

**SB2106**



**96TH GENERAL ASSEMBLY**

**State of Illinois**

**2009 and 2010**

**SB2106**

Introduced 2/20/2009, by Sen. Mattie Hunter

**SYNOPSIS AS INTRODUCED:**

50 ILCS 750/15.4

from Ch. 134, par. 45.4

Amends the Emergency Telephone System Act. Provides that moneys in the Emergency Telephone System Fund may be used to purchase automatic external defibrillators, subject to certain restrictions. Effective immediately.

LRB096 02926 HLH 12940 b

FISCAL NOTE ACT  
MAY APPLY

**A BILL FOR**

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

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

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

8 (a) The corporate authorities of any county or municipality  
9 that imposes a surcharge under Section 15.3 shall establish an  
10 Emergency Telephone System Board. The corporate authorities  
11 shall provide for the manner of appointment and the number of  
12 members of the Board, provided that the board shall consist of  
13 not fewer than 5 members, one of whom must be a public member  
14 who is a resident of the local exchange service territory  
15 included in the 9-1-1 coverage area, one of whom (in counties  
16 with a population less than 100,000) must be a member of the  
17 county board, and at least 3 of whom shall be representative of  
18 the 9-1-1 public safety agencies, including but not limited to  
19 police departments, fire departments, emergency medical  
20 services providers, and emergency services and disaster  
21 agencies, and appointed on the basis of their ability or  
22 experience. Elected officials, including members of a county  
23 board, are also eligible to serve on the board. Members of the

1 board shall serve without compensation but shall be reimbursed  
2 for their actual and necessary expenses. Any 2 or more  
3 municipalities, counties, or combination thereof, that impose  
4 a surcharge under Section 15.3 may, instead of establishing  
5 individual boards, establish by intergovernmental agreement a  
6 Joint Emergency Telephone System Board pursuant to this  
7 Section. The manner of appointment of such a joint board shall  
8 be prescribed in the agreement.

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

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

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

19 (3) Receiving moneys from the surcharge imposed under  
20 Section 15.3, and from any other source, for deposit into  
21 the Emergency Telephone System Fund.

22 (4) Authorizing all disbursements from the fund.

23 (5) Hiring any staff necessary for the implementation  
24 or upgrade of the system.

25 (c) All moneys received by a board pursuant to a surcharge  
26 imposed under Section 15.3 shall be deposited into a separate

1 interest-bearing Emergency Telephone System Fund account. The  
2 treasurer of the municipality or county that has established  
3 the board or, in the case of a joint board, any municipal or  
4 county treasurer designated in the intergovernmental  
5 agreement, shall be custodian of the fund. All interest  
6 accruing on the fund shall remain in the fund. No expenditures  
7 may be made from such fund except upon the direction of the  
8 board by resolution passed by a majority of all members of the  
9 board. Expenditures may be made only to pay for the costs  
10 associated with the following:

11 (1) The design of the Emergency Telephone System.

12 (2) The coding of an initial Master Street Address  
13 Guide data base, and update and maintenance thereof.

14 (3) The repayment of any moneys advanced for the  
15 implementation of the system.

16 (4) The charges for Automatic Number Identification  
17 and Automatic Location Identification equipment, a  
18 computer aided dispatch system that records, maintains,  
19 and integrates information, mobile data transmitters  
20 equipped with automatic vehicle locators, and maintenance,  
21 replacement and update thereof to increase operational  
22 efficiency and improve the provision of emergency  
23 services.

24 (5) The non-recurring charges related to installation  
25 of the Emergency Telephone System and the ongoing network  
26 charges.

1           (6) The acquisition and installation, or the  
2 reimbursement of costs therefor to other governmental  
3 bodies that have incurred those costs, of road or street  
4 signs that are essential to the implementation of the  
5 emergency telephone system and that are not duplicative of  
6 signs that are the responsibility of the jurisdiction  
7 charged with maintaining road and street signs.

8           (7) Other products and services necessary for the  
9 implementation, upgrade, and maintenance of the system and  
10 any other purpose related to the operation of the system,  
11 including costs attributable directly to the construction,  
12 leasing, or maintenance of any buildings or facilities or  
13 costs of personnel attributable directly to the operation  
14 of the system. Costs attributable directly to the operation  
15 of an emergency telephone system do not include the costs  
16 of public safety agency personnel who are and equipment  
17 that is dispatched in response to an emergency call.

18           (8) In the case of a municipality that imposes a  
19 surcharge under subsection (h) of Section 15.3, moneys may  
20 also be used for any anti-terrorism or emergency  
21 preparedness measures, including, but not limited to,  
22 preparedness planning, providing local matching funds for  
23 federal or State grants, personnel training, and  
24 specialized equipment, including surveillance cameras as  
25 needed to deal with natural and terrorist-inspired  
26 emergency situations or events.

1           (9) The purchase of automatic external defibrillators  
2           (AEDs) for use at any facilities located within the  
3           jurisdiction of the board and operated by any entity that  
4           may lawfully receive public funds, including, but not  
5           limited to, public facilities and educational facilities,  
6           provided that the expenditure of funds for the purchase of  
7           AEDs does not and will not cause an increase in the amount  
8           of the surcharge imposed pursuant to Section 15.3.

9           Moneys in the fund may also be transferred to a  
10          participating fire protection district to reimburse volunteer  
11          firefighters who man remote telephone switching facilities  
12          when dedicated 9-1-1 lines are down.

13          (d) The board shall complete the data base before  
14          implementation of the 9-1-1 system. The error ratio of the data  
15          base shall not at any time exceed 1% of the total data base.

16          (Source: P.A. 95-698, eff. 1-1-08; 95-806, eff. 1-1-09.)

17          Section 99. Effective date. This Act takes effect upon  
18          becoming law.