

ORDINANCE NO. 19-01-02

AN ORDINANCE AMENDING SECTION 2.36.150 OF THE MUNDELEIN MUNICIPAL CODE

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of the President and Board of Trustees
of the Village of Mundelein, Illinois

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WHEREAS, the Village Board of Trustees has determined that it would be in the best interests of the Village of Mundelein and its residents to amend Section 2.36.150 of the Mundelein Municipal Code to charge a fee to Residential Care Facilities, as defined in this Ordinance, in certain occasions in which (i) the Village of Mundelein fire department or ambulance service is called to a Residential Care Facility to provide medical or assistive services to a resident of the Residential Care Facility, and (ii) the resident is not transported to a hospital or other facility by ambulance; and

WHEREAS, the Village Board of Trustees hereby finds that (i) Residential Care Facilities are generally equipped, or are able to be equipped, to provide medical or assistive services that do not involve transport by ambulance, (ii) when Residential Care Facilities elect not to provide such services themselves and, instead, call the Village of Mundelein Fire Department or Ambulance Service to provide such services, the Village of Mundelein incurs unreimbursed costs and expenses, (iii) in contrast, residents and occupants of single-family homes, multi-family residences, retail, commercial, office, industrial, and other buildings are generally not equipped, or reasonably able to be equipped, to provide such medical or assistive services, and (iv) for the reasons stated above, it is reasonable, appropriate, and in the best interests of the Village of Mundelein to approve the fee provided for herein.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MUNDELEIN, COUNTY OF LAKE, STATE OF ILLINOIS, as follows:

SECTION I: Section 2.36.150, AMBULANCE TRANSPORT FEE SCHEDULE, is hereby repealed in its entirety and replaced with the following:

2.36.150 - Ambulance transport and assistance fee schedule.

(a) Definitions.

"Village Resident" means a person having a permanent place of residence within the corporate limits of the Village of Mundelein. A person's address on his or her driver's license, state identification card, or other government-issued identification will be deemed to be the person's permanent place of residence, absent evidence to the contrary.

"Non-Village Resident" means a person having a permanent place of residence outside the corporate limits of the Village of Mundelein.

"Residential Care Facility" means (i) a "facility" or "long-term care facility" under the Nursing Home Care Act (210 ILCS 45/1-113), including "skilled nursing facilities" and "intermediate care facilities" as those terms are defined in Title XVIII and Title XIX of the federal Social Security Act, (ii) an "assisted living establishment" as defined in the Assisted Living and Shared Housing Act (210 ILCS 9/10), (iii) a "comprehensive outpatient rehabilitation facility," as defined in Title XVIII of the federal Social Security Act, (iv) a memory care facility, or (v) or any other facility providing residential care for persons with an illness, disability, infirmity, or inability to live independently.

(b) Ambulance Transport and Assistance Fee Schedule. The following ambulance transport and assistance fee schedule is hereby established:

(1) A fee shall be charged for emergency medical services rendered by the Village of Mundelein Fire Department for ambulance service provided by the Village or any municipality or fire protection district which provides emergency medical services pursuant to a contract or mutual aid agreement with the Village.

(2) The fee charged by the Mundelein Fire Department is established according to the fee schedule as follows:

(A) When emergency medical services are rendered by the Mundelein Fire Department to persons, businesses, or entities who are not residents of the

Village of Mundelein, such persons, businesses, or entities shall be assessed a fee of \$1,130.38 for Basic Life Support services, \$1,201.70 for Advanced Life Support 1 services, and \$1,403.78 for Advanced Life Support 2 services.

- (B) In addition to the charges described in Section A, the Mundelein Fire Department shall charge non-resident persons, businesses, or entities receiving emergency medical services \$11.00 per each mile a person is transported by an ambulance as reimbursement for the cost and expense of fuel and wear and tear on the vehicle.
- (C) When emergency medical services are rendered by the Mundelein Fire Department to persons, businesses, or entities who are residents of the Village of Mundelein, such persons, businesses, or entities shall be assessed a fee of \$730.38 for Basic Life Support services, \$801.70 for Advanced Life Support 1 services, and \$1,003.78 for Advanced Life Support 2 services.
- (D) In addition to the charges described in Section C, the Mundelein Fire Department shall charge resident persons, businesses, or entities receiving emergency medical services \$11.00 per each mile a person is transported by an ambulance as reimbursement for the cost and expense of fuel and wear and tear on the vehicle.
- (E) As a function of accounts payable, the Mundelein Fire Department shall not pursue payment from Village residents beyond any portion of the ambulance transport fees paid by any private or public insurance source. Any such cost shall be full and final payment of all charges due to the Village from the person to whom services were rendered except for the deductible and coinsurance under benefits assigned.
- (F) For purposes of this section, employees of businesses paying property tax to the

Village shall be billed at the same rate and terms as if that person were a Village resident.

- (3) The Village shall charge a fee of three hundred dollars to a Residential Care Facility for each occasion on which (i) a Residential Care Facility calls the Village of Mundelein Fire Department or Ambulance Service to the Residential Care Facility to provide medical or assistive services to a resident of the Residential Care Facility (whether or not such services are actually provided or accepted), and (ii) the resident is not transported by ambulance to a hospital or other facility.
- (4) All fees due under this Section shall be paid within thirty days after an invoice has been sent to the payer.
- (5) The Village Administrator, or his designee, is hereby authorized to waive any or all fees due from a person, business, or other entity under this section pursuant to administrative regulation or on a case-by-case basis. Individual consideration may be given where a person presents, in good faith, a financial hardship or inability to pay.
- (6) All revenue from the charges assessed pursuant to the section shall be deposited in the general fund of the Village.
- (7) Nothing in this section shall authorize the Mundelein Fire Department to refuse to provide any service to any person, business or entity that has not paid for services previously provided or that owes any money for services provided.

SECTION II: Severability. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION III: Effective Date. This Ordinance shall be in full force and effect from and after the passage, approval, and publication in pamphlet form as provided by law.

ADOPTED this 14th day of January, 2019 by a roll call vote as follows:

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Bill Rekus, Trustee
SECONDER:	Ray Semple, Trustee
AYES:	Rekus, Russell, Black, Abernathy, Meier, Semple



President

ADOPTED: January 14, 2019

APPROVED: January 14, 2019

PUBLISHED in pamphlet form: January 16, 2019

ATTEST: 
Village Clerk