  
4 subsection shall be deposited in the Emergency Planning and  
5 Training Fund and used by the Agency, subject to  
6 appropriation, for planning and training activities.

7 (j) The ~~Illinois Emergency Management~~ Agency is authorized  
8 to make grants to other State agencies, public universities,  
9 units of local government, and statewide mutual aid  
10 organizations to enhance statewide emergency preparedness and  
11 response.

12 (k) Subject to appropriation from the Emergency Planning  
13 and Training Fund, the ~~Illinois Emergency Management~~ Agency  
14 ~~and Office of Homeland Security~~ shall obtain training services  
15 and support for local emergency services and support for local  
16 emergency services and disaster agencies for training,  
17 exercises, and equipment related to carbon dioxide pipelines  
18 and sequestration, and, subject to the availability of  
19 funding, shall provide \$5,000 per year to the Illinois Fire  
20 Service Institute for first responder training required under  
21 Section 4-615 of the Public Utilities Act. Amounts in the  
22 Emergency Planning and Training Fund will be used by the  
23 ~~Illinois Emergency Management~~ Agency ~~and Office of Homeland~~  
24 ~~Security~~ for administrative costs incurred in carrying out the  
25 requirements of this subsection. To carry out the purposes of  
26 this subsection, the ~~Illinois Emergency Management~~ Agency ~~and~~

1 ~~Office of Homeland Security~~ may accept moneys from all  
2 authorized sources into the Emergency Planning and Training  
3 Fund, including, but not limited to, transfers from the Carbon  
4 Dioxide Sequestration Administrative Fund and the Public  
5 Utility Fund.

6 (1) The Agency shall do all other things necessary,  
7 incidental, or appropriate for the implementation of this Act,  
8 including the adoption of rules in accordance with the  
9 Illinois Administrative Procedure Act.

10 (Source: P.A. 103-418, eff. 1-1-24; 103-588, eff. 1-1-25;  
11 103-651, eff. 7-18-24; 103-999, eff. 1-1-25; 104-417, eff.  
12 8-15-25.)

13 (20 ILCS 3305/5.5 new)

14 Sec. 5.5. Statewide Interoperability Coordinator (SWIC).

15 (a) The Statewide Interoperability Coordinator (SWIC) is  
16 hereby created as a position within the Agency.

17 (b) The SWIC shall:

18 (1) act as the senior advisor and central coordination  
19 point for public safety communications efforts and serves  
20 as the principal policy making authority for public safety  
21 interoperable communications statewide;

22 (2) plan and implement the statewide interoperability  
23 program, guided by initiatives outlined in the National  
24 Emergency Communication Plan and Statewide Communications  
25 Interoperability Plan;

1           (3) ascertain what means exist for rapid and efficient  
2           communications in times of disaster;

3           (4) serve as the central coordination point for the  
4           State's communications interoperability as well as the  
5           Single Point of Contact for the First Responder Network  
6           Authority and assist with mediation to achieve an  
7           interoperable communications ecosystem;

8           (5) coordinate with all emergency response leaders  
9           within State agencies, public jurisdictions, the federal  
10           government, and private entities to implement and maintain  
11           the state's strategic vision for interoperability to  
12           ensure emergency readiness;

13           (6) coordinate governing body activities to maximize  
14           integration and collaboration across the emergency  
15           communications landscape and serve as a member of the  
16           Statewide Interoperability Executive Committee or its  
17           successor entity and may act on behalf of the Statewide  
18           Interoperability Executive Committee;

19           (7) recommend regulatory changes relating to public  
20           safety communications and interoperability activities  
21           statewide;

22           (8) on behalf of the State, serve as the point of  
23           contact for the federal government and industry on issues  
24           concerning statewide interoperable communications;

25           (9) ensure federal funding for emergency  
26           communications initiatives are coordinated, align to the

1 National Emergency Communication Plan and Statewide  
2 Communications Interoperability Plan, and are compatible  
3 with surrounding systems;

4 (10) represent the State in national, regional, and  
5 local efforts to plan and implement changes needed to  
6 achieve interoperability and continuity of communications  
7 for emergency responders;

8 (11) ensure a comprehensive approach to public safety  
9 communications and cybersecurity across all technologies;  
10 and

11 (12) support operational communications by regularly  
12 coordinating, planning, and communicating with relevant  
13 industry, communications providers, and other  
14 stakeholders.

15 (20 ILCS 3305/6) (from Ch. 127, par. 1056)

16 Sec. 6. Emergency Management Powers of the Governor.

17 (a) The Governor shall have general direction and control  
18 of the ~~Illinois Emergency Management~~ Agency and shall be  
19 responsible for the carrying out of the provisions of this  
20 Act.

21 (b) In performing duties under this Act, the Governor is  
22 authorized to cooperate with the federal government and with  
23 other states in all matters pertaining to emergency  
24 management, nuclear and radiation safety, and homeland  
25 security.

1 (c) In performing duties under this Act, the Governor is  
2 further authorized:

3 (1) To make, amend, and rescind all lawful necessary  
4 orders, rules, and regulations to carry out the provisions  
5 of this Act within the limits of the authority conferred  
6 upon the Governor.

7 (2) To cause to be prepared a comprehensive plan and  
8 programs ~~program~~ for the emergency management, nuclear and  
9 radiation safety, and homeland security of this State,  
10 which plan and program shall be integrated into and  
11 coordinated with emergency management, nuclear and  
12 radiation safety, and homeland security plans and programs  
13 of the federal government and of other states whenever  
14 possible and which plan and program may include:

15 a. Mitigation of injury and damage caused by  
16 disaster.

17 b. Prompt and effective response to disaster.

18 c. Emergency relief.

19 d. Identification of areas particularly vulnerable  
20 to disasters.

21 e. Recommendations for zoning, building, and other  
22 land-use controls, safety measures for securing  
23 permanent structures and other mitigation measures  
24 designed to eliminate or reduce disasters or their  
25 impact.

26 f. Assistance to political subdivisions in

1 designing emergency operations plans.

2 g. Authorization and procedures for the erection  
3 or other construction of temporary works designed to  
4 mitigate danger, damage or loss from flood, or other  
5 disaster.

6 h. Preparation and distribution to the appropriate  
7 State and political subdivision officials of a State  
8 catalog of federal, State, and private assistance  
9 programs.

10 i. Organization of State personnel and chains of  
11 command.

12 j. Coordination of federal, State, and political  
13 subdivision emergency management, nuclear and  
14 radiation safety, and homeland security activities.

15 k. Other necessary matters.

16 (3) In accordance with the plans and programs ~~plan and~~  
17 ~~program~~ for the emergency management, nuclear and  
18 radiation safety, and homeland security of this State, and  
19 out of funds appropriated for these purposes, to procure  
20 and preposition supplies, medicines, materials and  
21 equipment, to institute training programs and public  
22 information programs, and to take all other preparatory  
23 steps including the partial or full mobilization of MSTs  
24 and emergency services and disaster agencies to insure the  
25 furnishing of adequately trained and equipped forces for  
26 incidents, disasters, federally declared national special

1 security events, and other large public events.

2 (4) Out of funds appropriated for these purposes, to  
3 make studies and surveys of the industries, resources, and  
4 facilities in this State as may be necessary to ascertain  
5 the capabilities of the State for emergency management  
6 phases of mitigation, preparedness, response, and recovery  
7 and to plan for the most efficient emergency use thereof.

8 (5) On behalf of this State, to negotiate for and  
9 submit to the General Assembly for its approval or  
10 rejection reciprocal mutual aid agreements or compacts  
11 with other states, either on a statewide or political  
12 subdivision basis. The agreements or compacts, shall be  
13 limited to the furnishing or exchange of food, clothing,  
14 medical or other supplies, engineering and police  
15 services; emergency housing and feeding; National and  
16 State Guards while under the control of the State; health,  
17 medical, and related services; fire fighting, rescue,  
18 transportation, communication, and construction services  
19 and equipment, provided, however, that if the General  
20 Assembly be not in session and the Governor has not  
21 proclaimed the existence of a disaster under this Section,  
22 then the agreements or compacts shall instead be submitted  
23 to an Interim Committee on Emergency Management composed  
24 of 5 Senators appointed by the President of the Senate and  
25 of 5 Representatives appointed by the Speaker of the  
26 House, during the month of June of each odd-numbered year

1 to serve for a 2 year term, beginning July 1 of that year,  
2 and until their successors are appointed and qualified, or  
3 until termination of their legislative service, whichever  
4 first occurs. Vacancies shall be filled by appointment for  
5 the unexpired term in the same manner as original  
6 appointments. All appointments shall be made in writing  
7 and filed with the Secretary of State as a public record.  
8 The Committee shall have the power to approve or reject  
9 any agreements or compacts for and on behalf of the  
10 General Assembly; and, provided further, that an  
11 affirmative vote of 2/3 of the members of the Committee  
12 shall be necessary for the approval of any agreement or  
13 compact.

14 (Source: P.A. 104-418, eff. 1-1-26.)

15 (20 ILCS 3305/7) (from Ch. 127, par. 1057)

16 Sec. 7. Emergency Powers of the Governor. In the event of a  
17 disaster, as defined in Section 4, the Governor may, by  
18 proclamation declare that a disaster exists. Upon such  
19 proclamation, the Governor shall have and may exercise for a  
20 period not to exceed 30 days the following emergency powers;  
21 provided, however, that the lapse of the emergency powers  
22 shall not, as regards any act or acts occurring or committed  
23 within the 30-day period, deprive any person, firm,  
24 corporation, political subdivision, or body politic of any  
25 right or rights to compensation or reimbursement which he,

1 she, it, or they may have under the provisions of this Act:

2 (1) To suspend the provisions of any regulatory  
3 statute prescribing procedures for conduct of State  
4 business, or the orders, rules and regulations of any  
5 State agency, if strict compliance with the provisions of  
6 any statute, order, rule, or regulation would in any way  
7 prevent, hinder or delay necessary action, including  
8 emergency purchases, by the ~~Illinois Emergency Management~~  
9 Agency, in coping with the disaster.

10 (2) To utilize all available resources of the State  
11 government as reasonably necessary to cope with the  
12 disaster and of each political subdivision of the State.

13 (3) To transfer the direction, personnel or functions  
14 of State departments and agencies or units thereof for the  
15 purpose of performing or facilitating disaster response  
16 and recovery programs.

17 (4) On behalf of this State to take possession of, and  
18 to acquire full title or a lesser specified interest in,  
19 any personal property as may be necessary to accomplish  
20 the objectives set forth in Section 2 of this Act,  
21 including: airplanes, automobiles, trucks, trailers,  
22 buses, and other vehicles; coal, oils, gasoline, and other  
23 fuels and means of propulsion; explosives, materials,  
24 equipment, and supplies; animals and livestock; feed and  
25 seed; food and provisions for humans and animals; clothing  
26 and bedding; and medicines and medical and surgical

1 supplies; and to take possession of and for a limited  
2 period occupy and use any real estate necessary to  
3 accomplish those objectives; but only upon the undertaking  
4 by the State to pay just compensation therefor as in this  
5 Act provided, and then only under the following  
6 provisions:

7 a. The Governor, or the person or persons as the  
8 Governor may authorize so to do, may forthwith take  
9 possession of property for and on behalf of the State;  
10 provided, however, that the Governor or persons shall  
11 simultaneously with the taking, deliver to the owner  
12 or his or her agent, if the identity of the owner or  
13 agency is known or readily ascertainable, a signed  
14 statement in writing, that shall include the name and  
15 address of the owner, the date and place of the taking,  
16 description of the property sufficient to identify it,  
17 a statement of interest in the property that is being  
18 so taken, and, if possible, a statement in writing,  
19 signed by the owner, setting forth the sum that he or  
20 she is willing to accept as just compensation for the  
21 property or use. Whether or not the owner or agent is  
22 known or readily ascertainable, a true copy of the  
23 statement shall promptly be filed by the Governor or  
24 the person with the Director, who shall keep the  
25 docket of the statements. In cases where the sum that  
26 the owner is willing to accept as just compensation is

1 less than \$1,000, copies of the statements shall also  
2 be filed by the Director with, and shall be passed upon  
3 by an Emergency Management Claims Commission,  
4 consisting of 3 disinterested citizens who shall be  
5 appointed by the Governor, by and with the advice and  
6 consent of the Senate, within 20 days after the  
7 Governor's declaration of a disaster, and if the sum  
8 fixed by them as just compensation be less than \$1,000  
9 and is accepted in writing by the owner, then the State  
10 Treasurer out of funds appropriated for these  
11 purposes, shall, upon certification thereof by the  
12 Emergency Management Claims Commission, cause the sum  
13 so certified forthwith to be paid to the owner. The  
14 Emergency Management Claims Commission is hereby given  
15 the power to issue appropriate subpoenas and to  
16 administer oaths to witnesses and shall keep  
17 appropriate minutes and other records of its actions  
18 upon and the disposition made of all claims.

19 b. When the compensation to be paid for the taking  
20 or use of property or interest therein is not or cannot  
21 be determined and paid under item a of this paragraph  
22 (4), a petition in the name of The People of the State  
23 of Illinois shall be promptly filed by the Director,  
24 which filing may be enforced by mandamus, in the  
25 circuit court of the county where the property or any  
26 part thereof was located when initially taken or used

1 under the provisions of this Act praying that the  
2 amount of compensation to be paid to the person or  
3 persons interested therein be fixed and determined.  
4 The petition shall include a description of the  
5 property that has been taken, shall state the physical  
6 condition of the property when taken, shall name as  
7 defendants all interested parties, shall set forth the  
8 sum of money estimated to be just compensation for the  
9 property or interest therein taken or used, and shall  
10 be signed by the Director. The litigation shall be  
11 handled by the Attorney General for and on behalf of  
12 the State.

13 c. Just compensation for the taking or use of  
14 property or interest therein shall be promptly  
15 ascertained in proceedings and established by judgment  
16 against the State, that shall include, as part of the  
17 just compensation so awarded, interest at the rate of  
18 6% per annum on the fair market value of the property  
19 or interest therein from the date of the taking or use  
20 to the date of the judgment; and the court may order  
21 the payment of delinquent taxes and special  
22 assessments out of the amount so awarded as just  
23 compensation and may make any other orders with  
24 respect to encumbrances, rents, insurance, and other  
25 charges, if any, as shall be just and equitable.

26 (5) When required by the exigencies of the disaster,

1 to sell, lend, rent, give, or distribute all or any part of  
2 property so or otherwise acquired to the inhabitants of  
3 this State, or to political subdivisions of this State,  
4 or, under the interstate mutual aid agreements or compacts  
5 as are entered into under the provisions of subparagraph  
6 (5) of paragraph (c) of Section 6 to other states, and to  
7 account for and transmit to the State Treasurer all funds,  
8 if any, received therefor.

9 (6) To recommend the evacuation of all or part of the  
10 population from any stricken or threatened area within the  
11 State if the Governor deems this action necessary.

12 (7) To prescribe routes, modes of transportation, and  
13 destinations in connection with evacuation.

14 (8) To control ingress and egress to and from a  
15 disaster area, the movement of persons within the area,  
16 and the occupancy of premises therein.

17 (9) To suspend or limit the sale, dispensing, or  
18 transportation of alcoholic beverages, firearms,  
19 explosives, and combustibles.

20 (10) To make provision for the availability and use of  
21 temporary emergency housing.

22 (11) A proclamation of a disaster shall activate the  
23 State Emergency Operations Plan, and political subdivision  
24 emergency operations plans applicable to the political  
25 subdivision or area in question and be authority for the  
26 deployment and use of any forces that the plan or plans

1 apply and for use or distribution of any supplies,  
2 equipment, and materials and facilities assembled,  
3 stockpiled or arranged to be made available under this Act  
4 or any other provision of law relating to disasters.

5 (12) Control, restrict, and regulate by rationing,  
6 freezing, use of quotas, prohibitions on shipments, price  
7 fixing, allocation or other means, the use, sale or  
8 distribution of food, feed, fuel, clothing and other  
9 commodities, materials, goods, or services; and perform  
10 and exercise any other functions, powers, and duties as  
11 may be necessary to promote and secure the safety and  
12 protection of the civilian population.

13 (13) During the continuance of any disaster the  
14 Governor is commander-in-chief of the organized and  
15 unorganized militia and of all other forces available for  
16 emergency duty. To the greatest extent practicable, the  
17 Governor shall delegate or assign authority to the  
18 Director to manage, coordinate, and direct all resources  
19 by orders issued at the time of the disaster.

20 (14) Prohibit increases in the prices of goods and  
21 services during a disaster.

22 (Source: P.A. 102-485, eff. 8-20-21.)

23 (20 ILCS 3305/8) (from Ch. 127, par. 1058)

24 Sec. 8. Mobile support teams; mutual aid.

25 (a) The Governor or Director, on behalf of the Governor,

1 may enter into agreements with local governments, the federal  
2 government, tribal governments, and any public or private  
3 agency or entity in achieving any purpose of this Act and in  
4 implementing emergency management programs for mitigation,  
5 preparedness, response, and recovery.

6 (b) The Governor or Director may activate mobile support  
7 teams (MSTs) to aid and reinforce the ~~Illinois Emergency~~  
8 ~~Management Agency and Office of Homeland Security,~~ and  
9 emergency services and disaster agencies in this State or  
10 out-of-state pursuant to the Emergency Management Assistance  
11 Compact, as ratified in the Emergency Management Assistance  
12 Compact Act, for incidents, disasters, federally declared  
13 national special security events, and other large public  
14 events.

15 (c) Each mobile support team shall have a leader or  
16 leadership group, who will be responsible for the  
17 organization, administration, training, and general operation  
18 of the mobile support team.

19 (d) While activated on behalf of the State, the MST shall  
20 report to the Director or designee as the Director retains  
21 operational control of MSTs even if they have been tasked to  
22 support emergency services and disaster agencies.

23 (e) Personnel of an MST while activated by the Governor or  
24 Director or while engaged in State-approved or State-sponsored  
25 training or exercises, whether within or without the State,  
26 shall:

1           (1) If they are paid employees of the State, have the  
2 powers, duties, rights, privileges and immunities and  
3 receive the compensation incidental to their employment.

4           (2) If they are paid employees of a political  
5 subdivision or body politic of this State, and whether  
6 serving within or without that political subdivision or  
7 body politic, have the powers, duties, rights, privileges  
8 and immunities, and receive the compensation incidental to  
9 their employment.

10           (3) If they are not employees of the State, political  
11 subdivision or body politic, or being such employees, are  
12 not normally paid for their services, be entitled to at  
13 least one dollar per year compensation from the State.

14           (f) All personnel of MSTs may, while activated by the  
15 Governor or Director, be reimbursed by this State for all  
16 actual and necessary travel and subsistence expenses related  
17 to their activation.

18           (g) Personnel of a mobile support team who suffer disease,  
19 injury or death, while activated by the Governor or Director,  
20 shall for the purposes of benefits under the Workers'  
21 Compensation Act or Workers' Occupational Diseases Act only,  
22 be deemed to be employees of this State. If the person  
23 diseased, injured or killed is an employee described in item

24           (3) of subsection (e), the computation of benefits payable  
25 under either of those Acts shall be based on income  
26 commensurate with comparable State employees doing the same

1 type of work or income from the person's regular employment,  
2 whichever is greater.

3 (h) In lieu of subsection (f), the State may, by  
4 agreement, reimburse each political subdivision or body  
5 politic from the Disaster Response and Recovery Fund, or from  
6 other funding determined by the State, for the compensation  
7 paid and the actual and necessary travel and subsistence  
8 expenses of paid employees of the political subdivision or  
9 body politic while serving, outside of its geographical  
10 boundaries on behalf of the State, as members of an MST, and  
11 for all payments made for death, disease or injury of those  
12 paid employees arising out of and incurred in the course of  
13 that duty, and for all losses of or damage to supplies and  
14 equipment of the political subdivision or body politic  
15 resulting from the operations.

16 (i) Whenever activated MSTs or units of another state  
17 operating under orders of the Governor of their home state,  
18 render aid to this State, all questions relating to  
19 reimbursement by this State in regard to the assistance  
20 rendered shall be determined by the mutual aid agreements, MST  
21 agreements, or interstate compacts described in subparagraph  
22 (5) of paragraph (c) of Section 6 as are existing at the time  
23 of the assistance rendered, pursuant to the Emergency  
24 Management Assistance Compact as ratified in the Emergency  
25 Management Assistance Compact Act, as are entered into  
26 thereafter.

1 (j) No personnel of MSTs of this State may be ordered by  
2 the Governor or Director to operate in any other state unless a  
3 request for the same has been made by the Governor or duly  
4 authorized representative of the other state pursuant to the  
5 Emergency Management Assistance Compact, as ratified in the  
6 Emergency Management Assistance Compact Act, or a successor  
7 law.

8 (k) All expenses and compensation reimbursed under this  
9 Section may be provided from the Disaster Response and  
10 Recovery Fund or other funding determined by the State. The  
11 mutual aid agreement shall specify the manner and method in  
12 which compensation shall be paid.

13 (Source: P.A. 104-418, eff. 1-1-26.)

14 (20 ILCS 3305/10) (from Ch. 127, par. 1060)

15 Sec. 10. Emergency Services and Disaster Agencies.

16 (a) Each political subdivision within this State shall be  
17 within the jurisdiction of and served by the ~~Illinois~~  
18 ~~Emergency Management~~ Agency and by an emergency services and  
19 disaster agency responsible for emergency management programs.  
20 A township, if the township is in a county having a population  
21 of more than 2,000,000, must have approval of the county  
22 coordinator before establishment of a township emergency  
23 services and disaster agency.

24 (b) Unless multiple county emergency services and disaster  
25 agency consolidation is authorized by the ~~Illinois Emergency~~

1 ~~Management~~ Agency with the consent of the respective counties,  
2 each county shall maintain an emergency services and disaster  
3 agency that has jurisdiction over and serves the entire  
4 county, except as otherwise provided under this Act and except  
5 that in any county with a population of over 3,000,000  
6 containing a municipality with a population of over 500,000  
7 the jurisdiction of the county agency shall not extend to the  
8 municipality when the municipality has established its own  
9 agency.

10 (c) Each municipality with a population of over 500,000  
11 shall maintain an emergency services and disaster agency which  
12 has jurisdiction over and serves the entire municipality. A  
13 municipality with a population less than 500,000 may  
14 establish, by ordinance, an agency or department responsible  
15 for emergency management within the municipality's corporate  
16 limits.

17 (d) The Governor shall determine which municipal  
18 corporations, other than those specified in paragraph (c) of  
19 this Section, need emergency services and disaster agencies of  
20 their own and require that they be established and maintained.  
21 The Governor shall make these determinations on the basis of  
22 the municipality's disaster vulnerability and capability of  
23 response related to population size and concentration. The  
24 emergency services and disaster agency of a county or  
25 township, shall not have a jurisdiction within a political  
26 subdivision having its own emergency services and disaster

1 agency, but shall cooperate with the emergency services and  
2 disaster agency of a city, village or incorporated town within  
3 their borders. The ~~Illinois Emergency Management~~ Agency shall  
4 publish and furnish a current list to the municipalities  
5 required to have an emergency services and disaster agency  
6 under this subsection.

7 (e) Each municipality that is not required to and does not  
8 have an emergency services and disaster agency shall have a  
9 liaison officer designated to facilitate the cooperation and  
10 protection of that municipal corporation with the county  
11 emergency services and disaster agency in which it is located  
12 in the work of disaster mitigation, preparedness, response,  
13 and recovery.

14 (f) The principal executive officer or his or her designee  
15 of each political subdivision in the State shall annually  
16 notify the ~~Illinois Emergency Management~~ Agency of the manner  
17 in which the political subdivision is providing or securing  
18 emergency management, identify the executive head of the  
19 agency or the department from which the service is obtained,  
20 or the liaison officer in accordance with subsection (e)  
21 ~~paragraph (d) of this Section~~ and furnish additional  
22 information relating thereto as the ~~Illinois Emergency~~  
23 ~~Management~~ Agency requires.

24 (g) Each emergency services and disaster agency shall  
25 prepare an emergency operations plan for its geographic  
26 boundaries that complies with planning, review, and approval

1 standards promulgated by the ~~Illinois Emergency Management~~  
2 Agency. The ~~Illinois Emergency Management~~ Agency shall  
3 determine which jurisdictions will be required to include  
4 earthquake preparedness in their local emergency operations  
5 plans.

6 (h) The emergency services and disaster agency shall  
7 prepare and distribute to all appropriate officials in written  
8 form a clear and complete statement of the emergency  
9 responsibilities of all local departments and officials and of  
10 the disaster chain of command.

11 (i) Each emergency services and disaster agency shall have  
12 a Coordinator who shall be appointed by the principal  
13 executive officer of the political subdivision in the same  
14 manner as are the heads of regular governmental departments.  
15 If the political subdivision is a county and the principal  
16 executive officer appoints the sheriff as the Coordinator, the  
17 sheriff may, in addition to his or her regular compensation,  
18 receive compensation at the same level as provided in Article  
19 3 of the Counties Code ~~Section 3 of "An Act in relation to the~~  
20 ~~regulation of motor vehicle traffic and the promotion of~~  
21 ~~safety on public highways in counties", approved August 9,~~  
22 ~~1951, as amended.~~ The Coordinator shall have direct  
23 responsibility for the organization, administration, training,  
24 and operation of the emergency services and disaster agency,  
25 subject to the direction and control of that principal  
26 executive officer. Each emergency services and disaster agency

1 shall coordinate and may perform emergency management  
2 functions within the territorial limits of the political  
3 subdivision within which it is organized as are prescribed in  
4 and by the State Emergency Operations Plan, and programs,  
5 orders, rules and regulations as may be promulgated by the  
6 ~~Illinois Emergency Management~~ Agency and by local ordinance  
7 and, in addition, shall conduct such functions outside of  
8 those territorial limits as may be required under mutual aid  
9 agreements and compacts as are entered into under subparagraph  
10 (5) of paragraph (c) of Section 6.

11 (j) In carrying out the provisions of this Act, each  
12 political subdivision may enter into contracts and incur  
13 obligations necessary to place it in a position effectively to  
14 combat the disasters as are described in Section 4, to protect  
15 the health and safety of persons, to protect property, and to  
16 provide emergency assistance to victims of those disasters. If  
17 a disaster occurs, each political subdivision may exercise the  
18 powers vested under this Section in the light of the  
19 exigencies of the disaster and, excepting mandatory  
20 constitutional requirements, without regard to the procedures  
21 and formalities normally prescribed by law pertaining to the  
22 performance of public work, entering into contracts, the  
23 incurring of obligations, the employment of temporary workers,  
24 the rental of equipment, the purchase of supplies and  
25 materials, and the appropriation, expenditure, and disposition  
26 of public funds and property.

1 (k) Volunteers who, while engaged in a disaster, an  
2 exercise, training related to the emergency operations plan of  
3 the political subdivision, or a search-and-rescue team  
4 response to an occurrence or threat of injury or loss of life  
5 that is beyond local response capabilities, suffer disease,  
6 injury or death, shall, for the purposes of benefits under the  
7 Workers' Compensation Act or Workers' Occupational Diseases  
8 Act only, be deemed to be employees of the State, if: (1) the  
9 claimant is a duly qualified and enrolled (sworn in) as a  
10 volunteer of the ~~Illinois Emergency Management~~ Agency or an  
11 emergency services and disaster agency accredited by the  
12 ~~Illinois Emergency Management~~ Agency, and (2) if: (i) the  
13 claimant was participating in a disaster as defined in Section  
14 4 of this Act, (ii) the exercise or training participated in  
15 was specifically and expressly approved by the ~~Illinois~~  
16 ~~Emergency Management~~ Agency prior to the exercise or training,  
17 or (iii) the search-and-rescue team response was to an  
18 occurrence or threat of injury or loss of life that was beyond  
19 local response capabilities and was specifically and expressly  
20 approved by the ~~Illinois Emergency Management~~ Agency prior to  
21 the search-and-rescue team response. The computation of  
22 benefits payable under either of those Acts shall be based on  
23 the income commensurate with comparable State employees doing  
24 the same type work or income from the person's regular  
25 employment, whichever is greater.

26 Volunteers who are working under the direction of an

1 emergency services and disaster agency accredited by the  
2 ~~Illinois Emergency Management~~ Agency, pursuant to a plan  
3 approved by the ~~Illinois Emergency Management~~ Agency (i)  
4 during a disaster declared by the Governor under Section 7 of  
5 this Act, or (ii) in circumstances otherwise expressly  
6 approved by the ~~Illinois Emergency Management~~ Agency, shall be  
7 deemed exclusively employees of the State for purposes of  
8 Section 8(d) of the Court of Claims Act, provided that the  
9 ~~Illinois Emergency Management~~ Agency may, in coordination with  
10 the emergency services and disaster agency, audit  
11 implementation for compliance with the plan.

12 (l) If any person who is entitled to receive benefits  
13 through the application of this Section receives, in  
14 connection with the disease, injury or death giving rise to  
15 such entitlement, benefits under an Act of Congress or federal  
16 program, benefits payable under this Section shall be reduced  
17 to the extent of the benefits received under that other Act or  
18 program.

19 (m) (1) Prior to conducting an exercise, the principal  
20 executive officer of a political subdivision or his or her  
21 designee shall provide area media with written  
22 notification of the exercise. The notification shall  
23 indicate that information relating to the exercise shall  
24 not be released to the public until the commencement of  
25 the exercise. The notification shall also contain a  
26 request that the notice be so posted to ensure that all

1 relevant media personnel are advised of the exercise  
2 before it begins.

3 (2) During the conduct of an exercise, all messages,  
4 two-way radio communications, briefings, status reports,  
5 news releases, and other oral or written communications  
6 shall begin and end with the following statement: "This is  
7 an exercise message".

8 (Source: P.A. 94-733, eff. 4-27-06.)

9 (20 ILCS 3305/12) (from Ch. 127, par. 1062)

10 Sec. 12. Testing of Disaster Warning Devices. The testing  
11 of disaster warning devices including outdoor warning sirens  
12 shall be held only on the first Tuesday of each month at 10  
13 o'clock in the morning or during exercises that are  
14 specifically and expressly approved in advance by the ~~Illinois~~  
15 ~~Emergency Management~~ Agency.

16 (Source: P.A. 92-73, eff. 1-1-02.)

17 (20 ILCS 3305/14) (from Ch. 127, par. 1064)

18 Sec. 14. Communications. The ~~Illinois Emergency Management~~  
19 Agency shall ascertain what means exist for rapid and  
20 efficient communications in times of disaster. The ~~Illinois~~  
21 ~~Emergency Management~~ Agency shall consider the desirability of  
22 supplementing these communications resources or of integrating  
23 them into a comprehensive State or State-Federal  
24 telecommunications or other communications system or network.

1 In studying the character and feasibility of any system or its  
2 several parts, the ~~Illinois Emergency Management~~ Agency shall  
3 evaluate the possibility of multipurpose use thereof for  
4 general State and political subdivision purposes. The ~~Illinois~~  
5 ~~Emergency Management~~ Agency may promulgate rules to establish  
6 policies and procedures relating to telecommunications and the  
7 continuation of rapid and efficient communications in times of  
8 disaster to the extent authorized by any provision of this Act  
9 or other laws and regulations. The ~~Illinois Emergency~~  
10 ~~Management~~ Agency shall make recommendations to the Governor  
11 as appropriate.

12 (Source: P.A. 86-755; 87-168.)

13 (20 ILCS 3305/18) (from Ch. 127, par. 1068)

14 Sec. 18. Orders, Rules and Regulations.

15 (a) The Governor shall file a copy of every rule,  
16 regulation or order, and any amendment thereof made by the  
17 Governor under the provisions of this Act in the office of the  
18 Secretary of State. ~~Upon~~ ~~No rule, regulation or order, or any~~  
19 ~~amendment thereof shall be effective until 10 days after the~~  
20 ~~filing, provided, however, that upon~~ the declaration of a  
21 disaster by the Governor as is described in Section 7 the  
22 provision relating to the effective date of any rule,  
23 regulation, order or amendment issued under this Act and  
24 during the state of disaster is abrogated, and the rule,  
25 regulation, order or amendment shall become effective

1 immediately upon being filed with the Secretary of State  
2 accompanied by a certificate stating the reason as required by  
3 the Illinois Administrative Procedure Act.

4 (b) Every emergency services and disaster agency  
5 established pursuant to this Act and the coordinators thereof  
6 shall execute and enforce the orders, rules and regulations as  
7 may be made by the Governor under authority of this Act. Each  
8 emergency services and disaster agency shall have available  
9 for inspection at its office all orders, rules and regulations  
10 made by the Governor, or under the Governor's authority. The  
11 ~~Illinois Emergency Management Agency shall publish furnish~~ on  
12 the Agency's ~~Department's~~ website the orders, rules and  
13 regulations ~~to each such emergency services and disaster~~  
14 ~~agency~~. Upon the written request of an emergency services or  
15 disaster agency, copies thereof shall be mailed to the  
16 emergency services or disaster agency.

17 (Source: P.A. 98-44, eff. 6-28-13.)

18 (20 ILCS 3305/20) (from Ch. 127, par. 1070)

19 Sec. 20. Oath.

20 (a) Each person, whether compensated or noncompensated,  
21 who is appointed to serve in any capacity in, or on behalf of,  
22 the ~~Illinois Emergency Management Agency and Office of~~  
23 ~~Homeland Security (IEMA-OHS)~~ or an emergency services and  
24 disaster agency, shall, before entering upon duties, take an  
25 oath in writing.

1 (b) The oath shall be administered before the Director of  
2 the Agency ~~IEMA-OHS~~ (or a designee authorized in writing by  
3 the Director), the coordinator of the respective emergency  
4 services and disaster agency, or persons authorized to  
5 administer oaths in this State pursuant to the Oaths and  
6 Affirmations Act.

7 The oath may be administered through live video technology  
8 or other electronic means; however, the signed oath shall be  
9 filed with the Agency ~~IEMA-OHS~~ or with the emergency services  
10 and disaster agency with which the person shall serve and  
11 which oath shall be substantially as follows:

12 "I, \_\_\_\_\_, do solemnly swear (or affirm) that I  
13 will support and defend and bear true faith and allegiance to  
14 the Constitution of the United States and the Constitution of  
15 the State of Illinois, and the territory, institutions and  
16 facilities thereof, both public and private, against all  
17 enemies, foreign and domestic; that I take this obligation  
18 freely, without any mental reservation or purpose of evasion;  
19 and that I will well and faithfully discharge the duties upon  
20 which I am about to enter. And I do further swear (or affirm)  
21 that I do not advocate, nor am I, nor have I been a member of  
22 any political party or organization that advocates the  
23 overthrow of the government of the United States or of this  
24 State by force or violence; and that during such time as I am  
25 affiliated with the (name of emergency preparedness  
26 organization), I will not advocate nor become a member or an

1 affiliate of any organization, group, or combination of  
2 persons that advocates the overthrow of the government of the  
3 United States or of this State by force or violence."

4 (Source: P.A. 104-418, eff. 1-1-26.)

5 (20 ILCS 3305/23)

6 (Section scheduled to be repealed on January 1, 2032)

7 Sec. 23. Access and Functional Needs Advisory Committee.

8 (a) In this Section, "Advisory Committee" means the Access  
9 and Functional Needs Advisory Committee.

10 (b) The Access and Functional Needs Advisory Committee is  
11 created.

12 (c) The Advisory Committee shall:

13 (1) Coordinate meetings occurring, at a minimum, 3  
14 times each year, in addition to emergency meetings called  
15 by the chairperson of the Advisory Committee.

16 (2) Research and provide recommendations for  
17 identifying and effectively responding to the needs of  
18 persons with access and functional needs before, during,  
19 and after a disaster using an intersectional lens for  
20 equity.

21 (3) Provide recommendations to the ~~Illinois Emergency~~  
22 ~~Management~~ Agency regarding how to ensure that persons  
23 with a disability are included in disaster strategies and  
24 emergency management plans, including updates and  
25 implementation of disaster strategies and emergency

1 management plans.

2 (4) Review and provide recommendations for the  
3 ~~Illinois Emergency Management~~ Agency, and all relevant  
4 State agencies that are involved in drafting and  
5 implementing the Illinois Emergency Operation Plan, to  
6 integrate access and functional needs into State and local  
7 emergency operations plans.

8 (d) The Advisory Committee shall be composed of the  
9 Director of the ~~Illinois Emergency Management~~ Agency or his or  
10 her designee, the Attorney General or his or her designee, the  
11 Secretary of Human Services or his or her designee, the  
12 Director of Aging or his or her designee, and the Director of  
13 Public Health or his or her designee, together with the  
14 following members appointed by the Governor ~~on or before~~  
15 ~~January 1, 2022~~:

16 (1) Two members, either from a municipal or  
17 county-level emergency agency or a local emergency  
18 management coordinator.

19 (2) Nine members from the community of persons with a  
20 disability who represent persons with different types of  
21 disabilities, including, but not limited to, individuals  
22 with mobility and physical disabilities, hearing and  
23 visual disabilities, deafness or who are hard of hearing,  
24 blindness or who have low vision, mental health  
25 disabilities, and intellectual or developmental  
26 disabilities. Members appointed under this paragraph shall

1 reflect a diversity of age, gender, race, and ethnic  
2 background.

3 (3) Four members who represent first responders from  
4 different geographical regions around the State.

5 (e) Of those members appointed by the Governor, the  
6 initial appointments of 6 members shall be for terms of 2 years  
7 and the initial appointments of 5 members shall be for terms of  
8 4 years. Thereafter, members shall be appointed for terms of 4  
9 years. A member shall serve until his or her successor is  
10 appointed and qualified. If a vacancy occurs in the Advisory  
11 Committee membership, the vacancy shall be filled in the same  
12 manner as the original appointment for the remainder of the  
13 unexpired term.

14 (f) After all the members are appointed, and annually  
15 thereafter, they shall elect a chairperson from among the  
16 members appointed under paragraph (2) of subsection (d).

17 (g) (Blank). ~~The initial meeting of the Advisory Committee~~  
18 ~~shall be convened by the Director of the Illinois Emergency~~  
19 ~~Management Agency no later than February 1, 2022.~~

20 (h) Advisory Committee members shall serve without  
21 compensation.

22 (i) The ~~Illinois Emergency Management~~ Agency shall provide  
23 administrative support to the Advisory Committee.

24 (j) The Advisory Committee shall prepare and deliver a  
25 report to the General Assembly, the Governor's Office, and the  
26 ~~Illinois Emergency Management Agency by July 1, 2022, and~~

1 annually ~~thereafter~~. The report shall include the following:

2 (1) Identification of core emergency management  
3 services that need to be updated or changed to ensure the  
4 needs of persons with a disability are met, and shall  
5 include disaster strategies in State and local emergency  
6 plans.

7 (2) Any proposed changes in State policies, laws,  
8 rules, or regulations necessary to fulfill the purposes of  
9 this Act.

10 (3) Recommendations on improving the accessibility and  
11 effectiveness of disaster and emergency communication.

12 (4) Recommendations on comprehensive training for  
13 first responders and other frontline workers when working  
14 with persons with a disability during emergency situations  
15 or disasters, as defined in Section 4 ~~of the Illinois~~  
16 ~~Emergency Management Agency Act.~~

17 (5) Any additional recommendations regarding emergency  
18 management and persons with a disability that the Advisory  
19 Committee deems necessary.

20 (k) The annual report prepared and delivered under  
21 subsection (j) shall be annually considered by the Illinois  
22 Emergency Management Agency when developing new State and  
23 local emergency plans or updating existing State and local  
24 emergency plans.

25 (l) The Advisory Committee is dissolved and this Section  
26 is repealed on January 1, 2032.

1 (Source: P.A. 102-361, eff. 8-13-21; 102-671, eff. 11-30-21;  
2 103-154, eff. 6-30-23.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.".