



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5128

Introduced 2/8/2024, by Rep. Patrick Windhorst - Michael J. Coffey, Jr. and Dave Severin

SYNOPSIS AS INTRODUCED:

50 ILCS 750/15.4

from Ch. 134, par. 45.4

Amends the Emergency Telephone System Act. Provides that an Emergency Telephone System Board shall include the county sheriff or the sheriff's designee and at least 2 (rather than 3) representatives of the 9-1-1 public safety agencies other than the sheriff's office.

LRB103 35997 AWJ 66084 b

1 AN ACT concerning government.

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

4 Section 5. The Emergency Telephone System Act is amended
5 by changing Section 15.4 as follows:

6 (50 ILCS 750/15.4) (from Ch. 134, par. 45.4)

7 (Section scheduled to be repealed on December 31, 2025)

8 Sec. 15.4. Emergency Telephone System Board; powers.

9 (a) Except as provided in subsection (e) of this Section,
10 the corporate authorities of any county or municipality may
11 establish an Emergency Telephone System Board.

12 The corporate authorities shall provide for the manner of
13 appointment and the number of members of the Board, provided
14 that the board shall consist of not fewer than 5 members, one
15 of whom must be a public member who is a resident of the local
16 exchange service territory included in the 9-1-1 coverage
17 area, one of whom (in counties with a population less than
18 100,000) may be a member of the county board, one of whom must
19 be the county sheriff or the sheriff's designee, and at least 2
20 3 of whom shall be representative of the 9-1-1 public safety
21 agencies other than the sheriff's office, including but not
22 limited to police departments, fire departments, emergency
23 medical services providers, and emergency services and

1 disaster agencies, and appointed on the basis of their ability
2 or experience. In counties with a population of more than
3 100,000 but less than 2,000,000, a member of the county board
4 may serve on the Emergency Telephone System Board. Elected
5 officials, including members of a county board, are also
6 eligible to serve on the board. Members of the board shall
7 serve without compensation but shall be reimbursed for their
8 actual and necessary expenses. Any 2 or more municipalities,
9 counties, or combination thereof, may, instead of establishing
10 individual boards, establish by intergovernmental agreement a
11 Joint Emergency Telephone System Board pursuant to this
12 Section. The manner of appointment of such a joint board shall
13 be prescribed in the agreement. On or after the effective date
14 of this amendatory Act of the 100th General Assembly, any new
15 intergovernmental agreement entered into to establish or join
16 a Joint Emergency Telephone System Board shall provide for the
17 appointment of a PSAP representative to the board.

18 Upon the effective date of this amendatory Act of the 98th
19 General Assembly, appointed members of the Emergency Telephone
20 System Board shall serve staggered 3-year terms if: (1) the
21 Board serves a county with a population of 100,000 or less; and
22 (2) appointments, on the effective date of this amendatory Act
23 of the 98th General Assembly, are not for a stated term. The
24 corporate authorities of the county or municipality shall
25 assign terms to the board members serving on the effective
26 date of this amendatory Act of the 98th General Assembly in the

1 following manner: (1) one-third of board members' terms shall
2 expire on January 1, 2015; (2) one-third of board members'
3 terms shall expire on January 1, 2016; and (3) remaining board
4 members' terms shall expire on January 1, 2017. Board members
5 may be re-appointed upon the expiration of their terms by the
6 corporate authorities of the county or municipality.

7 The corporate authorities of a county or municipality may,
8 by a vote of the majority of the members elected, remove an
9 Emergency Telephone System Board member for misconduct,
10 official misconduct, or neglect of office.

11 (b) The powers and duties of the board shall be defined by
12 ordinance of the municipality or county, or by
13 intergovernmental agreement in the case of a joint board. The
14 powers and duties shall include, but need not be limited to the
15 following:

16 (1) Planning a 9-1-1 system.

17 (2) Coordinating and supervising the implementation,
18 upgrading, or maintenance of the system, including the
19 establishment of equipment specifications and coding
20 systems.

21 (3) Receiving moneys from the surcharge imposed under
22 Section 15.3, or disbursed to it under Section 30, and
23 from any other source, for deposit into the Emergency
24 Telephone System Fund.

25 (4) Authorizing all disbursements from the fund.

26 (5) Hiring any staff necessary for the implementation

1 or upgrade of the system.

2 (6) (Blank).

3 (7) Designating a 9-1-1 System Manager, whose duties
4 and responsibilities shall be set forth by the Emergency
5 Telephone System Board in writing.

6 (c) All moneys received by a board pursuant to a surcharge
7 imposed under Section 15.3, or disbursed to it under Section
8 30, shall be deposited into a separate interest-bearing
9 Emergency Telephone System Fund account. The treasurer of the
10 municipality or county that has established the board or, in
11 the case of a joint board, any municipal or county treasurer
12 designated in the intergovernmental agreement, shall be
13 custodian of the fund. All interest accruing on the fund shall
14 remain in the fund. No expenditures may be made from such fund
15 except upon the direction of the board by resolution passed by
16 a majority of all members of the board.

17 (d) The board shall complete and maintain a Next
18 Generation 9-1-1 GIS database in accordance with NENA
19 Standards before implementation of the NG9-1-1 system. The
20 MSAG and GIS data standardizing and synchronization must reach
21 a 98% or greater match rate, with an option of matching with
22 ALI, before using GIS data for NG9-1-1.

23 (e) On and after January 1, 2016, no municipality or
24 county may create an Emergency Telephone System Board unless
25 the board is a Joint Emergency Telephone System Board. The
26 corporate authorities of any county or municipality entering

1 into an intergovernmental agreement to create or join a Joint
2 Emergency Telephone System Board shall rescind an ordinance or
3 ordinances creating a single Emergency Telephone System Board
4 and shall eliminate the single Emergency Telephone System
5 Board, effective upon the creation of the Joint Emergency
6 Telephone System Board, with regulatory approval by the
7 Administrator, or joining of the Joint Emergency Telephone
8 System Board. Nothing in this Section shall be construed to
9 require the dissolution of an Emergency Telephone System Board
10 that is not succeeded by a Joint Emergency Telephone System
11 Board or is not required to consolidate under Section 15.4a of
12 this Act.

13 (f) Within one year after the effective date of this
14 amendatory Act of the 100th General Assembly, any corporate
15 authorities of a county or municipality, other than a
16 municipality with a population of more than 500,000, operating
17 a 9-1-1 system without an Emergency Telephone System Board or
18 Joint Emergency Telephone System Board shall create or join a
19 Joint Emergency Telephone System Board.

20 (Source: P.A. 102-9, eff. 6-3-21; 103-366, eff. 1-1-24.)