



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB2708

Introduced 2/21/2013, by Rep. Robert Rita

#### SYNOPSIS AS INTRODUCED:

225 ILCS 317/15  
225 ILCS 317/20

Amends the Fire Sprinkler Contractor Licensing Act. Provides that a notarized statement from the designated certified person must accompany all fire sprinkler applications attesting that he or she complies with the requirements set forth in Section 20 of this Act. Removes the requirement that at least one member of every firm, association, or partnership and at least one corporate officer of every corporation engaged in the installation and repair of fire sprinkler systems must be a designated certified person. Effective immediately.

LRB098 06230 MGM 36271 b

1 AN ACT concerning regulation.

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

4 Section 5. The Fire Sprinkler Contractor Licensing Act is  
5 amended by changing Sections 15 and 20 as follows:

6 (225 ILCS 317/15)

7 Sec. 15. Licensing requirements.

8 (a) It shall be unlawful for any person or business to  
9 engage in, advertise, or hold itself out to be in the business  
10 of installing or repairing fire sprinkler systems in this State  
11 after 6 months after the effective date of this Act, unless  
12 such person or business is licensed by the State Fire Marshal.

13 (b) In order to obtain a license, a person or business must  
14 submit an application to the State Fire Marshal, on a form  
15 provided by the State Fire Marshal containing the information  
16 prescribed, along with the application fee. A notarized  
17 statement from the designated certified person must accompany  
18 all fire sprinkler applications attesting that he or she  
19 complies with the requirements set forth in Section 20 of this  
20 Act.

21 (c) A business applying for a license must have a  
22 designated certified person employed at the business location  
23 and the designated certified person shall be identified on the

1 license application.

2 (d) A person or business applying for a license must show  
3 proof of having liability and property damage insurance in such  
4 amounts and under such circumstances as may be determined by  
5 the State Fire Marshal. The amount of liability and property  
6 damage insurance, however, shall not be less than the amount  
7 specified in Section 35 of this Act.

8 (e) A person or business applying for a license must show  
9 proof of having workers' compensation insurance covering its  
10 employees or be approved as a self-insurer of workers'  
11 compensation in accordance with the laws of this State.

12 (f) A person or business so licensed shall have a separate  
13 license for each business location within the State or outside  
14 the State when the business location is responsible for any  
15 installation or repair of fire sprinkler systems performed  
16 within the State.

17 (g) When an individual proposes to do business in her or  
18 his own name, a license, when granted, shall be issued only to  
19 that individual.

20 (h) If the applicant requesting licensure to engage in  
21 contracting is a business organization, such as a partnership,  
22 corporation, business trust, or other legal entity, the  
23 application shall state the name of the partnership and its  
24 partners, the name of the corporation and its officers and  
25 directors, the name of the business trust and its trustees, or  
26 the name of such other legal entity and its members and shall

1 furnish evidence of statutory compliance if a fictitious name  
2 is used. Such application shall also show that the business  
3 entity employs a designated certified person as required under  
4 Section 20. The license, when issued upon application of a  
5 business organization, shall be in the name of the business  
6 organization and the name of the qualifying designated  
7 certified person shall be noted thereon.

8 (i) No license is required for a person or business that is  
9 engaged in the installation of fire sprinkler systems only in  
10 single family or multiple family residential dwellings up to  
11 and including 8 family units that do not exceed 2 1/2 stories  
12 in height from the lowest grade level.

13 (j) All fire protection system layout documents of fire  
14 sprinkler systems, as defined in Section 10 of this Act, shall  
15 be prepared by (i) a professional engineer who is licensed  
16 under the Professional Engineering Practice Act of 1989, (ii)  
17 an architect who is licensed under the Illinois Architecture  
18 Practice Act of 1989, or (iii) a holder of a valid NICET level  
19 3 or 4 certification in fire protection technology automatic  
20 sprinkler system layout who is either licensed under this Act  
21 or employed by an organization licensed under this Act.

22 (Source: P.A. 97-112, eff. 7-14-11.)

23 (225 ILCS 317/20)

24 Sec. 20. Designated certified person requirements.

25 (a) A designated certified person must either be a current

1 Illinois licensed professional engineer or hold a valid NICET  
2 level 3 or higher certification in "fire protection technology,  
3 automatic sprinkler system layout".

4 (b) (Blank). ~~At least one member of every firm,~~  
5 ~~association, or partnership and at least one corporate officer~~  
6 ~~of every corporation engaged in the installation and repair of~~  
7 ~~fire sprinkler systems must be a designated certified person.~~

8 (c) A designated certified person must be employed by the  
9 licensee at a business location with a valid license.

10 (d) A designated certified person must perform his or her  
11 normal duties at a business location with a valid license.

12 (e) A designated certified person may only be the  
13 designated certified person for one business location and one  
14 business entity.

15 (f) A designated certified person must be directly involved  
16 in supervision. The designated certified person does not,  
17 however, have to be at the site of the installation or repair  
18 of the fire sprinkler system at all times.

19 (Source: P.A. 92-871, eff. 1-3-03.)

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.