



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB0594

Introduced 1/27/2005, by Rep. Donald L. Moffitt

SYNOPSIS AS INTRODUCED:

50 ILCS 748/1
50 ILCS 748/3
50 ILCS 748/5
50 ILCS 748/20

Amends the Volunteer Firefighter Job Protection Act to also provide volunteer emergency workers with job protections. Changes the short title of the Act to the Volunteer Emergency Worker Job Protection Act. Provides that the Act does not apply to municipalities of 3,500 or more. Defines volunteer emergency worker. Makes other changes.

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FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

1 AN ACT concerning volunteer emergency workers.

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

4 Section 5. The Volunteer Firefighter Job Protection Act is
5 amended by changing Sections 1, 3, 5, and 20 as follows:

6 (50 ILCS 748/1)

7 Sec. 1. Short title. This Act may be cited as the
8 Volunteer Emergency Worker ~~Firefighter~~ Job Protection Act.

9 (Source: P.A. 93-1027, eff. 8-25-04.)

10 (50 ILCS 748/3)

11 Sec. 3. Definitions. As used in this Act:

12 "Volunteer emergency worker ~~firefighter~~" means a
13 firefighter who does not receive monetary compensation for his
14 or her services to a fire department or fire protection
15 district and who does not work for any other fire department or
16 fire protection district for monetary compensation. "Volunteer
17 emergency worker" also means a person who does not receive
18 monetary compensation for his or her services as a volunteer
19 Emergency Medical Technician (licensed as an EMT-B, EMT-I, or
20 EMT-P under the Emergency Medical Services (EMS) Systems Act),
21 a volunteer ambulance driver or attendant, or a volunteer
22 "First Responder", as defined in Sec. 3.60 of the Emergency
23 Medical Services (EMT) Systems Act, to a fire department, fire
24 protection district, or other governmental entity and who does
25 not work in one of these capacities for any other fire
26 department, fire protection district, or governmental entity
27 for monetary compensation.

28 "Monetary compensation" does not include a monetary
29 incentive awarded to a firefighter by the board of trustees of
30 a fire protection district under Section 6 of the Fire
31 Protection District Act.

1 (Source: P.A. 93-1027, eff. 8-25-04.)

2 (50 ILCS 748/5)

3 Sec. 5. Volunteer emergency worker ~~firefighter~~; when
4 termination of employment prohibited.

5 (a) No public or private employer may terminate an employee
6 who is a volunteer emergency worker ~~firefighter~~ because the
7 employee, when acting as a volunteer emergency worker
8 ~~firefighter~~, is absent from or late to his or her employment in
9 order to respond to an emergency prior to the time the employee
10 is to report to his or her place of employment.

11 (b) An employer may charge, against the employee's regular
12 pay, any time that an employee who is a volunteer emergency
13 worker ~~firefighter~~ loses from employment because of the
14 employee's response to an emergency in the course of performing
15 his or her duties as a volunteer emergency worker ~~firefighter~~.

16 (c) In the case of an employee who is a volunteer emergency
17 worker ~~firefighter~~ and who loses time from his or her
18 employment in order to respond to an emergency in the course of
19 performing his or her duties as a volunteer emergency worker
20 ~~firefighter~~, the employer has the right to request the employee
21 to provide the employer with a written statement from the
22 supervisor or acting supervisor of the volunteer fire
23 department or governmental entity that the volunteer emergency
24 worker serves stating that the employee responded to an
25 emergency and stating the time and date of the emergency.

26 (d) An employee who is a volunteer emergency worker
27 ~~firefighter~~ and who may be absent from or late to his or her
28 employment in order to respond to an emergency in the course of
29 performing his or her duties as a volunteer emergency worker
30 ~~firefighter~~ must make a reasonable effort to notify his or her
31 employer that he or she may be absent or late.

32 (Source: P.A. 93-1027, eff. 8-25-04.)

33 (50 ILCS 748/20)

34 Sec. 20. Applicability. This Act does not apply to any

1 employer that is a municipality ~~applies only to municipalities~~
2 with a population of 3,500 or more ~~less~~.
3 (Source: P.A. 93-1027, eff. 8-25-04.)