

Illinois Fire Services Association

LEGISLATIVE SUMMIT 2009



Picture courtesy of Motorola

Legislative Initiatives for the Illinois Fire Service Caucus

Acknowledgement

This year's summit was a success and I want to begin by thanking Motorola Corporation once again for hosting The 2009 Annual Legislative Summit. Cynthia Leighton has done an outstanding job preparing for our summit and I cannot thank her and the Motorola staff enough for all that they do to make the summit a success. And to the Illinois Fire Services Associations Executive Director John Schuldt, we thank you John along with Mitch for the dedication and commitment to ensure that the summit is successful in every way. With every Illinois fire service association present and participating, the one -day summit went extremely well. Everyone left satisfied with the work that was accomplished.

This summary report contains the 2010 Illinois Fire Caucus Initiatives which will be presented to Representative Moffitt who will seek sponsors for each. Once all initiatives are filed and bill numbers assigned, I will be forwarding announcements and alerts to all members asking for their support by contacting their local Senators and Representatives. If all goes well, we hope to have another year of successful legislation that will only enhance our abilities to providing the best possible service to those we serve.

Thank you!

Illinois Fire Service Association

Legislative Initiatives for the IGA Spring of 2009

Category	Lead Organization	Language Submitted	Comments
As Priority #1 Initiatives Increase Funding for the Fire Prevention Fund	ALL		<p>Develop specific legislation for each of the following additional FPF Funding Initiatives that ensure that for each initiative that 425 ILCS 25 13 (c) Sections (1) IFSI and (2) Chicago Fire Department and all remaining subparagraphs of Section 13 (c) are modified to authorize allocation of the additional FPF funding for distribution to these “purposes”:</p> <ol style="list-style-type: none"> 1. <u>1% of gross motor vehicle insurance premiums.</u> Modify 425 ILCS section 12 to eliminate the word “fire” from “motor Vehicle Fire Risk Premium...” thus making all motor vehicle risk insurance premiums part of the 1% FPF. 2. <u>\$3.00 increase in the driver’s history record requests.</u> Modify the Illinois Vehicle Code and 425 ILCS by adding a new Section 12.1 to authorize an additional \$3 to be collected with each request and deposited into the Fire Prevention Fund. 3. <u>\$5.00 increase in drivers license renewals.</u> Modify the Illinois Vehicle Code and 425 ILCS 25 by adding a new Section 12.x to authorize an additional \$1 to be collected with each renewal and deposited into the Fire Prevention Fund. 4. <u>\$1.00 increase in License Plate Sticker Renewal.</u> Modify the Illinois Vehicle Code and 425 ILCS 25 by adding a new Section 12.x authorize an additional \$1 to be collected with each renewal and deposited into the Fire Prevention Fund. 5. <u>Establish an additional 2.5% transfer of FPF to IFSI for support of the Cornerstone Training Program.</u> Modify 425 ILCS Section 13 (c) (1) Illinois Fire Service Institute by adding a sentence to wit “An additional 2.5 % shall be available for support of the Cornerstone Training Program.” 2.5% is equivalent of the current 2009 and projected 2010 Cornerstone Training Grant. By placing it in this paragraph the Cornerstone program will no longer be a grant; rather, it will be a line item for IFSI only in the University of Illinois annual budget, which, when approved by the Legislature and Governor, will be authorized by the State Treasurer for spending by IFSI. 6. <u>Maintenance of MABAS operations and capital expenses.</u> Add a new Sub-Section to 425 ILCS Section 13 to wit: <u>“(5) For the maintenance, operation and capital expenses of the Mutual Aid Box Alarm System (MABAS).”</u> <p>Additional non-legislative proposal:</p> <ol style="list-style-type: none"> 7. <u>\$1.00 check box on insurance premium billings consult w/insurance companies.</u> It was agreed that IFSA would set up meeting with insurance company representatives to discuss having the insurance companies doing business in Illinois add a <u>voluntary</u> check the box to add \$1 to the insurance premium billings to be deposited in a TRUST FUND for fire and emergency

			services support. The fund could be established as a 401.c.(3) or similar tax deductible donation and administered by a Board composed of the IFSA members and insurance company representatives. This would bypass the State legislature and appropriations process and be similar to the way in with Maryland administers a license plate fee.
Accumulated Funds Exemption – Rainy Day Fund	IAFPD		Amend Section 14 to include specific language for compensation or operational expenses to the allowed exemptions for accumulated funds for fire districts that are subject to PTELL.
Trustee Serving on a Non-for-Profit Board Membership	IAFPD		Amend Section 4 of the Illinois Fire Protection District Act (70 ILCS 705/4) by the addition of the following: (i) Under either of the following circumstances, a trustee may hold a position on the board of a not-for-profit corporation that is interested in a contract, work, or business of the fire protection district: (1) If the trustee is appointed by the governing body of the district to represent the interests of the district on a not-for-profit corporation's board, then the trustees may actively vote on matters involving either that board or the district, at any time, so long as the membership on the not-for-profit board is not a paid position, except that the trustee may be reimbursed by the not-for-profit board for expenses incurred as the result of membership on the not-for-profit board. (2) If the trustee is not appointed to the governing body of a not-for-profit corporation by the governing body of the municipality, then the trustee may continue to serve; however, the trustee shall abstain from voting on any proposition before the district board of trustees directly involving the not-for-profit corporation and, for those matters, shall not be counted as present for the purposes of a quorum of the board of trustees.
R/R Crossing Closing Notification	IAFPD		Railroad Crossing Closings Notifications to require County Road Supervisor to notify local fire district chiefs
Changes in FP Board Configurations	IAFPD		Provision to allow changes to and from a seven member board
Add Alternatives to the Requirement to Publish Entire Budget	IAFPD IFA (Terry Cox)		Amend Section 7 (70ILCS705/7) by add electronic media for required posting as an additional option that allows public access to the appropriation ordinance's and budget. Currently, every fire district is required to publish its budget and costs of \$1000 plus dollars and could otherwise be spent on providing necessary services.
.60 Levy Authority	IAFPD		To add authority for a maximum corporate tax rate of .60%. Municipalities already have this authority in 65 ILCS 5/11-7-3. In PTELL counties, this would automatically bump up the maximum rate for the corporate levy to .6% under the last amendment made to PTELL [a referendum would be required, in all likelihood, to raise the limiting rate to take advantage of the .60% rate authority]. In non-PTELL counties, voters would have to approve going to .60%.

Property Tax Extension Limitation Law	IAFPD		Amend property tax code in regards to PTELL exemptions for-tort liability, pension contributions, risk management programs, and insurance.
Natural Gas/Utilities in HazMat/Spiller Pays	IAFPD		Add natural gas, gas liquids, and liquefied natural gas to the "hazardous material emergency response reimbursement act to provide for cost recovery subsequent to natural gas leaks caused by improper locating of the gas service lines or by careless actions of the contractor. Include electrical transmission. Extra ordinary expenses can also be recovered. The issue is ongoing and being addressed via 'JULIE' Regulations rewrite.
Cook County Tax Appeals Notification	IAFPD		Amend Section 35 of the Property Tax Code to include Cook County fire protection districts in the notification of property tax appeals that exceed \$100,000 and deletes a provision exempting counties with 3,000,000 or more inhabitants from certain notice requirements concerning tax objections.
FPD Impact Fees	IAFPD		Rapid growth within communities has caused the need for additional stations to be built. Though some communities support their fire protection districts and have impact fee or developer donation language in their respective annexation agreements, this is not always the case. Also, the annexation agreements only affect growth that comes from land outside of a particular community and doesn't address in-fill development and/or developments that were approved prior to this legislation passing. Without the fire protection districts having the legal authority to impose and collect impact fees, there will continue to be a gross inequity between one fire protection district and another and between fire protection districts and other governmental bodies in terms of the money they can collect to insure that adequate infrastructure (i.e., fire stations) is in place to protect their communities.
Increase Compensation Limits for Trustees	IAFPD		Amend section 6 to add an additional category or increase per annum for Fire Protection Districts with more than 30 paid fire fighters.
Tap on fees from private water systems for residential sprinkler systems	IFIA (George Michehl)		Stop the use of the term "Fire Protection Fee" since Illinois American Water provides no fire protection, and has caused great anguish for fire districts whose residents are falsely under the impression that this fee goes to the fire districts. Stop the "Stand-by" charge for all fire protection sprinklers, this charge varies according to connection size, but it is charged to single family homes to commercial, for water that is rarely if ever used. This charge puts an unnecessary burden on customers who chose to be fire safe. Basically negates any savings from insurance for sprinklering a building and unfairly goes after those who use sprinklers and not those who do not.

Public/Private Partnerships for Mutual Aid	MABAS (Jay Reardon)		Establish a mechanism for providing immunity from liability for private sector organizations when they act to support emergency and disaster response. Local government does not have the resources including funding to handle all emergencies. In some cases, private sector partnerships must be created in order for the local emergency service agencies to mitigate the emergency without cause for liability issues. Local emergency responders who respond to all types of emergencies are covered under the Tort Immunity Law. However, there are some emergencies that demand a response of special equipment such as cranes, drilling equipment, and the like which are owned and operated by private sector companies who are willing to assist but are open for lawsuits. Further, in many rural areas of the state, the response time of the private contractor would be more expedient given the geographic proximity to the emergency scene versus mutual aid or a state asset, thus resulting in a more efficient incident management.
Resolution to amend the sprinkler retrofit	IFIA (George Michehl)		Amend the 1986 Internal Revenue Code to classify fire sprinkler retrofits as a five year property for purposes of depreciation. this resolution is designed to send a strong message to the Illinois Congressional delegation that the House of Representatives supports the need to provide a Federal tax incentive for business owners to install fire sprinkler systems in both new and existing structures. Resolution encourages the Illinois delegation to support the Federal Fire Sprinkler Incentive Act of 2009 HR 1194.

Illinois Fire Services Association

EXHIBITS

- Fire Prevention Funding Committee Minutes Oct. 2009
- Auto Insurance
- Amendment for Vehicle Registration Fee
- Amendment for Driver's Record Fee

21 Oct 2009

MEMORANDUM FOR THE RECORD

Subject: Teleconference Minutes Meeting – Illinois Fire Services Association Committee on Development of Additional Funding Sources of 21 Oct 09

Participants:

- ◆ Co-Chairman: Richard Jaehne (IFSI)
- ◆ Illinois Fire Chiefs Association (IFCA): Tim Sashko
- ◆ Illinois Fire Inspectors Association: none
- ◆ Illinois Fire Services Association: none
- ◆ Illinois Fire Service Institute (IFSI): Dave Clark
- ◆ Illinois Fire Protection Districts Association (IAFPD): Cheri Brenneman
- ◆ Illinois Firefighters Association (IFA): John Swan, Margaret Vaughn
- ◆ Illinois Society of Fire Service Instructors (ISFSI): none
- ◆ Illinois Professional Firefighters Association (IPFA): Terry Cox
- ◆ International Association of Firefighters; none
- ◆ Northern Alliance of Fire Protection Districts: none
- ◆ Office of the State Fire Marshal (OSFM): Joe August, Maureen Cunningham, Dave Defraties, John Fennell, Jodi Schrage

1. **Call to Order.** Meeting called to order at 1:15 PM at the OSFM and by teleconference.
2. **Agenda.** To finalize a plan for presentation of funding proposals for presentation of Funding Proposals to the IFSA Summit on 27 Oct 09.
 - Develop recommended changes to 425 ILCS 25 /12 & 13.
 - Develop additional funding proposals.
3. **Discussion.**
 - a. Recommended changes to 425 ILCS 25 / 12 & 13. Line-in / Line-out recommended changes are provided at attachment 1. Key elements for consideration include:
 - For each additional source of funding that is identified we should develop a comprehensive spending plan that can be fully justified in the legislative process.
 - Uses of funding must address a variety of costs to include: staffing, operational, training, equipment, capital, and have a way of connecting funding to demonstrable competencies.

A summary of the recommended changes are as follows:

(1) Additional Funding.

- (a) **Modify 425 ILCS 25 Section 12 regarding Motor Vehicle Insurance.** This section provides for 1% of gross “motor vehicle fire risk premiums” to be collected by every insurance company doing business in Illinois and deposited with the Department of insurance each March. The committee recommends discussing with the insurance industry representatives a change to this section that would eliminate the word “fire” making all motor vehicle risk premiums eligible for the 1% charge. It is not known the specific amount that this would generate but it could be tens of millions of dollars annually.

23 Oct 09 1630hrs

- (b) **Drivers History Record Requests.** Currently there are 5.4 mil requests annually and \$12 is charged for each request. The Committee recommends that the Illinois Vehicle Code and Section 425 ILCS 25 section 12 be amended to authorize an additional \$3 to be collected with each request and deposited into the Fire Prevention Fund. It is recommended that the purposes of the additional funding include the formula distributions as provided in 425 ILCS 25 Section 13 (c) (1) and (2) for IFSI and Chicago Fire Department respectively, and for all remaining subparagraphs of Section 13 (c). This change is estimated to generate \$16.2 mil annually.
- (c) **License Plate Sticker Renewal.** Currently there are 9 mil renewals annually. Currently \$78 is charged for each renewal; however in 2010, the fee will rise to \$99. The Committee recommends that the Illinois Vehicle Code and Section 425 ILCS 25 section 12 be amended to authorize an additional \$1 to be collected with each renewal and deposited into the Fire Prevention Fund. It is recommended that the purposes of the additional finding include the formula distributions as provided in 425 ILCS 25 Section 13 (c) (1) and (2) for IFSI and Chicago Fire Department respectively, and for all remaining subparagraphs of Section 13 (c). This change is estimated to generate \$9 mil annually.
- (d) **Drivers License Renewal.** Currently there are 4 mil renewals annually. Currently \$10 is charged for each renewal; however in 2010, the fee will rise to \$30. The Committee recommends that the Illinois Vehicle Code and Section 425 ILCS 25 section 12 be amended to authorize an additional \$5 to be collected with each renewal and deposited into the Fire Prevention Fund. It is recommended that the purposes of the additional finding include the formula distributions as provided in 425 ILCS 25 Section 13 (c) (1) and (2) for IFSI and Chicago Fire Department respectively, and for all remaining subparagraphs of Section 13 (c). This change is estimated to generate \$20 mil annually.
- (e) **Ethanol.** Currently there are an estimated 4 bil gallons of ethanol fuel produced in Illinois and distributed by rail, road and barge throughout North America. Ethanol transportation is subject to USDOT fees and rules. In fact, IFSI has recently received USDOT permission to use USDOT HMEP grant funding to train first responders in handling ethanol emergencies. There is no clearly identifiable way to place a fee on ethanol production, transport or retail sale; therefore, the committee agreed to retain ethanol as a possible future funding source, as yet to be identified.
- (f) **Cellular Phones.** Cellular phones are subject to a significant number of federal, state and local surcharges, some of which have funded 911 services. There is no clearly identifiable way to place a fee on cellular phones; therefore, the committee agreed to retain cell phones as a possible future funding source, as yet to be identified.
- (2) Additional spending authority. The Committee agreed to recommend the following changes to 425 ILCS 25 Section 13 to provide additional statutory spending authority for the Fire Prevention Fund.
- (a) **Section 13 (c) (1) Illinois Fire Service Institute.** The Committee recommends adding a sentence to wit ***“An additional 2.5 % shall be available for support***

of the Cornerstone Training Program.” 2.5% is equivalent of the current 2009 and projected 2010 Cornerstone Training Grant. By placing it in this paragraph the Cornerstone program will no longer be a grant; rather, it will be a line item for IFSI only in the University of Illinois annual budget, which, when approved by the Legislature and Governor, will be authorized by the State Treasurer for spending by IFSI.

(b) **Section 13 (c) (5) MABAS.** The Committee recommends adding a new paragraph as follows **“(5) For the maintenance, operation and capital expenses of the Mutual Aid Box Alarm System (MABAS).”**

(c) Renumber the current paragraph (5) as “(6)”.

b. **Additional Funding Proposal.** The committee also recommends the IFSA set up meeting with insurance company representatives to discuss having the insurance companies doing business in Illinois add a voluntary check the box to add \$1 to the insurance premium billings to be deposited in a TRUST FUND for fire and emergency services support. The fund could be established as a 401.c.(3) or similar tax deductible donation and administered by a Board composed of the IFSA members and insurance company representatives. This would bypass the State legislature and appropriations process and be similar to the way in with Maryland administers an license plate fee.

4. **Next Meeting.** IFSA Summit on 27 Oct 09.

5. **Meeting Adjourned at 1600.**

Richard L. Jaehne

AMENDMENT FOR MOTOR VEHICLE INSURANCE PREMIUMS

This proposal adds all vehicle risk premium receipts to the insurance policies for which a 1% fee is assessed by the Department of Insurance. Given the number of receipts, the Advisory Council has agreed that language could also be considered to assess a reduced percentage specifically for the vehicle premiums, such as .25%.

Additionally, this proposal includes the language that guarantees an appropriation of 2.5% of the Fund for Cornerstone and adds MABAS to the list of entities receiving an appropriation.

(425 ILCS 25/12) (from Ch. 127 1/2, par. 16)

Sec. 12. Every fire insurance company, whether upon the stock or mutual plan, and every other personal or business entity doing any form of fire insurance business in the State of Illinois, shall pay to the Department of Insurance in the month of March, such amount as may be assessed by the Department of Insurance, which may not exceed 1% of the gross fire, sprinkler leakage, riot, civil commotion, explosion and motor vehicle fire risk premium receipts of such company or other entity from such business done in the State of Illinois during the preceding year, and shall make an annual report or statement under oath to the Department specifying the amount of such premiums received during the preceding year. The Department of Insurance shall pay the money so received into the Fire Prevention Fund, to be used as specified in Section 13.1 of this Act.

(Source: P.A. 85-718.)

(425 ILCS 25/13) (from Ch. 127 1/2, par. 17)

Sec. 13. Every company, firm, co-partnership, association or aggregation of individuals, or body of persons insuring each other, or their agents, representatives, or attorneys in fact, who shall refuse or neglect to comply with the requirements of Section 12 of this Act, is liable, in addition to the amount due, for such penalty and interest charges as are provided for under Section 412 of the "Illinois Insurance Code". The Director through the Attorney General, may institute an action in the name of the People of the State of Illinois, in any court of competent jurisdiction for the recovery of the amount of such taxes and penalties due, and prosecute the same to final judgment, and take such steps as are necessary to collect the same. If such violation is by a company, association, co-partnership or aggregation of individuals licensed to do business in the State of Illinois, such license may be revoked by the Department of Insurance.

(Source: P.A. 83-43.)

(425 ILCS 25/13.1) (from Ch. 127 1/2, par. 17.1)

Sec. 13.1.

- (a) There shall be a special fund in the State Treasury known as the Fire Prevention Fund.
- (b) The following moneys shall be deposited into the Fund:
 - (1) Moneys received by the Department of Insurance under Section 12 of this Act.
 - (2) All fees and reimbursements received by the Office of the State Fire Marshal.
 - (3) All receipts from boiler and pressure vessel certification, as provided in Section 13 of the Boiler and Pressure Vessel Safety Act.
 - (4) Such other moneys as may be provided by law.
- (c) The moneys in the Fire Prevention Fund shall be used, subject

to appropriation, for the following purposes:

- (1) Of the moneys deposited into the fund under Section 12 of this Act, 12.5% shall be available for the maintenance of the Illinois Fire Service Institute and the expenses, facilities, and structures incident thereto, and for making transfers into the General Obligation Bond Retirement and Interest Fund for debt service requirements on bonds issued by the State of Illinois after January 1, 1986 for the purpose of constructing a training facility for use by the Institute. **An additional 2.5 % shall be available for support of the Cornerstone Training Program.**
 - (2) Of the moneys deposited into the Fund under Section 12 of this Act, 10% shall be available for the maintenance of the Chicago Fire Department Training Program and the expenses, facilities and structures incident thereto, in addition to any moneys payable from the Fund to the City of Chicago pursuant to the Illinois Fire Protection Training Act.
 - (3) For making payments to local governmental agencies and individuals pursuant to Section 10 of the Illinois Fire Protection Training Act.
 - (4) For the maintenance and operation of the Office of the State Fire Marshal, and the expenses incident thereto.
~~(5) For any other purpose authorized by law.~~
 - ~~(c-5)~~(5) As soon as possible after the effective date of this amendatory Act of the 95th General Assembly, the Comptroller shall order the transfer and the Treasurer shall transfer \$2,000,000 from the Fire Prevention Fund to the Fire Service and Small Equipment Fund, \$9,000,000 from the Fire Prevention Fund to the Fire Truck Revolving Loan Fund, and \$4,000,000 from the Fire Prevention Fund to the Ambulance Revolving Loan Fund. Beginning on July 1, 2008, each month, or as soon as practical thereafter, an amount equal to \$2 from each fine received shall be transferred from the Fire Prevention Fund to the Fire Service and Small Equipment Fund, an amount equal to \$1.50 from each fine received shall be transferred from the Fire Prevention Fund to the Fire Truck Revolving Loan Fund, and an amount equal to \$4 from each fine received shall be transferred from the Fire Prevention Fund to the Ambulance Revolving Loan Fund. These moneys shall be transferred from the moneys deposited into the Fire Prevention Fund pursuant to Public Act 95-154, together with not more than 25% of any unspent appropriations from the prior fiscal year. These moneys may be allocated to the Fire Truck Revolving Loan Fund, Ambulance Revolving Loan Fund, and Fire Service and Small Equipment Fund at the discretion of the Office of the State Fire Marshal for the purpose of implementation of this Act.
 - (6) For the maintenance, operation, and capital expenses of the Mutual Aid Box Alarm System.**
 - ~~(#7)~~ Any other purpose authorized by law.
- (d) Any portion of the Fire Prevention Fund remaining unexpended at the end of any fiscal year which is not needed for the maintenance and expenses of the Office of the State Fire Marshal or the maintenance and expenses of the Illinois Fire Service Institute, shall remain in the Fire Prevention Fund for the exclusive and restricted uses provided in subsections (c) and (c-5) of this Section.
- (e) The Office of the State Fire Marshal shall keep on file an itemized statement of all expenses incurred which are payable from the Fund,

other than expenses incurred by the Illinois Fire Service Institute, and shall approve all vouchers issued therefor before they are submitted to the State Comptroller for payment. Such vouchers shall be allowed and paid in the same manner as other claims against the State.

(Source: P.A. 95-717, eff. 4-8-08; 96-286, eff. 8-11-09.)

AMENDMENT FOR VEHICLE REGISTRATIONS FEE

(425 ILCS 25/12) (from Ch. 127 1/2, par. 16)

Sec. 12. Every fire insurance company, whether upon the stock or mutual plan, and every other personal or business entity doing any form of fire insurance business in the State of Illinois, shall pay to the Department of Insurance in the month of March, such amount as may be assessed by the Department of Insurance, which may not exceed 1% of the gross fire, sprinkler leakage, riot, civil commotion, explosion and motor vehicle fire risk premium receipts of such company or other entity from such business done in the State of Illinois during the preceding year, and shall make an annual report or statement under oath to the Department specifying the amount of such premiums received during the preceding year. The Department of Insurance shall pay the money so received into the Fire Prevention Fund, to be used as specified in Section 13.1 of this Act.

(Source: P.A. 85-718.)

NEW SECTION

Sec. 12.1. Beginning with the 2011 registration year, an additional surcharge of \$1 shall be collected for all motor vehicles of the first division, motorcycles, motor driven cycles, and pedalcycles in accordance with 625 ILCS 5/3-806. Moneys collected through this surcharge shall be deposited into the Fire Prevention Fund, to be used as specified in Section 13.1 of this Act.

(425 ILCS 25/13) (from Ch. 127 1/2, par. 17)

Sec. 13. Every company, firm, co-partnership, association or aggregation of individuals, or body of persons insuring each other, or their agents, representatives, or attorneys in fact, who shall refuse or neglect to comply with the requirements of Section 12 of this Act, is liable, in addition to the amount due, for such penalty and interest charges as are provided for under Section 412 of the "Illinois Insurance Code". The Director through the Attorney General, may institute an action in the name of the People of the State of Illinois, in any court of competent jurisdiction for the recovery of the amount of such taxes and penalties due, and prosecute the same to final judgment, and take such steps as are necessary to collect the same. If such violation is by a company, association, co-partnership or aggregation of individuals licensed to do business in the State of Illinois, such license may be revoked by the Department of Insurance.

(Source: P.A. 83-43.)

(425 ILCS 25/13.1) (from Ch. 127 1/2, par. 17.1)

Sec. 13.1.

- (a) There shall be a special fund in the State Treasury known as the Fire Prevention Fund.
- (b) The following moneys shall be deposited into the Fund:
- (1) Moneys received by the Department of Insurance under Section 12 of this Act.
 - (2) All fees and reimbursements received by the Office of the State Fire Marshal.
 - (3) All receipts from boiler and pressure vessel certification, as provided in Section 13 of the Boiler and Pressure Vessel Safety Act.
 - (4) Such other moneys as may be provided by law.
- (c) The moneys in the Fire Prevention Fund shall be used, subject to appropriation, for the following purposes:
- (1) Of the moneys deposited into the fund under Section 12 **and 12.1** of this Act, 12.5% shall be available for the maintenance of the Illinois Fire Service Institute and the expenses, facilities, and structures incident thereto, and for making transfers into the General Obligation Bond Retirement and Interest Fund for debt service requirements on bonds issued by the State of Illinois after January 1, 1986 for the purpose of constructing a training facility for use by the Institute. **An additional 2.5 % shall be available for support of the Cornerstone Training Program.**
 - (2) Of the moneys deposited into the Fund under Section 12 **and 12.1** of this Act, 10% shall be available for the maintenance of the Chicago Fire Department Training Program and the expenses, facilities and structures incident thereto, in addition to any moneys payable from the Fund to the City of Chicago pursuant to the Illinois Fire Protection Training Act.
 - (3) For making payments to local governmental agencies and individuals pursuant to Section 10 of the Illinois Fire Protection Training Act.
 - (4) For the maintenance and operation of the Office of the State Fire Marshal, and the expenses incident thereto.
 - (5) ~~For any other purpose authorized by law.~~
- ~~(e-5)~~ As soon as possible after the effective date of this

amendatory Act of the 95th General Assembly, the Comptroller shall order the transfer and the Treasurer shall transfer \$2,000,000 from the Fire Prevention Fund to the Fire Service and Small Equipment Fund, \$9,000,000 from the Fire Prevention Fund to the Fire Truck Revolving Loan Fund, and \$4,000,000 from the Fire Prevention Fund to the Ambulance Revolving Loan Fund. Beginning on July 1, 2008, each month, or as soon as practical thereafter, an amount equal to \$2 from each fine received shall be transferred from the Fire Prevention Fund to the Fire Service and Small Equipment Fund, an amount equal to \$1.50 from each fine received shall be transferred from the Fire Prevention Fund to the Fire Truck Revolving Loan Fund, and an amount equal to \$4 from each fine received shall be transferred from the Fire Prevention Fund to the Ambulance Revolving Loan Fund. These moneys shall be transferred from the moneys deposited into the Fire Prevention Fund pursuant to Public Act 95-154, together with not more than 25% of any unspent appropriations from the prior fiscal year. These moneys may be allocated to the Fire Truck Revolving Loan Fund, Ambulance Revolving Loan Fund, and Fire Service and Small Equipment Fund at the discretion of the Office of the State Fire Marshal for the purpose of implementation of this Act.

(6) For the maintenance, operation, and capital expenses of the Mutual Aid Box Alarm System.

(7) Any other purpose authorized by law.

- (d) Any portion of the Fire Prevention Fund remaining unexpended at the end of any fiscal year which is not needed for the maintenance and expenses of the Office of the State Fire Marshal or the maintenance and expenses of the Illinois Fire Service Institute, shall remain in the Fire Prevention Fund for the exclusive and restricted uses provided in subsections (c) and (c-5) of this Section.
- (e) The Office of the State Fire Marshal shall keep on file an itemized statement of all expenses incurred which are payable from the Fund, other than expenses incurred by the Illinois Fire Service Institute, and shall approve all vouchers issued therefor before they are submitted to the State Comptroller for payment. Such vouchers shall be allowed and paid in the same manner as other claims against the State.

(Source: P.A. 95-717, eff. 4-8-08; 96-286, eff. 8-11-09.)

Illinois Vehicle Code

(625 ILCS 5/3-806) (from Ch. 95 1/2, par. 3-806)

Sec. 3-806. Registration Fees; Motor Vehicles of the First Division. Every owner of any other motor vehicle of the first division, except as provided in Sections 3-804, 3-805, 3-806.3, and 3-808, and every second division vehicle weighing 8,000 pounds or less, shall pay the Secretary of State an annual registration fee at the following rates:

SCHEDULE OF REGISTRATION FEES

REQUIRED BY LAW

Beginning with the 2010 registration year

	Annual Fee
Motor vehicles of the first division other than Motorcycles, Motor Driven Cycles and Pedalcycles	\$98 -\$99
Motorcycles, Motor Driven Cycles and Pedalcycles	38 -\$39

Beginning with the 2010 registration year a \$1 surcharge shall be collected in addition to the above fees for motor vehicles of the first division, motorcycles, motor driven cycles, and pedalcycles to be deposited into the State Police Vehicle Fund.

Beginning with the 2011 registration year, a \$1 surcharge shall be collected in addition to the above fees for motor vehicles of the first division, motorcycles, motor driven cycles, and pedalcycles to be deposited into the Fire Prevention Fund.

All of the proceeds of the additional fees imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

Amendment for Driver's Record Request Fee

(425 ILCS 25/12) (from Ch. 127 1/2, par. 16)

Sec. 12. Every fire insurance company, whether upon the stock or mutual plan, and every other personal or business entity doing any form of fire insurance business in the State of Illinois, shall pay to the Department of Insurance in the month of March, such amount as may be assessed by the Department of Insurance, which may not exceed 1% of the gross fire, sprinkler leakage, riot, civil commotion, explosion and motor vehicle fire risk premium receipts of such company or other entity from such business done in the State of Illinois during the preceding year, and shall make an annual report or statement under oath to the Department specifying the amount of such premiums received during the preceding year. The Department of Insurance shall pay the money so received into the Fire Prevention Fund, to be used as specified in Section 13.1 of this Act.

(Source: P.A. 85-718.)

NEW SECTION

Sec. 12.1. After October 1, 2011, an additional \$3 shall be assessed to the person or agency requesting a driver's record in accordance with 625 ILCS 5/2-123(g-5). All proceeds from this additional fee shall be deposited into the Fire Prevention Fund and shall be used as specified in Section 13.1 of this Act.

(425 ILCS 25/13) (from Ch. 127 1/2, par. 17)

Sec. 13. Every company, firm, co-partnership, association or aggregation of individuals, or body of persons insuring each other, or their agents, representatives, or attorneys in fact, who shall refuse or neglect to comply with the requirements of Section 12 of this Act, is liable, in addition to the amount due, for such penalty and interest charges as are provided for under Section 412 of the "Illinois Insurance Code". The Director through the Attorney General, may institute an action in the name of the People of the State of Illinois, in any court of competent jurisdiction for the recovery of the amount of such taxes and penalties due, and prosecute the same to final judgment, and take such steps as are necessary to collect the same. If such violation is by a company, association, co-partnership or aggregation of individuals licensed to do business in the State of Illinois, such license may be revoked by the Department of Insurance.

(Source: P.A. 83-43.)

(425 ILCS 25/13.1) (from Ch. 127 1/2, par. 17.1)

Sec. 13.1.

- (a) There shall be a special fund in the State Treasury known as
the Fire Prevention Fund.

- (b) The following moneys shall be deposited into the Fund:
- (1) Moneys received by the Department of Insurance under Section 12 of this Act.
 - (2) All fees and reimbursements received by the Office of the State Fire Marshal.
 - (3) All receipts from boiler and pressure vessel certification, as provided in Section 13 of the Boiler and Pressure Vessel Safety Act.
 - (4) Such other moneys as may be provided by law.
- (c) The moneys in the Fire Prevention Fund shall be used, subject to appropriation, for the following purposes:
- (1) Of the moneys deposited into the fund under Section 12 **and 12.1**, of this Act, 12.5% shall be available for the maintenance of the Illinois Fire Service Institute and the expenses, facilities, and structures incident thereto, and for making transfers into the General Obligation Bond Retirement and Interest Fund for debt service requirements on bonds issued by the State of Illinois after January 1, 1986 for the purpose of constructing a training facility for use by the Institute. **An additional 2.5 % shall be available for support of the Cornerstone Training Program.**
 - (2) Of the moneys deposited into the Fund under Section 12 **and 12.1** of this Act, 10% shall be available for the maintenance of the Chicago Fire Department Training Program and the expenses, facilities and structures incident thereto, in addition to any moneys payable from the Fund to the City of Chicago pursuant to the Illinois Fire Protection Training Act.
 - (3) For making payments to local governmental agencies and individuals pursuant to Section 10 of the Illinois Fire Protection Training Act.
 - (4) For the maintenance and operation of the Office of the State Fire Marshal, and the expenses incident thereto.
 - (5) ~~For any other purpose authorized by law.~~

~~(e-5)~~ As soon as possible after the effective date of this amendatory Act of the 95th General Assembly, the

Comptroller shall order the transfer and the Treasurer shall transfer \$2,000,000 from the Fire Prevention Fund to the Fire Service and Small Equipment Fund, \$9,000,000 from the Fire Prevention Fund to the Fire Truck Revolving Loan Fund, and \$4,000,000 from the Fire Prevention Fund to the Ambulance Revolving Loan Fund. Beginning on July 1, 2008, each month, or as soon as practical thereafter, an amount equal to \$2 from each fine received shall be transferred from the Fire Prevention Fund to the Fire Service and Small Equipment Fund, an amount equal to \$1.50 from each fine received shall be transferred from the Fire Prevention Fund to the Fire Truck Revolving Loan Fund, and an amount equal to \$4 from each fine received shall be transferred from the Fire Prevention Fund to the Ambulance Revolving Loan Fund. These moneys shall be transferred from the moneys deposited into the Fire Prevention Fund pursuant to Public Act 95-154, together with not more than 25% of any unspent appropriations from the prior fiscal year. These moneys may be allocated to the Fire Truck Revolving Loan Fund, Ambulance Revolving Loan Fund, and Fire Service and Small Equipment Fund at the discretion of the Office of the State Fire Marshal for the purpose of implementation of this Act.

(6) For the maintenance, operation, and capital expenses of the Mutual Aid Box Alarm System.

(87) Any other purpose authorized by law.

- (d) Any portion of the Fire Prevention Fund remaining unexpended at the end of any fiscal year which is not needed for the maintenance and expenses of the Office of the State Fire Marshal or the maintenance and expenses of the Illinois Fire Service Institute, shall remain in the Fire Prevention Fund for the exclusive and restricted uses provided in subsections (c) and (c-5) of this Section.
- (e) The Office of the State Fire Marshal shall keep on file an itemized statement of all expenses incurred which are payable from the Fund, other than expenses incurred by the Illinois Fire Service Institute, and shall approve all vouchers issued therefor before they are submitted to the State Comptroller for payment. Such vouchers shall be allowed and paid in the same manner as other claims against the State.

(Source: P.A. 95-717, eff. 4-8-08; 96-286, eff. 8-11-09.)

(625 ILCS 5/2-123) (from Ch. 95 1/2, par. 2-123)

(g) 1. The Secretary of State may, upon receipt of a written request and a fee of \$6 before October 1, 2003, and a fee of \$12 on and after October 1, 2003, and a fee of \$15 after October 1, 2011, furnish to the person or agency so requesting a driver's record. Such document may include a record of: current driver's license issuance information, except that the information on judicial driving permits shall be available only as otherwise provided by this Code; convictions; orders entered revoking, suspending or cancelling a driver's license or privilege; and notations of accident involvement. All other information, unless otherwise permitted by this Code, shall remain confidential. Information released pursuant to a request for a driver's record shall not contain personally identifying information, unless the request for the driver's record was made for one of the purposes set forth in subsection (f-5) of this Section. The Secretary of State may, without fee, allow a parent or guardian of a person under the age of 18 years, who holds an instruction permit or graduated driver's license, to view that person's driving record online, through a computer connection. The parent or guardian's online access to the driving record will terminate when the instruction permit or graduated driver's license holder reaches the age of 18.

NEW SECTION

(g-5) Beginning October 1, 2011, a \$3 surcharge shall be collected for each person or agency requesting a driver's record in accordance with 625 ILCS 5/2-123(g). All proceeds from this additional fee shall be deposited into the Fire Prevention Fund.