



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4282

Introduced 1/28/2020, by Rep. Lindsay Parkhurst

SYNOPSIS AS INTRODUCED:

210 ILCS 50/3.155

Amends the Emergency Medical Services (EMS) Systems Act. Provides that nothing in the Act, or any rules adopted by the Department of Public Health under the Act, shall be construed to counteract a provision of the Bill of Rights for the Homeless Act providing that no person's rights, privileges, or access to services may be denied or abridged solely because he or she is homeless.

LRB101 17811 CPF 67241 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 Emergency Medical Services (EMS) Systems Act
5 is amended by changing Section 3.155 as follows:

6 (210 ILCS 50/3.155)

7 Sec. 3.155. General Provisions.

8 (a) Authority and responsibility for the EMS System shall
9 be vested in the EMS Resource Hospital, through the EMS Medical
10 Director or his designee.

11 (b) For an inter-hospital emergency or non-emergency
12 medical transport, in which the physician from the sending
13 hospital provides the EMS personnel with written medical
14 orders, such written medical orders cannot exceed the scope of
15 care which the EMS personnel are authorized to render pursuant
16 to this Act.

17 (c) For an inter-hospital emergency or non-emergency
18 medical transport of a patient who requires medical care beyond
19 the scope of care which the EMS personnel are authorized to
20 render pursuant to this Act, a qualified physician, nurse,
21 perfusionist, or respiratory therapist familiar with the scope
22 of care needed must accompany the patient and the transferring
23 hospital and physician shall assume medical responsibility for

1 that portion of the medical care.

2 (d) No emergency medical services vehicles or personnel
3 from another State or nation may be utilized on a regular basis
4 to pick up and transport patients within this State without
5 first complying with this Act and all rules adopted by the
6 Department pursuant to this Act.

7 (e) This Act shall not prevent emergency medical services
8 vehicles or personnel from another State or nation from
9 rendering requested assistance in this State in a disaster
10 situation, or operating from a location outside the State and
11 occasionally transporting patients into this State for needed
12 medical care. Except as provided in Section 31 of this Act,
13 this Act shall not provide immunity from liability for such
14 activities.

15 (f) Except as provided in subsection (e) of this Section,
16 no person or entity shall transport emergency or non-emergency
17 patients by ambulance, SEMSV, or medical carrier without first
18 complying with the provisions of this Act and all rules adopted
19 pursuant to this Act.

20 (g) Nothing in this Act or the rules adopted by the
21 Department under this Act shall be construed to authorize any
22 medical treatment to or transportation of any person who
23 objects on religious grounds.

24 (h) Patients, individuals who accompany a patient, and
25 emergency medical services personnel may not smoke while inside
26 an ambulance or SEMSV. The Department of Public Health may

1 impose a civil penalty on an individual who violates this
2 subsection in the amount of \$100.

3 (i) Nothing in this Act, or any rules adopted by the
4 Department under this Act, shall be construed to counteract
5 Section 10 of the Bill of Rights for the Homeless Act.

6 (Source: P.A. 92-376, eff. 8-15-01.)