



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3921

Introduced 2/22/2021, by Rep. Elizabeth Hernandez

SYNOPSIS AS INTRODUCED:

20 ILCS 2610/50 new
55 ILCS 5/3-6041 new
65 ILCS 5/11-1-15 new

Amends the State Police Act, the Counties Code, and the Illinois Municipal Code. Provides that an Illinois State Police officer, county sheriff, or municipal police officer may use a patrol vehicle to transport a sick or injured person if an ambulance or specialized emergency medical service vehicle is not available or on-scene, or a medical emergency exists. Exempts the Illinois State Police, county, or municipality and an Illinois State Police officer, county sheriff, or municipal police officer from liability for an act or omission in providing medical emergency transportation, unless the act or omission constitutes willful or wanton misconduct.

LRB102 10898 RLC 16228 b

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. This Act may be referred to as Courtney's Law.

5 Section 5. The State Police Act is amended by adding
6 Section 50 as follows:

7 (20 ILCS 2610/50 new)

8 Sec. 50. Medical emergency transportation.

9 (a) An Illinois State Police officer may use a patrol
10 vehicle to transport a sick or injured person if an ambulance
11 or specialized emergency medical service vehicle is not
12 available or on-scene, or a medical emergency exists.

13 (b) If an Illinois State Police officer transports a sick
14 or injured person under this Section, neither the Illinois
15 State Police nor an Illinois State Police officer shall be
16 liable as a result of the Illinois State Police officer's act
17 or omission in providing medical emergency transportation,
18 including any assistance related thereto, unless the act or
19 omission constitutes willful and wanton misconduct.

20 (c) As used in this Section:

21 "Ambulance" has the meaning defined in Section 3.85 of the
22 Emergency Medical Services (EMS) Systems Act.

1 "Medical emergency" means a person is in need of immediate
2 medical attention for a sickness or injury and delay in
3 receiving that attention may endanger his or her life.

4 "Specialized emergency medical services vehicle" has the
5 meaning defined in Section 3.85 of the Emergency Medical
6 Services (EMS) Systems Act.

7 Section 10. The Counties Code is amended by adding Section
8 3-6041 as follows:

9 (55 ILCS 5/3-6041 new)

10 Sec. 3-6041. Medical emergency transportation.

11 (a) A sheriff may use a patrol vehicle to transport a sick
12 or injured person if an ambulance or specialized emergency
13 medical service vehicle is not available or on-scene, or a
14 medical emergency exists.

15 (b) If a sheriff transports a sick or injured person under
16 this Section, neither the county nor a sheriff shall be liable
17 as a result of the sheriff's act or omission in providing
18 medical emergency transportation, including any assistance
19 related thereto, unless the act or omission constitutes
20 willful and wanton misconduct.

21 (c) As used in this Section:

22 "Ambulance" has the meaning defined in Section 3.85 of the
23 Emergency Medical Services (EMS) Systems Act.

24 "Medical emergency" means a person is in need of immediate

1 medical attention for a sickness or injury and delay in
2 receiving that attention may endanger his or her life.

3 "Specialized emergency medical services vehicle" has the
4 meaning defined in Section 3.85 of the Emergency Medical
5 Services (EMS) Systems Act.

6 Section 15. The Illinois Municipal Code is amended by
7 adding Section 11-1-15 as follows:

8 (65 ILCS 5/11-1-15 new)

9 Sec. 11-1-15. Medical emergency transportation.

10 (a) A municipal police officer may use a patrol vehicle to
11 transport a sick or injured person if an ambulance or
12 specialized emergency medical service vehicle is not available
13 or on-scene, or a medical emergency exists.

14 (b) If a municipal police officer transports a sick or
15 injured person under this Section, neither the municipality
16 nor a municipal police officer shall be liable as a result of
17 the municipal police officer's act or omission in providing
18 medical emergency transportation, including any assistance
19 related thereto, unless the act or omission constitutes
20 willful and wanton misconduct.

21 (c) As used in this Section:

22 "Ambulance" has the meaning defined in Section 3.85 of the
23 Emergency Medical Services (EMS) Systems Act.

24 "Medical emergency" means a person is in need of immediate

1 medical attention for a sickness or injury and delay in
2 receiving that attention may endanger his or her life.

3 "Specialized emergency medical services vehicle" has the
4 meaning defined in Section 3.85 of the Emergency Medical
5 Services (EMS) Systems Act.