

HB2247



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2247

by Rep. Patrick J. Verschoore

SYNOPSIS AS INTRODUCED:

70 ILCS 705/6

from Ch. 127 1/2, par. 26

Amends the Fire Protection District Act. Provides that no person shall be appointed to the position of fire chief who has been convicted of a felony in Illinois or convicted in another jurisdiction for conduct that would be a felony under Illinois law, or convicted of a crime involving moral turpitude. Effective immediately.

LRB098 07613 OMW 37685 b

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 Fire Protection District Act is amended by
5 changing Section 6 as follows:

6 (70 ILCS 705/6) (from Ch. 127 1/2, par. 26)

7 Sec. 6. Board of trustees; powers.

8 (a) The trustees shall constitute a board of trustees for
9 the district for which they are appointed, which board of
10 trustees is declared to be the corporate authority of the fire
11 protection district, and shall exercise all of the powers and
12 control all the affairs and property of such district.

13 The board of trustees at their initial meeting and at their
14 first meeting following the commencement of the term of any
15 trustee shall elect one of their number as president and one of
16 their number as secretary and shall elect a treasurer for the
17 district, who may be one of the trustees or may be any other
18 citizen of the district and who shall hold office during the
19 pleasure of the board and who shall give such bond as may be
20 required by the board.

21 (b) Except as otherwise provided in Sections 16.01 through
22 16.18, the board may appoint and enter into a multi-year
23 contract not exceeding 3 years with a fire chief and may

1 appoint any firemen that may be necessary for the district, who
2 shall hold office during the pleasure of the board and who
3 shall give any bond that the board may require. No person shall
4 be appointed to the position of fire chief who has been
5 convicted of a felony in Illinois or convicted in another
6 jurisdiction for conduct that would be a felony under Illinois
7 law, or convicted of a crime involving moral turpitude. The
8 board may prescribe the duties and fix the compensation of all
9 the officers and employees of the fire protection district.

10 (c) A member of the board of trustees of a fire protection
11 district may be compensated as follows: in a district having
12 fewer than 4 full time paid firemen, a sum not to exceed \$1,000
13 per annum; in a district having more than 3 but less than 10
14 full time paid firemen, a sum not to exceed \$1,500 per annum;
15 in a district having either 10 or more full time paid firemen,
16 a sum not to exceed \$2,000 per annum. In addition, fire
17 districts that operate an ambulance service pursuant to
18 authorization by referendum, as provided in Section 22, may pay
19 trustees an additional annual compensation not to exceed 50% of
20 the amount otherwise authorized herein. The additional
21 compensation shall be an administrative expense of the
22 ambulance service and shall be paid from revenues raised by the
23 ambulance tax levy. In addition, any trustee of a fire
24 protection district who completes a training program on fire
25 protection district administration approved by the Office of
26 the State Fire Marshal may receive additional compensation

1 above the compensation otherwise provided in this Section. The
2 additional compensation shall be equal to 50% of such other
3 compensation. In order to continue to receive the additional
4 compensation, the trustee must attend annual training approved
5 by the Office of the State Fire Marshal on a continuing basis
6 thereafter.

7 (d) The trustees also have the express power to execute a
8 note or notes and to execute a mortgage or trust deed to secure
9 the payment of such note or notes; such trust deed or mortgage
10 shall cover real estate, or some part thereof, or personal
11 property owned by the district and the lien of the mortgage
12 shall apply to the real estate or personal property so
13 mortgaged by the district, and the proceeds of the note or
14 notes may be used in the acquisition of personal property or of
15 real estate or in the erection of improvements on such real
16 estate.

17 The trustees have express power to purchase either real
18 estate or personal property to be used for the purposes of the
19 fire protection district through contracts which provide for
20 the consideration for such purchase to be paid through
21 installments to be made at stated intervals during a certain
22 period of time, but, in no case, shall such contracts provide
23 for the consideration to be paid during a period of time in
24 excess of 25 years.

25 (e) The trustees have express power to provide for the
26 benefit of its employees, volunteer firemen and paid firemen,

1 group life, health, accident, hospital and medical insurance,
2 or any combination thereof; and to pay for all or any portion
3 of the premiums on such insurance. Such insurance may include
4 provisions for employees who rely on treatment by spiritual
5 means alone through prayer for healing in accord with the
6 tenets and practice of a well recognized religious
7 denomination.

8 (f) To encourage continued service with the district, the
9 board of trustees has the express power to award monetary
10 incentives, not to exceed \$240 per year, to volunteer
11 firefighters of the district based on the length of service. To
12 be eligible for the incentives, the volunteer firefighters must
13 have at least 5 years of service with the district. The amount
14 of the incentives may not be greater than 2% of the annual levy
15 amount when all incentive awards are combined.

16 (g) The board of trustees has express power to change the
17 corporate name of the fire protection district by ordinance,
18 provided that notification of any change is given to the
19 circuit clerk and the Office of the State Fire Marshal.

20 (h) The board of trustees may impose reasonable civil
21 penalties on individuals who repeatedly cause false fire
22 alarms.

23 (i) The board of trustees has full power to pass all
24 necessary ordinances, and rules and regulations for the proper
25 management and conduct of the business of the board of trustees
26 of the fire protection district for carrying into effect the

1 objects for which the district was formed.

2 (Source: P.A. 95-331, eff. 8-21-07; 95-799, eff. 1-1-09;
3 96-1000, eff. 7-2-10.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.