



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB3402

Introduced 2/8/2024, by Sen. Chapin Rose

#### SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1028.2 new  
70 ILCS 705/22.1 new

Amends the Counties Code and the Fire Protection District Act. Provides that Clark County may, by ordinance, agree to provide emergency ambulance service to any portion of Marshall Fire Protection District that the county is already providing emergency ambulance service through an intergovernmental agreement if the ordinance contains an affirmative obligation on the part of the county to provide emergency ambulance service to Marshall Fire Protection District once the intergovernmental agreement in effect at the time of the ordinance expires. Provides that the ordinance does not take effect until after Marshall Fire Protection District adopts a resolution to discontinue the emergency ambulance service and the intergovernmental agreement for emergency ambulance service between Clark County and Marshall Fire Protection District has ended. Provides that, upon certification to the county clerk by both Clark County and Marshall Fire Protection District that all criteria have been met under the provisions, the rate for emergency ambulance service for the area once serviced under Marshall Fire Protection District for emergency ambulance service shall be the rate the county levies under specified provisions. Provides that, if Marshall Fire Protection District elects to no longer provide emergency ambulance service under the provisions, the election shall not be construed as affecting the District's authority to levy a tax and provide fire protection service under the Fire Protection District Act. Effective immediately.

LRB103 38416 AWJ 68551 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 Counties Code is amended by adding Section  
5 5-1028.2 as follows:

6 (55 ILCS 5/5-1028.2 new)

7 Sec. 5-1028.2. Emergency ambulance service in Clark  
8 County. Notwithstanding any other provision of law, Clark  
9 County may, by ordinance, agree to provide emergency ambulance  
10 service to any portion of Marshall Fire Protection District  
11 that the county is already providing emergency ambulance  
12 service through an intergovernmental agreement. The ordinance  
13 to provide emergency ambulance service under this Section must  
14 contain an affirmative obligation on the part of Clark County  
15 to provide emergency ambulance service to Marshall Fire  
16 Protection District once the intergovernmental agreement in  
17 effect at the time of the ordinance expires.

18 An ordinance adopted under this Section does not take  
19 effect until after Marshall Fire Protection District adopts a  
20 resolution under Section 22.1 of the Fire Protection District  
21 Act to discontinue the emergency ambulance service and the  
22 intergovernmental agreement for emergency ambulance service  
23 between Clark County and Marshall Fire Protection District has

1 ended. Upon certification to the county clerk by both Clark  
2 County and Marshall Fire Protection District that all criteria  
3 have been met under this Section and Section 22.1 of the Fire  
4 Protection District Act, the rate for emergency ambulance  
5 service for the area once serviced under Marshall Fire  
6 Protection District for emergency ambulance service shall be  
7 the rate the county levies under Section 5-1028.

8 Section 10. The Fire Protection District Act is amended by  
9 adding Section 22.1 as follows:

10 (70 ILCS 705/22.1 new)

11 Sec. 22.1. Emergency ambulance service in Clark County.  
12 Notwithstanding any other provision of law, the board of  
13 trustees of Marshall Fire Protection District may, by majority  
14 vote of the board of trustees, adopt a resolution to  
15 discontinue the District's emergency ambulance service and to  
16 discontinue the District's tax upon certification as provided  
17 by this Section only if Clark County levies a tax for emergency  
18 ambulance service under Section 5-1028 of the Counties Code  
19 and has, by ordinance, agreed to assume the emergency  
20 ambulance service at the expiration of the intergovernmental  
21 agreement between the District and County. A resolution  
22 adopted under this Section must include an end date of  
23 services. Upon certification to the county clerk by both Clark  
24 County and Marshall Fire Protection District that all criteria

1 have been met under this Section and Section 5-1028.2 of the  
2 Counties Code, Marshall Fire Protection District may not levy  
3 a tax for emergency ambulance service under Section 22 unless  
4 Clark County repeals the ordinance adopted under Section  
5 5-1028.2 and the County's tax adopted under Section 5-1028. If  
6 Marshall Fire Protection District elects to no longer provide  
7 emergency ambulance service under this Section, the election  
8 shall not be construed as affecting the District's authority  
9 to levy a tax and provide fire protection service under this  
10 Act.

11 Section 99. Effective date. This Act takes effect upon  
12 becoming law.