



Sen. Tom Bennett

Filed: 5/20/2024

10300HB4179sam003

LRB103 34777 AWJ 73700 a

1 AMENDMENT TO HOUSE BILL 4179

2 AMENDMENT NO. _____. Amend House Bill 4179, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Emergency Services Districts Act is
6 amended by changing Sections 2.5, 4, 11, 11.3, and 11.5 as
7 follows:

8 (70 ILCS 2005/2.5)

9 Sec. 2.5. Rescue squad district continuance. A rescue
10 squad district organized under this Act before January 1, 2024
11 (the effective date of Public Act 103-134) ~~this amendatory Act~~
12 ~~of the 103rd General Assembly~~ may (i) continue to be named a
13 rescue squad district or be renamed an emergency services
14 district by ordinance of the board of trustees of the
15 district, (ii) operate under the provisions of this Act as if
16 it was ~~they were~~ organized as an emergency services district,

1 ~~and~~ (iii) continue exercising taxing authority granted to it
2 that was approved before January 1, 2024, and (iv) for a
3 district in counties other than Cook County, DuPage County,
4 Kane County, Lake County, McHenry County, or Will County,
5 increase, by referendum, the tax rate authorized by its
6 organizational proposition under Section 4 by up to an
7 additional 0.20%. However, the aggregate tax authorized to be
8 levied for any one year under Section 4, including the amount
9 levied under the organizational proposition, shall not exceed
10 0.20% of value for a district in Cook County, DuPage County,
11 Kane County, Lake County, McHenry County, or Will County or
12 0.40% of value for a district in counties other than Cook
13 County, DuPage County, Kane County, Lake County, McHenry
14 County, or Will County, as equalized or assessed by the
15 Department of Revenue. The taxes authorized under this Section
16 may be used for any purpose allowed under this Act, including,
17 but not limited to, ambulance service. ~~the effective date of~~
18 ~~this amendatory Act of the 103rd General Assembly and the~~
19 ~~taxes may be used for any purpose allowed under this Act.~~

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

21 (70 ILCS 2005/4) (from Ch. 85, par. 6854)

22 Sec. 4. The determination of the court as to the necessity
23 for the organization of the proposed emergency services
24 district, together with the description of the boundaries of
25 the district as fixed by the court, shall be entered of record

1 in the court. Thereupon the court shall certify the question
 2 of the organization of the territory included within the
 3 boundaries fixed by it as an emergency services district to
 4 the proper election officials, who shall submit the question
 5 to the legal voters resident within the territory at an
 6 election to be held in the district. Notice of the referendum
 7 shall be given and the referendum conducted in the manner
 8 provided by the general election law. The notice of the
 9 election shall state the purpose of the referendum, describe
 10 the territory proposed to be organized as an emergency
 11 services district, and state the time of the election.

12 The proposition shall be in substantially the following
 13 form:

14 -----

15 Shall this territory (describing
 16 it) be organized as The YES
 17 Emergency Services
 18 District and shall the
 19 District be authorized to levy and -----
 20 collect a property tax not to exceed
 21 [0.20%/0.40%, as applicable] ~~.20%~~
 22 on the property situated in the NO
 23 District?

24 -----

25 The court shall cause a statement of the result to be
 26 entered of record in the court.

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

2 (70 ILCS 2005/11)

3 Sec. 11. Property tax; fees.

4 (a) An emergency services district organized under this
5 Act may levy and collect a general tax on the property situated
6 in the district, but the aggregate amount of taxes levied for
7 any one year under this Act shall not exceed the rate of 0.20%
8 ~~.20%~~ of value for a district in Cook County, DuPage County,
9 Kane County, Lake County, McHenry County, or Will County or
10 0.80% of value for a district in counties other than Cook
11 County, DuPage County, Kane County, Lake County, McHenry
12 County, or Will County, as equalized or assessed by the
13 Department of Revenue. For a district in a county other than
14 Cook County, DuPage County, Kane County, Lake County, McHenry
15 County, or Will County, no more than half of the rate (0.40%)
16 may be authorized under paragraph (iv) of Section 2.5, Section
17 4, or both and half of the rate (0.40%) under Section 11.5. The
18 board of trustees shall determine and certify the amount to be
19 levied and shall return the same to the county clerk. The
20 limitation upon the tax rate may be increased or decreased
21 under the referendum provisions of the General Revenue Law of
22 Illinois.

23 In case the district is located in more than one county,
24 the board of trustees shall determine and certify the amount
25 to be levied upon the taxable property lying in each county and

1 return the same to the respective county clerks of the
2 counties in which the amount is to be levied. In order to
3 determine the amount to be levied upon the taxable property of
4 that part of the district lying in each county, the board shall
5 ascertain from the county clerk of the respective counties in
6 which the district lies the last ascertained equalized value
7 of the taxable property of the district lying in their
8 respective counties, then shall ascertain the rate per cent
9 required and shall, accordingly, apportion the whole amount to
10 be raised between the several parts of the district so lying in
11 the different counties. The tax provided for in this Section
12 shall be levied at the same time and in the same manner as
13 nearly as practicable as taxes are now levied for municipal
14 purposes under the laws of this State.

15 All general taxes under this Act, when collected, shall be
16 paid over to the treasurer of the board of trustees, who is
17 authorized to receive and receipt for the same.

18 (b) An emergency services ~~A rescue squad~~ district
19 organized under this Act may fix, charge, and collect fees for
20 district ~~rescue squad~~ services and ambulance services within
21 or outside of the ~~rescue squad~~ district not exceeding the
22 reasonable cost of the service.

23 (Source: P.A. 103-134, eff. 1-1-24; 103-174, eff. 6-30-23;
24 revised 12-12-23.)

1 Sec. 11.3. Ambulance service.

2 (a) The board of trustees may provide ambulance service to
3 or from points within or without the district, contract with
4 providers of ambulance service, combine with other units of
5 local government for the purpose of providing ambulance
6 service, and adopt rules and regulations relating to ambulance
7 service within the board's jurisdiction.

8 (b) The board of trustees may:

9 (1) contract with a private person, hospital,
10 corporation, or another governmental unit for the
11 provision and operation of ambulance service or subsidize
12 the ambulance service;

13 (2) limit the number of ambulance services by
14 referendum;

15 (3) within its jurisdiction, fix, charge, and collect
16 fees for ambulance service within or outside of the ~~fire~~
17 ~~protection~~ district not exceeding the reasonable cost of
18 the service; and

19 (4) establish necessary regulations not inconsistent
20 with the statutes or regulations of the Department of
21 Public Health relating to ambulance service.

22 The board of trustees may limit the number of ambulances
23 under paragraph (2) or establish regulations under paragraph
24 (4) if a referendum under Section 11.5 has been approved.

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

1 (70 ILCS 2005/11.5)

2 Sec. 11.5. Ambulance service tax. Whenever the board of
3 trustees of an emergency services district desires to levy a
4 special tax to provide an ambulance service or support an
5 existing ambulance service, it shall certify the question to
6 the proper election officials, who shall submit that question
7 at an election to the voters of the district. The result of the
8 referendum shall be entered upon the records of the district.
9 If a majority of the votes on the question are in favor of the
10 question, the board of trustees may then levy a special tax at
11 a rate not to exceed 0.40% of the value of all taxable property
12 within the district as equalized or assessed by the Department
13 of Revenue. The question shall be in substantially the
14 following form:

15 -----

16 Shall the

17 Emergency Services

18 District levy a special tax at a rate	YES
--	-----

19 not to exceed 0.40% of the value of all

20 taxable property within the district	-----
---	-------

21 as equalized or assessed by the

22 Department of Revenue for the purpose	NO
--	----

23 of providing or supporting an ambulance

24 service?

25 -----

26 The ~~A~~ tax levied under Section 4 ~~11~~ may be used for

1 ambulance services as well as a tax levied under this Section.
2 The aggregate percentage of all tax levies that a district may
3 levy under this Act may not exceed the aggregate percentage
4 limitation under Section 11.

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

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.".