

SB1328



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB1328

Introduced 1/28/2025, by Sen. Julie A. Morrison

SYNOPSIS AS INTRODUCED:

425 ILCS 60/3.1 new
425 ILCS 60/4

from Ch. 127 1/2, par. 804

Amends the Smoke Detector Act. Bans the selling, offering for sale, or giving as a gift a smoke detector that is not designed to receive primary power from the building wiring or does not meet certain battery requirements set forth in the Act. Specifies that a person who violates this requirement is guilty of a petty offense and is subject to a fine.

LRB104 11195 BDA 21277 b

A BILL FOR

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 Smoke Detector Act is amended by changing
5 Section 4 and by adding Section 3.1 as follows:

6 (425 ILCS 60/3.1 new)

7 Sec. 3.1. Non-approved smoke detectors banned. It is
8 unlawful for any person to sell, offer for sale, or give as a
9 gift any smoke detector that is not designed to receive
10 primary power from the building wiring or does not meet the
11 battery requirements of subsection (e) of Section 3 of this
12 Act.

13 (425 ILCS 60/4) (from Ch. 127 1/2, par. 804)

14 Sec. 4. (a) Except as provided in subsection (c), willful
15 failure to install or maintain in operating condition any
16 smoke detector required by this Act shall be a Class B
17 misdemeanor.

18 (b) Except as provided in subsection (c), tampering with,
19 removing, destroying, disconnecting or removing the batteries
20 from any installed smoke detector, except in the course of
21 inspection, maintenance or replacement of the detector, shall
22 be a Class A misdemeanor in the case of a first conviction, and

1 a Class 4 felony in the case of a second or subsequent
2 conviction.

3 (c) A party in violation of the battery requirements of
4 subsection (e) of Section 3 of this Act shall be provided with
5 90 days' warning with which to rectify that violation. If that
6 party fails to rectify the violation within that 90-day
7 period, he or she may be assessed a fine of up to \$100, and may
8 be fined \$100 every 30 days thereafter until either the
9 violation is rectified or the cumulative amount of fines
10 assessed reaches \$1,500. The provisions of subsection (a) and
11 (b) of this Section shall apply only after the penalty
12 provided under this subsection (c) has been exhausted to the
13 extent that a violating party has reached the \$1,500
14 cumulative fine threshold and has failed to rectify the
15 violation.

16 If the alleged violation has been corrected prior to or on
17 the date of the hearing scheduled to adjudicate the alleged
18 violation, then the violation shall be dismissed.

19 (d) A person who violates Section 3.1 of this Act is guilty
20 of a petty offense and is subject to a fine of at least \$500
21 and not more than \$1,000.

22 (Source: P.A. 100-200, eff. 1-1-23; 100-863, eff. 8-14-18.)