



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB1026

Introduced 2/8/2007, by Rep. Michael K. Smith - Donald L. Moffitt

#### SYNOPSIS AS INTRODUCED:

60 ILCS 1/14a new  
65 ILCS 5/11-6-5 new  
70 ILCS 705/25 new

Amends the Township Code, the Municipal Code, and the Fire Protection District Act. Provides that townships, municipalities, and fire protection districts may fix, charge, and collect reasonable fees from certain parties for providing specialized rescue services. Defines "specialized rescue services".

LRB095 06771 HLH 26887 b

1 AN ACT concerning local government.

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

4 Section 5. The Township Code is amended by adding Section  
5 14a as follows:

6 (60 ILCS 1/14a new)

7 Sec. 14a. Reimbursement for specialized rescue services. A  
8 township that provides fire protection services may fix,  
9 charge, and collect reasonable fees for specialized rescue  
10 services provided by the township. The total amount collected  
11 may not exceed the reasonable cost of providing those  
12 specialized rescue services and may include an hourly rate per  
13 vehicle, an hourly rate per firefighter, and the cost of  
14 materials. The fee may be charged to the following parties:

15 (a) the owner of the property on which the specialized  
16 rescue services occurred;

17 (b) any person involved in an activity that caused or  
18 contributed to the emergency;

19 (c) an individual who is rescued during the emergency  
20 and his or her employer if the person was acting in  
21 furtherance of the employer's interests;

22 (d) in cases involving the recovery of property, any  
23 person having control or custody of the property at the

1 time of the emergency.

2 For the purposes of this Section, the term "specialized  
3 rescue services" includes, but is not limited to, structural  
4 collapse, tactical rescue, high angle rescue, underwater  
5 rescue and recovery, confined space rescue, below grade rescue,  
6 and trench rescue.

7 Section 10. The Illinois Municipal Code is amended by  
8 adding Section 11-6-5 as follows:

9 (65 ILCS 5/11-6-5 new)

10 Sec. 11-6-5. Reimbursement for specialized rescue  
11 services. The corporate authorities of a municipality that  
12 operates a fire department may fix, charge, and collect  
13 reasonable fees for specialized rescue services provided by the  
14 department. The total amount collected may not exceed the  
15 reasonable cost of providing those specialized rescue services  
16 and may include an hourly rate per vehicle, an hourly rate per  
17 firefighter, and the cost of materials. The fees may be charged  
18 to the following parties:

19 (a) the owner of the property on which the specialized  
20 rescue services occurred;

21 (b) any person involved in an activity that caused or  
22 contributed to the emergency;

23 (c) an individual who is rescued during the emergency  
24 and his or her employer if the person was acting in

1 furtherance of the employer's interests;

2 (d) in cases involving the recovery of property, any  
3 person having control or custody of the property at the  
4 time of the emergency.

5 For the purposes of this Section, the term "specialized  
6 rescue services" includes, but is not limited to, structural  
7 collapse, tactical rescue, high angle rescue, underwater  
8 rescue and recovery, confined space rescue, below grade rescue,  
9 and trench rescue.

10 Section 15. The Fire Protection District Act is amended by  
11 adding Section 25 as follows:

12 (70 ILCS 705/25 new)

13 Sec. 25. Reimbursement for specialized rescue services. A  
14 fire protection district may fix, charge, and collect  
15 reasonable fees for specialized rescue services provided by the  
16 district. The total amount collected may not exceed the  
17 reasonable cost of providing those specialized rescue services  
18 and may include an hourly rate per vehicle, an hourly rate per  
19 firefighter, and the cost of materials. The fees may be charged  
20 to the following parties:

21 (a) the owner of the property on which the specialized  
22 rescue services occurred;

23 (b) any person involved in an activity that caused or  
24 contributed to the emergency;

1           (c) an individual who is rescued during the emergency  
2           and his or her employer if the person was acting in  
3           furtherance of the employer's interests;

4           (d) in cases involving the recovery of property, any  
5           person having control or custody of the property at the  
6           time of the emergency.

7           For the purposes of this Section, the term "specialized  
8           rescue services" includes, but is not limited to, structural  
9           collapse, tactical rescue, high angle rescue, underwater  
10           rescue and recovery, confined space rescue, below grade rescue,  
11           and trench rescue.