

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 Services Districts Act is amended
5 by changing Sections 2, 3, and 8 as follows:

6 (70 ILCS 2005/2) (from Ch. 85, par. 6852)

7 Sec. 2. Any contiguous territory having a population of
8 not less than 300 inhabitants and no part of which is already
9 included in an emergency services district, and no part of
10 which is located in a fire protection district that provides
11 rescue services, may be organized as an emergency services
12 district as provided in this Act. However, an emergency
13 services district may be organized in whole or in part within a
14 fire protection district that provides rescue services if the
15 emergency services district is formed and operated solely to
16 provide ambulance services.

17 Any 5% of the legal voters within the limits of the
18 proposed emergency services district may petition the circuit
19 court for the county in which the territory lies to order the
20 question whether the territory shall be organized as an
21 emergency services district under this Act to be submitted to
22 the legal voters of the territory, but every petition shall be
23 signed by at least 25 legal voters residing within the

1 territory proposed to be organized as an emergency services
2 district, and in case the territory includes more than one
3 city, village or incorporated town, or any portions thereof,
4 or includes one or more cities, villages or incorporated
5 towns, or any portion thereof, and territory not a part of any
6 city, village or incorporated town, then the petition must be
7 signed by at least 5% of the legal voters residing in each of
8 those cities, villages, or incorporated towns, or portions
9 thereof, and by at least 5% of the legal voters residing in the
10 territory not a part of any city, village or incorporated
11 town. The petition shall contain a definite description of the
12 boundaries of the territory proposed to be organized as an
13 emergency services district, and shall set forth the name of
14 the proposed district, which name shall be The Emergency
15 Services District. If a fire protection district provides
16 ambulance service, then an emergency services district formed
17 and operated solely to provide ambulance service may be formed
18 in part or in whole within that fire protection district as
19 long as (i) the board of trustees of the fire protection
20 district adopts a resolution to cease its tax levy for
21 emergency ambulance service under Section 22 of the Fire
22 Protection District Act and (ii) the emergency services
23 district is operating an ambulance service that serves the
24 portion of the emergency services district located in the fire
25 protection district.

26 (Source: P.A. 103-134, eff. 1-1-24.)

1 (70 ILCS 2005/3) (from Ch. 85, par. 6853)

2 Sec. 3. Upon the filing of a petition in the office of the
3 circuit clerk, the court to whom the petition is addressed
4 shall give notice of the time and place of a hearing on the
5 question of the necessity for the organization of an emergency
6 services district and of the boundaries of the proposed
7 district. The notice shall be published at least once each
8 week for 2 successive weeks in one or more newspapers of
9 general circulation in the proposed district. If there is no
10 newspaper of general circulation in the proposed district,
11 then ~~and~~ a copy of the notice shall be posted in at least 10 of
12 the most public places in the proposed district at least 10
13 days before the hearing. ~~The hearing shall be held within 20~~
14 ~~days after the petition is filed with the circuit clerk.~~

15 The court shall preside at the hearing, and all persons
16 resident within the territory proposed to be organized as an
17 emergency services district shall be given an opportunity to
18 be heard touching the necessity of the organization of a
19 district and to make suggestions regarding the boundaries of
20 the district. After hearing the statements, evidence and
21 suggestions, if the court determines that considerations of
22 public health and welfare make the organization of a district
23 necessary, it shall fix the boundaries of the proposed
24 emergency services district and, for that purpose and to that
25 extent, may alter and amend the petition. In case the

1 boundaries as fixed by the court include any territory not
2 included in the boundaries as described in the original
3 petition, the court shall cause a notice to be inserted at
4 least twice in some newspaper of general circulation in the
5 additional territory, which notice shall state the time and
6 place at which a hearing will be held to permit the owners of
7 the land in the additional territory to appear and be heard on
8 the question of including the additional territory. The notice
9 shall be published at least 10 days before the hearing, and the
10 hearing shall be held within 3 weeks after the court first
11 fixes the boundaries. The hearing shall be held at a time that
12 allows a referendum to create the proposed district to appear
13 on the ballot at the next general election. ~~At the hearing the~~
14 ~~boundaries of the proposed district shall be finally fixed by~~
15 ~~the court.~~

16 (Source: P.A. 103-134, eff. 1-1-24.)

17 (70 ILCS 2005/8) (from Ch. 85, par. 6858)

18 Sec. 8. The board of trustees of the district shall have
19 power to:

20 (1) provide ambulance services to the emergency
21 services district;

22 (2) take all necessary or proper steps to provide
23 rescue services within the district;

24 (3) borrow money;

25 (4) mortgage, pledge, or grant a security interest in

1 any real or personal property of the district;

2 (5) ~~to~~ purchase equipment, supplies, and materials;

3 (6) buy, sell, and own real estate for the purpose
4 associated with the operation of the emergency services
5 district;

6 (7) ~~to~~ recruit, employ, or contract with ambulance,
7 rescue squad, or both ambulance and rescue squad
8 personnel, who shall be compensated at a rate determined
9 by the board of trustees; and

10 (8) ~~generally to~~ do any and all things necessary or
11 incident to the powers granted by this Act and to carry out
12 the objects of this Act.

13 (Source: P.A. 103-134, eff. 1-1-24.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.