



Weekly Legislative Report

ILLINOIS RADIOLOGICAL SOCIETY

By: Jessica Nardulli & Tom Ryder

May 2, 2017

Last week the General Assembly finished their work on bills in the first chamber. Only the Senate will be in Springfield this week to hear House bills in Senate committees. Both houses return May 9th.

Governor Rauner and Speaker Madigan met last week for the first time this year. Following the meeting, Speaker Madigan indicated he asked the Governor to focus his attention on the budget. Governor Rauner signaled that the Speaker "hinted" he might be willing to work on additional reforms. Although the historic budget stalemate continues, some legislators from both parties have filed budget bills of their own to attempt to break up the impasse.

Increased revenue from spring tax filings allowed the Comptroller to release much-needed payments to healthcare providers. \$800.8 million was distributed to eleven MCOs, which will allow the State to bring in an additional \$418 million in federal matching dollars. MCOs will in turn pay providers for services already delivered. Additionally, \$151.7 million was released to Illinois hospitals. Medicaid payments, while not appropriated, are authorized through consent decrees and court orders.

Finally, HB 109, the "lifeline" budget bill including more than \$750 million for higher education and human services passed the House, bypassed a Senate committee, and is awaiting final action in that chamber. Stay tuned.

ILLINOIS RADIOLOGICAL SOCIETY

[HB 311 NETWORK ADEQUACY TRANSPARENCY](#) Sponsors Rep.

Harris; Sen. Holmes

****This is an ISMS initiative which passed the House 110-02-1. The sponsor acknowledged that work will continue on this legislation in the Senate.**

Synopsis As Introduced

Creates the Network Adequacy and Transparency Act. Provides that administrators and insurers, prior to going to market, must file with the Department of Insurance for review and approval a description of the services to be offered through a network plan, with certain criteria included in the description. Provides that the network plan shall demonstrate to the Department, prior to approval, a minimum ratio of full-time equivalent providers to plan beneficiaries and maximum travel and distance standards for plan beneficiaries, which shall be established annually by the Department based upon specified sources. Provides that the Department shall conduct quarterly audits of network plans to verify compliance with network adequacy standards. Establishes certain notice requirements. Provides that a network plan shall provide for continuity of care for its beneficiaries under certain circumstances and according to certain requirements. Provides that a network plan shall post electronically a current and accurate provider directory and make available in print, upon request, a provider directory subject to certain specifications. Provides that the Department is granted specific authority to issue a cease and desist order against, fine, or otherwise penalize any insurer or administrator for violations of any provision of the Act. Makes other changes. Effective January 1, 2018.

House Committee Amendment No. 1

Replaces everything after the enacting clause. Reinserts the introduced bill with the following changes: Removes the definition of "administrator". Includes in the definition of "insurer" workers compensation insurance and pharmacy benefit managers. Defines "telehealth" and "telemedicine". Removes references to "administrators" throughout the Act. Removes provisions requiring an insurer providing a network plan to file the following information with the Director of Insurance: the method of the marketing plan and certain written policies and procedures. Provides that insurers shall provide the Director a description of how the use of telemedicine, telehealth, or mobile care services may be used to partially meet the network adequacy standards (rather than a description of each network hospital of the percentage of physicians in certain specialties who practice in the hospital are in the insurer's network). Provides that the Department shall consider establishing ratios for certain physicians or other providers (rather than requiring ratios at a minimum to include certain physicians or other providers). Provides that maximum travel and distance standards for network plan beneficiaries established annually by the Department shall be done in consultation with the Department of Public Health. Removes the requirement that the network plan must demonstrate, prior to approval, that it has contracted with physicians who specialize in certain areas in sufficient numbers at any in-network facility or in-network hospital so patients have reasonable access to the in-network physicians. Provides that the network plan shall demonstrate sufficient inpatient services. Provides that the network plan may consider use of other health care service delivery options. Provides that the Director may (rather than shall) conduct periodic (rather than semi-annual) audits of the accuracy of provider directories. Removes language granting the Director specific

KEY

LEGISLATION

- HB 311 (G. Harris - D)
Network Adequacy
Transparency
- SB 12 (Radogno – R)
Workers' Compensation
Reform
- SB 1478 (Althoff – R)
Radiologic Advisory Bd -
Abolish

authority to issue a cease and desist order against, fine, or otherwise penalize any insurer for violations of any provision of the Act. Makes other changes.

House Floor Amendment No. 2

Provides that the Act applies to an individual or group policy of accident and health insurance with a network plan amended, delivered, issued, or renewed in this State on or after January 1, 2019. Defines "authoritative representative". Removes references to "exchange plans or Medicare Advantage Plans". Removes language that requires insurers to file a description of services for review prior to going to market. In provisions concerning notice of renewal or termination, includes language that primary care providers must notify active affected patients of nonrenewal or termination of the provider from the network plan, except in the case of incapacitation. Adds provisions concerning facility nonparticipating provider transparency. Makes other changes. Provides that the bill takes effect upon becoming law (rather than on January 1, 2018).

Last Action

Date	Chamber	Action
5/3/2017	Senate	Assigned to Insurance

[HB 2408](#) [PROFESSION REGULATION-VARIOUS](#)

Sponsor Rep. Davidsmeyer; Sen. Connelly

Synopsis As Introduced

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Defines "applicant", "email address of record", "license", and "licensee". Provides that the Department of Financial and Professional Regulation shall require all applicants and licensees to provide a valid address and email address, which shall serve as the address and email address of record, and to inform the Department of any change of address or email address through specified means. Provides that the Department shall provide notice of a suspension to the licensee by mailing a copy of the Department's order to the licensee's address of record or emailing a copy of the order to the licensee's email address of record (rather than mailing a copy of the order by certified and regular mail to the licensee's last known address as registered with the Department). Changes references of "registrant" to "licensee or applicant" and references of "certificate" to "license" throughout the Law. Provides that if a licensed health care worker has been convicted of a criminal battery against any patient in the course of patient care or treatment or is required to register as a sex offender and the health care worker has had his or her license revoked for a forcible felony conviction, the health care worker may not petition the Department to restore his or her license. Provides that an applicant or licensee may request to the Department that his or her permanent denial or revocation be classified as confidential. Makes other changes. Effective immediately.

Last Action

Date	Chamber	Action
4/25/2017	Senate	Assigned to Licensed Activities and Pensions

[HB 2506](#) [HEALTH MAINTENANCE BD-ABOLISH](#)

Sponsor Rep. Fine; Sen. Althoff

Committee Hearing: Public Health Hearing May 9 2017 2:30PM Capitol 400 Springfield, IL

Synopsis As Introduced

Amends the Health Maintenance Organization Act. Abolishes the Health Maintenance Advisory Board and makes a corresponding change. Effective immediately.

Last Action

Date	Chamber	Action
5/2/2017	Senate	Assigned to Public Health

HB 3886 [\\$DPH-BREAST & CERVICAL CANCER](#)**Sponsor** Rep. Gregory Harris**Synopsis As Introduced**

Appropriates \$11,000,000 from the General Revenue Fund to the Department of Public Health for its Breast and Cervical Cancer Program. Effective July 1, 2017.

Last Action

Date	Chamber	Action
3/1/2017	House	Assigned to Appropriations-Human Services Committee

SB 4 [GO RESTRUCTURING BONDS](#)**Sponsor** Sen. Donne E. Trotter**Synopsis As Introduced**

Amends the General Obligation Bond Act. Authorizes the issuance of an additional \$7,000,000,000 in State General Obligation Restructuring Bonds. Provides that the proceeds from that bond sale shall be used for the purpose of paying vouchers incurred by the State prior to July 1, 2017. Effective immediately, but this Act does not take effect at all unless Senate Bills 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of the 100th General Assembly become law.

Last Action

Date	Chamber	Action
1/24/2017	Senate	Placed on Calendar Order of 3rd Reading January 25, 2017

SB 9 [REVENUE-VARIOUS](#)**Sponsor** Sen. Toi W. Hutchinson**Synopsis As Introduced**

Creates the Sugar-Sweetened Beverage Tax Act. Imposes a tax on distributors of bottled sugar-sweetened beverages, syrups, or powders at the rate of \$0.01 per ounce of bottled sugar-sweetened beverages sold or offered for sale to a retailer for sale in the State to a consumer. Requires those distributors to obtain permits. Provides that 2% of the moneys shall be deposited into the Tax Compliance and Administration Fund for the administrative costs of the Department of Revenue, and 98% of the moneys shall be deposited into the General Revenue Fund. Amends the Illinois Income Tax Act. Makes changes concerning the rate of tax. Extends the research and development credit for tax years ending prior to January 1, 2027. Creates an addition modification in an amount equal to the deduction for qualified domestic production activities allowed under Section 199 of the Internal Revenue Code. Makes changes concerning the definition of "unitary business group". Makes changes concerning estimated taxes. Amends the Film Production Services Tax Credit Act of 2008. Provides that no taxpayer may take a credit awarded under the Act for tax years beginning on or after January 1, 2027. Amends the Business Corporation Act of 1983. Makes changes concerning penalties and reports. Amends the Limited Liability Company Act. Makes changes concerning the fee for filing articles of organization. Effective immediately, but this Act does not take effect at all unless Senate Bills 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, and 13 of the 100th General Assembly become law.

Last Action

Date	Chamber	Action
1/24/2017	Senate	Placed on Calendar Order of 3rd Reading January 25, 2017

Synopsis As Introduced

Amends the Freedom of Information Act. Exempts from public inspection certain information collected by the Illinois Workers' Compensation Commission from self-insureds and papers, documents, reports, or evidence relevant to a workers' compensation fraud investigation conducted by the Department of Insurance. Amends the Criminal Code of 2012 regarding workers' compensation fraud penalties. Amends the Workers' Compensation Act. Makes changes concerning: accidental injuries considered to be "arising out of and in the course of the employment" if an employee is required to travel away from the employer's premises; the maximum compensation rate for a period of temporary total incapacity; wage differential benefits to professional athletes; limitations on the number of chiropractic, occupational therapy, or physical therapy visits an injured worker may receive for injuries; compensation awards for injuries to the shoulder and hip; the maximum allowable payment for certain service categories; the assignment and reassignment of arbitrators to hearing sites; the creation of an evidence based drug formulary; the duties of the Workers' Compensation Edit, Alignment, and Reform Commission; additional compensation awards where there has been a vexatious delay in the authorization of medical treatment or the payment or intentional underpayment of compensation; annual reports on the state of self-insurance for workers' compensation in Illinois; and other matters. Effective immediately, but this Act does not take effect at all unless Senate Bills 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 13 of the 100th General Assembly become law.

Last Action

Date	Chamber	Action
1/24/2017	Senate	Placed on Calendar Order of 3rd Reading January 25, 2017

Senate Floor Amendment No. 1

Replaces everything after the enacting clause. Creates the Illinois Trust Act. Provides that a law enforcement agency may not detain or continue to detain an individual solely on the basis of any immigration detainer or administrative warrant, or otherwise comply with an immigration detainer or administrative warrant, after that individual becomes eligible for release from custody. Provides that a law enforcement official or other law enforcement agency personnel shall not give an immigration agent access to an individual or allow an immigration agent to use law enforcement agency facilities for investigative interviews or other investigative purposes; transfer a person into an immigration agent's custody; permit federal Immigration Custom Enforcement agents use of agency facilities, information, or equipment, including an agency's electronic database for investigative interviews or other investigative purpose or for purposes of executing an immigration enforcement operation; or respond to immigration agent inquiries regarding an individual's incarceration status, release date, or contact information except insofar as the agency makes that information available to the public. Provides that various State-funded schools, health care facilities, and facilities operated by the Office of the Secretary of State shall not grant access to any immigration agent or to any law enforcement agency acting under an agreement with federal Immigration Customs Enforcement or otherwise undertaking other joint immigration enforcement operations with federal, State or local law enforcement agencies, unless a court has issued a warrant and appropriate personnel have reviewed that warrant. Amends the Police Training Act. Requires the Illinois Law Enforcement Training Standards Board to conduct or approve a training program on federal U and T nonimmigrant visas and other federal immigration remedies for immigrant victims of qualifying criminal activity. Amends the Juvenile Court Act of 1987. Makes changes in provisions concerning special immigrant juvenile status. Amends the Code of Criminal Procedure of 1963. Provides that no person subject to an immigration detainer or administrative warrant shall be denied bail solely on the basis of that immigration detainer or administrative warrant. Makes changes in provisions concerning post-conviction proceedings. Makes other changes. Effective immediately.

Senate Floor Amendment No. 2

Replaces everything after the enacting clause. Reinserts the provisions of Senate Amendment No. 1 with changes. Provides that a law enforcement agency or official shall not inquire about the citizenship or immigration status of an individual, including a crime victim, a witness, or a person who calls or approaches the law enforcement agency or official seeking assistance, unless necessary to investigate criminal activity by that

individual. Provides that a law enforcement agency or official shall not request or accept a temporary visitor's driver's license as proof of a person's identity. Provides that a law enforcement agency or official may only request an individual's temporary visitor's driver's license to establish that the individual is or is not licensed by the State to operate a motor vehicle. Provides that State agencies and State-funded medical treatment and health care facilities shall not inquire about or request proof of citizenship or immigration status when providing services or benefits, except where the receipt of such services or benefits is contingent upon one's immigration or citizenship status or where inquiries are otherwise lawfully required by federal, State, or local laws. Provides that 120 days after the effective date of the bill, except as required by federal, State, or local law, no new applications, questionnaires, or interview forms used in relation to benefits, opportunities, or services provided by a State agency or in-State or in-district tuition verification, scholarships, grants, or services provided by a public elementary or secondary school or public institution of higher education may contain any questions regarding citizenship or immigration status. Deletes language providing that Department of Human Services shall provide training or make training available from a source with expertise in immigration to teachers, administrators, and other staff of elementary and secondary schools in this State, as well as to staff of medical treatment and health care facilities, on how to deal with issues concerning the legal status of immigrants and the process of deportation, and how to notify families of those issues in multiple languages. Deletes language amending the Juvenile Court Act of 1987 concerning special immigrant juvenile status. Deletes language amending the Probate Act of 1975 regarding who may act as a guardian. Makes other changes. Effective immediately.

Last Action

Date	Chamber	Action
2/7/2017	Senate	Placed on Calendar Order of 3rd Reading February 8, 2017

SB 70 [NETWORK ADEQUACY TRANSPARENCY](#) Sponsor Sen. Linda Holmes

****This is an ISMS initiative; ISMS will pursue the House version of this bill: HB 311**

Synopsis As Introduced

Creates the Network Adequacy and Transparency Act. Provides that administrators and insurers, prior to going to market, must file with the Department of Insurance for review and approval a description of the services to be offered through a network plan, with certain criteria included in the description. Provides that the network plan shall demonstrate to the Department, prior to approval, a minimum ratio of full-time equivalent providers to plan beneficiaries and maximum travel and distance standards for plan beneficiaries, which shall be established annually by the Department based upon specified sources. Provides that the Department shall conduct quarterly audits of network plans to verify compliance with network adequacy standards. Establishes certain notice requirements. Provides that a network plan shall provide for continuity of care for its beneficiaries under certain circumstances and according to certain requirements. Provides that a network plan shall post electronically a current and accurate provider directory and make available in print, upon request, a provider directory subject to certain specifications. Provides that the Department is granted specific authority to issue a cease and desist order against, fine, or otherwise penalize any insurer or administrator for violations of any provision of the Act. Makes other changes. Effective January 1, 2018.

Last Action

Date	Chamber	Action
1/24/2017	Senate	Assigned to Insurance

SB 308 [PROFESSIONAL LIC-NONCITIZENS](#) Sponsor Sen. Martinez; Rep. Guzzardi

Senate Committee Amendment No. 1

Replaces everything after the enacting clause. Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Provides that no person shall be prohibited from receiving a license because

he or she is not a citizen of the United States. Provides that the Department of Financial and Professional Regulation may grant a license to a person who meets certain requirements along with the requirements of the applicable professional Act. Provides that the Department may adopt any rules necessary to implement the provisions. Amends the Pharmacy Practice Act. Removes the requirement that each individual seeking licensure as a registered pharmacist provide evidence to the Department that he or she is a United States citizen or legally admitted alien.

Last Action

Date	Chamber	Action
4/28/2017	House	Referred to Rules Committee

[SB 314](#) [REGULATION-TECH](#)

Sponsor Sen. Murphy; Rep. Stuart

Senate Floor Amendment No. 1

Replaces everything after the enacting clause. Amends the Illinois Insurance Code, the Health Maintenance Organization Act, and the Illinois Public Aid Code. In provisions concerning coverage for mammograms, provides that MRIs of an entire breast or breasts shall also be covered if a mammogram demonstrates heterogeneous or dense breast tissue, when medically necessary as determined by a physician licensed to practice medicine in all its branches.

Last Action

Date	Chamber	Action
5/3/2017	House	Arrived in House

[SB 583](#) [FINANCE-FEDERAL CONT APPROP](#)

Sponsor Sen. David Koehler

Synopsis As Introduced

Amends the State Finance Act. Creates an irrevocable and continuing appropriation for the distribution of any federal funds received by the State for the purposes authorized by the federal government for those funds. Provides that federal funds shall be disbursed in accordance with any requirements imposed by the federal government and that nothing in the provisions shall be construed in such a way so as to avoid any requirements imposed by the federal government in disbursing funds to the State. Authorizes the State Treasurer and State Comptroller to make distributions of federal funds as provided. Effective immediately.

Last Action

Date	Chamber	Action
2/8/2017	Senate	Assigned to Appropriations II

[SB 589](#) [EXPANDED FUNCTION DENTAL ASST](#)

Sponsor Sen. Neil Anderson

Synopsis As Introduced

Amends the Illinois Dental Practice Act. Allows a dental assistant, after being authorized by a dentist, to remove loose, broken, or irritating orthodontic appliances on a patient of record for the purpose of eliminating pain or discomfort. Provides that dental assistants who have undergone certain training may hold themselves out as expanded function dental assistants. Sets forth the training requirements for expanded function dental assistants and the services that may be provided. Provides that any procedure completed by an expanded function dental assistant must be approved by the supervising dentist and examined prior to dismissal of the patient. Sets forth certain limits on expanded function dental assistants.

Senate Committee Amendment No. 1

In provisions concerning expanded functions of dental assistants, adds that the supervising dentist shall be responsible for all dental services or procedures performed by the dental assistant.

Senate Committee Amendment No. 2

In provisions concerning expanded functions of dental assistants, requires the training for expanded function dental assistants to include basic life support certification. Proof of certification shall be kept on file with the supervising dentist.

Senate Floor Amendment No. 4

Further amends the Illinois Dental Practice Act. Requires that an applicant for license to practice dentistry that presents evidence of completion of dental education by graduation from a dental college or school outside the United States or Canada also obtain a doctorate of dental surgery (DDS) or doctorate of dental medicine (DMD) at a dental college or school in the United States or Canada approved by the Department of Financial and Professional Regulation. Provides that an applicant for license to practice dentistry may also meet the education requirement by meeting program requirements approved by rule by the Department.

Last Action

Date	Chamber	Action
5/3/2017	House	Arrived in House

SB 625 NURSE PRACTICE ACT-VARIOUS

Sponsor Sen. Iris Y. Martinez

Synopsis As Introduced

Amends the Regulatory Sunset Act. Extends the repeal of the Nurse Practice Act from January 1, 2018 to January 1, 2028. Amends the Nurse Practice Act. Defines "focused assessment", "full practice authority", "oversight", and "postgraduate advanced practice nurse". Changes references of "advanced practice nurse" and "APN" to "advanced practice registered nurse" and "APRN" throughout the Act. Replaces provisions regarding nursing delegation with provisions that prohibit specified actions. Provides other guidelines for delegation of nursing activities and medication administration. Makes changes to education program requirements, qualifications for licensure, the scope of practice, and continuing education for LPN and RN licensees. Provides that a written collaborative agreement is required for all postgraduate advanced practice registered nurses until specific requirements have been met. Provides that postgraduate advanced practice registered nurses may enter into written collaborative agreements with collaborating advanced practice registered nurses or physicians (rather than collaborating physicians or podiatric physicians). In provisions concerning prescriptive authority for postgraduate advanced practice registered nurses, sets forth the requirements for postgraduate advanced practice registered nurses to have prescriptive authority and the limitations of such authority. Makes changes to provisions concerning the grounds for disciplinary action under the Act. Requires the Department of Public Health to prepare a report regarding the moneys appropriated from the Nursing Dedicated and Professional Fund to the Department of Public Health for nursing scholarships. Makes other changes. Effective immediately.

Senate Committee Amendment No. 1

Replaces everything after the enacting clause. Amends the Regulatory Sunset Act. Extends the repeal date of the Nurse Practice Act from January 1, 2018 to January 1, 2028. Amends the Nurse Practice Act. Eliminates the position of Assistant Nursing Coordinator. Eliminates the Advanced Practice Nursing Board. Provides that the Department of Financial and Professional Regulation may provide notice to a licensee or applicant by certified or registered mail to the address of record or by email to the email address of record. Provides provisions for change of address of record and email address of record, application for license, confidentiality of any information collected by the Department in the course of an examination or investigation of a license or applicant, and disposition by a consent order. Changes references to "advanced practice nurse" to references to "advanced practice registered nurse" throughout the Act and in other Acts. Changes references to "Illinois Center for Nursing" to references to "Illinois Nursing Workforce Center". Makes changes concerning definitions, application of the Act, unlicensed practice, prohibited acts, Department powers and duties, nursing delegation, qualifications

for licensed practical nurse, registered nurse, and advanced practice registered nurse licensure, registered nurse education program requirements, registered nurse scope of practice, grounds for disciplinary action, intoxication and drug abuse, the Nursing Dedicated and Professional Fund, investigations, notices, hearings, use of stenographers and transcripts, review under the Administrative Review Law, certification of records, the Center for Nursing Advisory Board, and medication aide licensure requirements. Repeals provisions concerning registered nurse externship permits, rosters, liability of the State, hearing officers, and orders for rehearings. Makes other changes. Effective immediately.

Last Action

Date	Chamber	Action
3/30/2017	Senate	Placed on Calendar Order of 3rd Reading April 4, 2017

SB 969 [INS CD-PHYSICAL THERAPY](#)

Sponsor Sen. Martin A. Sandoval

Committee Hearing: Insurance Hearing May 3 2017 4:30PM Capitol 400 Springfield, IL

Synopsis As Introduced

Amends the State Employees Group Insurance Act of 1971. Prohibits the program of health benefits under the Act from imposing a copayment, coinsurance, or office visit deductible amount charged to the insured for services rendered for each date of service by a physical therapist that is greater than the copayment, coinsurance, or office visit deductible amount charged to the insured for the services of a primary care physician or an osteopath for an office visit. Requires an insurer to state clearly the availability of physical therapy coverage under its policy or plan and all related limitations, conditions, and exclusions. Requires the Commission on Government Forecasting and Accountability to perform an actuarial analysis of the cost impact of that prohibition to health carriers, insureds with a health benefit plan, and other private and public payers and to issue a report on its findings on or before December 31, 2019. Amends the Illinois Insurance Code. Provides that an insurer shall not impose a copayment, coinsurance, or office visit deductible amount charged to the insured for services rendered for each date of service by a physical therapist licensed under the Illinois Physical Therapy Act that is greater than the copayment, coinsurance, or office visit deductible amount charged to the insured for the services of a primary care physician or an osteopath licensed under the Medical Practice Act of 1987 for an office visit. Provides that an insurer shall state clearly the availability of physical therapy coverage under its policy or plan and all related limitations, conditions, and exclusions.

Last Action

Date	Chamber	Action
3/29/2017	Senate	Postponed - Insurance

SB 1085 [STATE GOVERNMENT-TECH](#)

Sponsor Sen. Pamela J. Althoff

Synopsis As Introduced

Amends the Legislative Commission Reorganization Act of 1984. Makes a technical change concerning the powers and duties of the Architect of the Capitol.

Senate Floor Amendment No. 1

Replaces everything after the enacting clause. Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Provides that licensees or applicants applying for expedited licensure through an interstate compact signed into law by the General Assembly who have designated Illinois as the principal state of licensure shall have their fingerprints submitted to the Department of State Police. Provides that fingerprints shall be checked against Department of State Police and Federal Bureau of Investigation criminal history record databases. Provides for fees and alternative manner of submission. Provides that communication between the Department of Financial and Professional Regulation and an interstate compact governing body may not include

information received from the Federal Bureau of Investigation relating to a State and federal criminal history records check. Effective immediately.

Last Action

Date	Chamber	Action
3/28/2017	Senate	Placed on Calendar Order of 3rd Reading March 29, 2017

[SB 1348](#) [MEDICAL PRACTICE-VARIOUS](#)

Sponsor Sen. Martinez; Rep. Soto

Synopsis As Introduced

Amends the Regulatory Sunset Act. Extends the repeal date of the Medical Practice Act of 1987 from December 31, 2017 to December 31, 2027. Amends the Medical Practice Act of 1987. Provides that all applicants and licensees shall provide a valid address and email address, which shall serve as the address and email address of record, and shall inform the Department of any change of address or email address through specified means. Defines "email address of record". In provisions concerning grounds for discipline, provides that the Department of Financial and Professional Regulation may take action with regard to a person licensed under the Act for: willfully failing to report an instance of suspected abuse, neglect, financial exploitation, or self-neglect of an eligible adult as defined in and required by the Adult Protective Services Act; and being named as an abuser in a verified report by the Department on Aging under the Adult Protective Services Act, and upon proof by clear and convincing evidence that the licensee abused, neglected, or financially exploited an eligible adult as defined in the Adult Protective Services Act. In provisions authorizing the Secretary of Financial and Professional Regulation to appoint a hearing officer, provides that the hearing officer's findings and recommendations shall also be provided to the Medical Licensing Board along with the Medical Disciplinary Board so both Boards may review the information and present their findings to the Secretary. Makes changes in provisions concerning stenographers. Changes references to "stenographer" to references to "certified shorthand reporter". Makes other changes. Effective immediately.

Last Action

Date	Chamber	Action
5/3/2017	House	Assigned to Executive Committee

[SB 1478](#) [RADIOLOGIC ADVISORY BD-ABOLISH](#)

Sponsor Sen. Pamela J. Althoff

Synopsis As Introduced

Amends the Radiation Protection Act of 1990. Abolishes the Radiologic Technologist Accreditation Advisory Board.

Last Action

Date	Chamber	Action
4/26/2017	Senate	Placed on Calendar Order of 3rd Reading April 27, 2017

[SB 1522](#) [MEDICAID-HARDSHIP PAYMENT](#)

Sponsor Sen. Heather A. Steans

Synopsis As Introduced

Amends the Illinois Public Aid Code. Requires the Department of Healthcare and Family Services to develop, by rule, a process by which a facility experiencing cash flow problems can request a hardship payment from a managed care organization as an advance against money owed to the facility by the managed care organization.

Senate Committee Amendment No. 1

Replaces everything after the enacting clause. Amends the Illinois Public Aid Code. In provisions concerning the Managed Long-Term Services and Support Program, provides that the Department of Healthcare and Family Services, in collaboration with the General Assembly, managed care organizations, and providers shall determine what changes, if any, shall be made to the Managed Long-Term Services and Support Program as a result of federal managed care regulations finalized in 2016. Effective immediately.

Last Action

Date	Chamber	Action
4/6/2017	Senate	Placed on Calendar Order of 3rd Reading April 25, 2017

SB 1525 PROFESSION REGULATION-VARIOUS

Sponsor Sen. Chuck Weaver

Synopsis As Introduced

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Defines "applicant", "email address of record", "license", and "licensee". Provides that the Department of Financial and Professional Regulation shall require all applicants and licensees to provide a valid address and email address, which shall serve as the address and email address of record, and to inform the Department of any change of address or email address through specified means. Provides that the Department shall provide notice of a suspension to the licensee by mailing a copy of the Department's order to the licensee's address of record or emailing a copy of the order to the licensee's email address of record (rather than mailing a copy of the order by certified and regular mail to the licensee's last known address as registered with the Department). Changes references of "registrant" to "licensee or applicant" and references of "certificate" to "license" throughout the Law. Provides that if a licensed health care worker has been convicted of a criminal battery against any patient in the course of patient care or treatment or is required to register as a sex offender and the health care worker has had his or her license revoked for a forcible felony conviction, the health care worker may not petition the Department to restore his or her license. Provides that an applicant or licensee may request to the Department that his or her permanent denial or revocation be classified as confidential. Makes other changes. Effective immediately.

Last Action

Date	Chamber	Action
4/6/2017	Senate	Placed on Calendar Order of 3rd Reading April 25, 2017

SB 1559 MEDICAID-PAYMENT RATES

Sponsor Sen. Heather A. Steans

Synopsis As Introduced

Amends the Medical Assistance Article of the Illinois Public Aid Code. In provisions concerning payment rates for nursing facilities, provides that facility-specific staffing levels and wages paid (rather than regional wage adjusters based on the Health Service Areas (HSA) groupings and adjusters in effect on April 30, 2012) shall be one of the factors in determining the new nursing services reimbursement methodology utilizing the RUG-IV 48 grouper model. Sets forth the calculation of the facility-specific RUG-IV nursing component per diem rate for dates of service beginning July 1, 2017. Provides that certain staffing and wage adjusters must be updated each quarter using the staffing hours and wage data from Payroll Benefit Journal data collected by the Centers for Medicare and Medicaid Services for the same time period of Minimum Date Set data used to calculate the RUG-IV acuity case weight. Sets forth how to calculate each facility's "total per resident per day staffing wage cost". Provides that the levels used to assign certain staffing and wage adjusters shall be calculated using the staffing ratios required under the Nursing Home Care Act multiplied by the Illinois mean hourly wage for the equivalent occupational code and title assigned by the U.S. Bureau of Labor Statistics and reported in the May 2014 State Occupational Employment and Wage Estimates for Illinois. Provides that beginning July 1, 2017 and quarterly thereafter, the Department of Healthcare and Family Services may adjust, by administrative rule and within

certain parameters established under the Code, a specific staffing and wage adjuster described in the Code for the purpose of keeping liability created by the facility-specific RUG-IV nursing component per diem rates stable. Permits the Department to adopt rules to implement these provisions. Effective immediately.

Last Action

Date	Chamber	Action
3/29/2017	Senate	To Subcommittee on Long Term Care

SB 1585 PHYSICIAN ASSISTANT-VARIOUS

Sponsor Sen. Martinez; Rep. Soto

Synopsis As Introduced

Amends the Regulatory Sunset Act. Extends the repeal date of the Physician Assistant Practice Act of 1987 from January 1, 2018 to January 1, 2028. Amends the Physician Assistant Practice Act of 1987. Reorganizes the Act by adding titles and renumbering provisions. Replaces references to "supervising physicians" with references to "collaborating physicians" throughout the Act. Replaces references to "supervision agreement" with references to "collaborative agreement" throughout the Act. Adds provisions concerning continuing education. In provisions concerning grounds for disciplinary action, provides that the Department of Financial and Professional Regulation may refuse to issue or renew a physician assistant license or discipline a licensee for willfully or negligently violating a patient's confidentiality, except as required by law, or failing to provide copies of medical records as required by law. Amends various Acts to conform references and terminology. Makes other changes. Effective immediately.

Senate Floor Amendment No. 1

Replaces everything after the enacting clause. Amends the Regulatory Sunset Act. Extends the repeal date of the Physician Assistant Practice Act of 1987 from January 1, 2018 to January 1, 2028. Amends the Physician Assistant Practice Act of 1987. Replaces references to "supervising physicians" with references to "collaborating physicians" throughout the Act. Replaces references to "supervision agreement" with references to "collaborative agreement" throughout the Act. Makes conforming changes in the Medical Practice Act of 1987 and the Illinois Controlled Substances Act. Adds provisions concerning continuing education. Provides that all applicants and licensees shall provide a valid address and email address, which shall serve as the address and email address of record, and shall inform the Department of Financial and Professional Regulation of any change of address or email address through specified means. Provides language concerning confidentiality of information collected by the Department in the course of an examination or investigation. Makes changes in provisions concerning the application of the Illinois Administrative Procedure Act, definitions, supervision requirements, prescriptive authority, physician assistants in hospitals, hospital affiliates, or ambulatory surgical treatment centers, application for licensure, identification, qualifications for licensure, Department powers and duties, fees, expiration and renewal of license, grounds for disciplinary action, investigation notices, hearings, hearing officers, restoration of license, administrative review, and certification of the record. Amends the Illinois Public Aid Code to allow the Department of Healthcare and Family Services to provide for the legally authorized services of licensed physician assistants. Makes other changes. Effective immediately.

Senate Floor Amendment No. 2

Replaces everything after the enacting clause. Amends the Regulatory Sunset Act. Extends the repeal date of the Physician Assistant Practice Act of 1987 from January 1, 2018 to January 1, 2028. Amends the Physician Assistant Practice Act of 1987. Replaces references to "supervising physician" with references to "collaborating physician" throughout the Act. Replaces references to "supervision agreement" with references to "collaborative agreement" throughout the Act. Makes conforming changes in the Medical Practice Act of 1987 and the Illinois Controlled Substances Act. Removes references to "alternate supervising physician". Adds provisions concerning continuing education. Provides that all applicants and licensees shall provide a valid address and email address, which shall serve as the address and email address of record, and shall inform the Department of Financial and Professional Regulation of any change of address or email address through specified means. Provides language concerning confidentiality of information collected by the Department in the course of an examination or investigation. Makes changes in provisions concerning the application of the Illinois Administrative Procedure Act, definitions, advertising, billing, the use of titles, collaboration requirements, prescriptive authority, physician assistants in hospitals, hospital affiliates, or ambulatory surgical treatment centers, unlicensed practice,

application for licensure, identification, qualifications for licensure, Department powers and duties, fees, expiration and renewal of a license, grounds for disciplinary action, investigation notices, hearings, hearing officers, restoration of a license, administrative review, and certification of the record. Amends the Illinois Public Aid Code to allow the Department of Healthcare and Family Services to provide for the legally authorized services of licensed physician assistants. Makes other changes. Effective immediately.

Last Action

Date	Chamber	Action
4/28/2017	House	Referred to Rules Committee

Last Action

Date	Chamber	Action
3/16/2017	Senate	Placed on Calendar Order of 2nd Reading March 28, 2017

[SB 1688](#) [DFPR-CRIMINAL HISTORY](#)

Sponsor Sen. Kwame Raoul

Synopsis As Introduced

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Requires the Department of Financial and Professional Regulation to consider certain mitigating factors and evidence of rehabilitation for certain applicants of licenses, certificates, and registrations. Requires the Department, upon denial of a license, certificate, or registration, to provide the applicant certain information concerning the denial. Provides that no application for licensure or registration shall be denied by reason of a finding of lack of good moral character when the finding is based solely upon the fact that the applicant has one or more previous convictions. Provides that the Department shall not require applicants to report certain criminal history information and the Department shall not consider the information. Provides that on May 1 of each year, the Department shall prepare, publicly announce, and publish certain statistical information. Amends the Criminal Identification Act. Includes applications for license, certification, and registration that must contain specific language which states that the applicant is not obligated to disclose sealed or expunged records of conviction or arrest and entities authorized to grant professional licenses, certifications, and registrations that may not ask if an applicant has had records expunged or sealed. Provides that certain sealed or impounded felony records shall not be disseminated in connection with an application for a professional or business license, except specified health care worker licenses. Effective immediately.

Senate Committee Amendment No. 1

Replaces everything after the enacting clause with provisions of the introduced bill with the following changes: In provisions amending the Department of Professional Regulation Law of the Civil Administrative Code of Illinois, includes licensing Acts administered by the Department of Financial and Professional Regulation in which convictions of certain enumerated offenses are a bar to licensure as an exception to the requirement that the Department consider mitigating factors and rehabilitation. Requires the Department, when examining certain factors, to determine whether a prior conviction will impair the ability of the applicant to engage in the practice for which a license, certificate, or registration is sought (rather than examining certain factors in determining whether to grant a license, certificate, or registration). Removes an affirmative obligation of the Department to demonstrate that a prior conviction would impair the ability of an applicant. Requires the Department to notify an applicant of a denial of a license or certificate or refuse to grant registration based upon a conviction or convictions, in whole or in part. Makes changes to the items that must be included in the notice. Makes changes to the information that the Department shall not require applicants to report. Changes various references of "new and renewal license, certificate, or registration" to "new license, certificate, or registration". Makes changes to information the Department must report. Restores a fee to be charged by the Department, but reduces the fee from \$200 to \$175. Makes changes to when the Department may consider an application to make disciplinary records confidential. In provisions amending the Criminal Identification Act, provides that applications for certification, registration, or licensure (rather than employment, certification, registration, or licensure) shall (rather than must) contain certain language. Provides that if it not reasonably feasible to include the language in the application, the entity authorized to grant a license, certification, or registration shall publish on its website instructions specifying that

applicants are not obligated to disclose sealed or expunged records of a conviction or arrest. Removes changes to provisions concerning retention and release of sealed records. Removes the immediate effective date.

Senate Floor Amendment No. 3

Replaces everything after the enacting clause. Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Requires the Department of Financial and Professional Regulation to consider certain mitigating factors and evidence of rehabilitation for certain applicants of licenses, certificates, and registrations. Requires the Department, when examining certain factors, to determine whether a prior conviction will impair the ability of the applicant to engage in the practice for which a license, certificate, or registration is sought. Provides that no application for licensure or registration shall be denied by reason of a finding of lack of good moral character when the finding is based solely upon the fact that the applicant has one or more previous convictions. Provides that the Department shall not require applicants to report certain criminal history information and the Department shall not consider the information. Provides that on May 1 of each year, the Department shall prepare, publicly announce, and publish certain statistical information. Amends the Criminal Identification Act. Provides that the entity authorized to grant a license, certificate, or registration shall include in an application specific language stating that the applicant is not obligated to disclose sealed or expunged records of a conviction or arrest. If the inclusion of specific language on an application is not practical, the entity shall publish specific instructions on its website concerning disclosing sealed or expunged records of a conviction or arrest. Amends the Illinois Insurance Code. Provides that the Director of Insurance must find that a resident insurance producer or public adjuster applicant has not committed certain acts or has been sufficiently rehabilitated to approve the application. Requires the Department to consider certain mitigating factors and evidence of rehabilitation for license applicants. Provides for licensure of nonresident licensees if certain standards are met. Requires the Department, upon denial of a license, to provide the applicant certain information concerning the denial. Amends various professional licensing Acts with the following changes: Provides that the licensing agency shall not require applicants to report certain criminal history information and the licensing agency shall not consider the information. Makes other changes. Requires the licensing agency to consider certain mitigating factors and evidence of rehabilitation for license applicants. Requires the licensing agency, upon denial of a license, to provide the applicant certain information concerning the denial. Provides that on May 1 of each year, the licensing agency shall prepare, publicly announce, and publish certain statistical information. Makes other changes. Effective January 1, 2018.

Senate Floor Amendment No. 4

In provisions amending the Department of Professional Regulation Law of the Civil Administrative Code of Illinois concerning applicants with criminal convictions, includes if, due to the applicant's criminal conviction history, the applicant would be explicitly prohibited by federal rules or regulations from working in the position for which a license is sought among the mitigating factors the Department of Financial and Professional Regulation shall consider to determine whether a prior conviction will impair the ability of the applicant to engage in the practice for which a license, certificate, or registration is sought.

Last Action

Date	Chamber	Action
4/28/2017	House	Referred to Rules Committee

SB 1691 [SAFETY-NET HOSP-LOAN PROGRAM](#)

Sponsor Sen. Kwame Raoul

Synopsis As Introduced

Amends the State Finance Act. Creates the Safety-Net Hospital Service Loan Forgiveness Program Fund. Amends the Illinois Public Aid Code. Requires the Department of Healthcare and Family Services to establish the Safety-Net Hospital Service Loan Forgiveness Program to make loan repayment disbursements to physicians and medical residents, as defined, who agree to practice in a Safety-Net Hospital. Requires physicians and medical residents who are selected to participate in the Program to agree, by contract, to serve a minimum 3-year full-time service obligation. Requires the Department to make annual disbursements directly to the selected physician or medical resident equivalent to 35% of the average educational debt for indebted graduates in his or her profession not to exceed the balance of the physician or medical resident's qualifying educational loans. Provides that before receiving loan repayment disbursements and as requested, the physician or medical resident must

complete a confirmation of practice form verifying that he or she is practicing as required under the Program. Provides that if a physician or medical resident fails to fulfill the required minimum commitment of service, the Department shall collect the total amount paid to the physician or medical resident under the Program plus interest and shall deposit such moneys into the Safety-Net Hospital Service Loan Forgiveness Program Fund. Requires the Department to adopt any rules necessary to implement the Program.

Senate Committee Amendment No. 1

Expands the scope of the Safety-Net Hospital Service Loan Forgiveness Program to include physicians and medical residents who agree to practice in a Critical Access Hospital. Makes conforming changes to the name of the Program and its corresponding Fund. Defines "Critical Access Hospital" to mean an Illinois hospital designated as a critical care hospital by the Department of Public Health in accordance with federal regulations.

Last Action

Date	Chamber	Action
4/26/2017	Senate	Placed on Calendar Order of 3rd Reading April 27, 2017

[SB 1848](#) [PROMPT PAYMENT-GRANT AGREEMNTS](#) Sponsor Sen. Mattie Hunter

Synopsis As Introduced

Amends the State Prompt Payment Act. Provides that goods or services furnished to the State includes, but is not limited to, services concerning prevention, intervention, or treatment services and supports for youth provided by a vendor by virtue of a contractual grant agreement. Includes invoices issued under a contractual grant agreement in the definition of "proper bill or invoice."

Last Action

Date	Chamber	Action
4/6/2017	Senate	Placed on Calendar Order of 3rd Reading April 25, 2017