

# SB2500



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB2500

Introduced 1/28/2020, by Sen. Dan McConchie

#### SYNOPSIS AS INTRODUCED:

See Index

Amends and repeals various Acts by abolishing various State governmental entities to effect changes in the statutes to conform the statutes to the changes in law made by Executive Order 2018-11 and by making other conforming changes. Effective immediately.

LRB101 11855 RLC 58807 b

A BILL FOR

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 effects the changes in the statutes  
5 that are necessary to conform the statutes to the changes in  
6 law made by Executive Order 2018-11. Any transitional matter  
7 concerning an entity abolished in this Act that has not been  
8 completed on the effective date of this Act shall be completed  
9 in accordance with Sections II and IV of Executive Order  
10 2018-11.

11 Section 5. The State Agency Web Site Act is amended by  
12 changing Section 10 as follows:

13 (5 ILCS 177/10)

14 Sec. 10. Cookies and other invasive tracking programs.

15 (a) Except as otherwise provided in subsection (b), State  
16 agency Web sites may not use permanent cookies or any other  
17 invasive tracking programs that monitor and track Web site  
18 viewing habits; however, a State agency Web site may use  
19 transactional cookies that facilitate business transactions.

20 (b) Permanent cookies used by State agency Web sites may be  
21 exempt from the prohibition in subsection (a) if they meet the  
22 following criteria:

1 (1) The use of permanent cookies adds value to the user  
2 otherwise not available;

3 (2) The permanent cookies are not used to monitor and  
4 track web site viewing habits unless all types of  
5 information collected and the State's use of that  
6 information add user value and are disclosed through a  
7 comprehensive online privacy statement.

8 ~~The Internet Privacy Task Force established under Section 15~~  
9 ~~shall define the exemption and limitations of this subsection~~  
10 ~~(b) in practice.~~

11 (Source: P.A. 93-117, eff. 1-1-04.)

12 (5 ILCS 177/15 rep.)

13 Section 10. The State Agency Web Site Act is amended by  
14 repealing Section 15.

15 Section 15. The Department of Commerce and Economic  
16 Opportunity Law of the Civil Administrative Code of Illinois is  
17 amended by changing Sections 605-300 and 605-600 as follows:

18 (20 ILCS 605/605-300) (was 20 ILCS 605/46.2)

19 Sec. 605-300. Economic ~~and business~~ development plans ~~+~~  
20 ~~Illinois Business Development Council. (a) Economic~~  
21 ~~development plans.~~ The Department shall develop a strategic  
22 economic development plan for the State by July 1, 2014. By no  
23 later than July 1, 2015, and by July 1 annually thereafter, the

1 Department shall make modifications to the plan as  
2 modifications are warranted by changes in economic conditions  
3 or by other factors, including changes in policy. In addition  
4 to the annual modification, the plan shall be reviewed and  
5 redeveloped in full every 5 years. In the development of the  
6 annual economic development plan, the Department shall consult  
7 with representatives of the private sector, other State  
8 agencies, academic institutions, local economic development  
9 organizations, local governments, and not-for-profit  
10 organizations. The annual economic development plan shall set  
11 specific, measurable, attainable, relevant, and time-sensitive  
12 goals and shall include a focus on areas of high unemployment  
13 or poverty.

14 The term "economic development" shall be construed broadly  
15 by the Department and may include, but is not limited to, job  
16 creation, job retention, tax base enhancements, development of  
17 human capital, workforce productivity, critical  
18 infrastructure, regional competitiveness, social inclusion,  
19 standard of living, environmental sustainability, energy  
20 independence, quality of life, the effective use of financial  
21 incentives, the utilization of public private partnerships  
22 where appropriate, and other metrics determined by the  
23 Department.

24 The plan shall be based on relevant economic data, focus on  
25 economic development as prescribed by this Section, and  
26 emphasize strategies to retain and create jobs.

1           The plan shall identify and develop specific strategies for  
2 utilizing the assets of regions within the State defined as  
3 counties and municipalities or other political subdivisions in  
4 close geographical proximity that share common economic traits  
5 such as commuting zones, labor market areas, or other  
6 economically integrated characteristics.

7           If the plan includes strategies that have a fiscal impact  
8 on the Department or any other agency, the plan shall include a  
9 detailed description of the estimated fiscal impact of such  
10 strategies.

11          Prior to publishing the plan in its final form, the  
12 Department shall allow for a reasonable time for public input.

13          The Department shall transmit copies of the economic  
14 development plan to the Governor and the General Assembly no  
15 later than July 1, 2014, and by July 1 annually thereafter. The  
16 plan and its corresponding modifications shall be published and  
17 made available to the public in both paper and electronic  
18 media, on the Department's website, and by any other method  
19 that the Department deems appropriate.

20          The Department shall annually submit legislation to  
21 implement the strategic economic development plan or  
22 modifications to the strategic economic development plan to the  
23 Governor, the President and Minority Leader of the Senate, and  
24 the Speaker and the Minority Leader of the House of  
25 Representatives. The legislation shall be in the form of one or  
26 more substantive bills drafted by the Legislative Reference

1 Bureau.

2 ~~(b) Business development plans; Illinois Business~~  
3 ~~Development Council.~~

4 ~~(1) There is created the Illinois Business Development~~  
5 ~~Council, hereinafter referred to as the Council. The~~  
6 ~~Council shall consist of the Director, who shall serve as~~  
7 ~~co chairperson, and 12 voting members who shall be~~  
8 ~~appointed by the Governor with the advice and consent of~~  
9 ~~the Senate.~~

10 ~~(A) The voting members of the Council shall include~~  
11 ~~one representative from each of the following~~  
12 ~~businesses and groups: small business, coal,~~  
13 ~~healthcare, large manufacturing, small or specialized~~  
14 ~~manufacturing, agriculture, high technology or applied~~  
15 ~~science, local economic development entities, private~~  
16 ~~sector organized labor, a local or state business~~  
17 ~~association or chamber of commerce.~~

18 ~~(B) There shall be 2 at large voting members who~~  
19 ~~reside within areas of high unemployment within~~  
20 ~~counties or municipalities that have had an annual~~  
21 ~~average unemployment rate of at least 120% of the~~  
22 ~~State's annual average unemployment rate as reported~~  
23 ~~by the Department of Employment Security for the 5~~  
24 ~~years preceding the date of appointment.~~

25 ~~(2) All appointments shall be made in a geographically~~  
26 ~~diverse manner.~~

1           ~~(3) For the initial appointments to the Council, 6~~  
2           ~~voting members shall be appointed to serve a 2-year term~~  
3           ~~and 6 voting members shall be appointed to serve a 4-year~~  
4           ~~term. Thereafter, all appointments shall be for terms of 4~~  
5           ~~years. The initial term of voting members shall commence on~~  
6           ~~the first Wednesday in February 2014. Thereafter, the terms~~  
7           ~~of voting members shall commence on the first Wednesday in~~  
8           ~~February, except in the case of an appointment to fill a~~  
9           ~~vacancy. Vacancies occurring among the members shall be~~  
10           ~~filled in the same manner as the original appointment for~~  
11           ~~the remainder of the unexpired term. For a vacancy~~  
12           ~~occurring when the Senate is not in session, the Governor~~  
13           ~~may make a temporary appointment until the next meeting of~~  
14           ~~the Senate when a person shall be nominated to fill the~~  
15           ~~office, and, upon confirmation by the Senate, he or she~~  
16           ~~shall hold office during the remainder of the term. A~~  
17           ~~vacancy in membership does not impair the ability of a~~  
18           ~~quorum to exercise all rights and perform all duties of the~~  
19           ~~Council. A member is eligible for reappointment.~~

20           ~~(4) Members shall serve without compensation, but may~~  
21           ~~be reimbursed for necessary expenses incurred in the~~  
22           ~~performance of their duties from funds appropriated for~~  
23           ~~that purpose.~~

24           ~~(5) In addition, the following shall serve as ex~~  
25           ~~officio, non-voting members of the Council in order to~~  
26           ~~provide specialized advice and support to the Council: the~~

1 ~~Secretary of Transportation, or his or her designee; the~~  
2 ~~Director of Employment Security, or his or her designee;~~  
3 ~~the Executive Director of the Illinois Finance Authority,~~  
4 ~~or his or her designee; the Director of Agriculture, or his~~  
5 ~~or her designee; the Director of Revenue, or his or her~~  
6 ~~designee; the Director of Labor, or his or her designee;~~  
7 ~~and the Director of the Environmental Protection Agency, or~~  
8 ~~his or her designee. Ex officio members shall provide staff~~  
9 ~~and technical assistance to the Council when appropriate.~~

10 ~~(6) In addition to the Director, the voting members~~  
11 ~~shall elect a co-chairperson.~~

12 ~~(7) The Council shall meet at least twice annually and~~  
13 ~~at such other times as the co-chairpersons or any 5 voting~~  
14 ~~members consider necessary. Seven voting members shall~~  
15 ~~constitute a quorum of the Council.~~

16 ~~(8) The Department shall provide staff assistance to~~  
17 ~~the Council.~~

18 ~~(9) The Council shall provide the Department relevant~~  
19 ~~information in a timely manner pursuant to its duties as~~  
20 ~~enumerated in this Section that can be used by the~~  
21 ~~Department to enhance the State's strategic economic~~  
22 ~~development plan.~~

23 ~~(10) The Council shall:~~

24 ~~(A) Develop an overall strategic business~~  
25 ~~development plan for the State of Illinois and update~~  
26 ~~the plan at least annually; that plan shall include,~~



1 ~~without limitation, (i) an assessment of the economic~~  
2 ~~development practices of states that border Illinois~~  
3 ~~and (ii) recommendations for best practices with~~  
4 ~~respect to economic development, business incentives,~~  
5 ~~business attraction, and business retention for~~  
6 ~~counties in Illinois that border at least one other~~  
7 ~~state.~~

8 ~~(B) Develop business marketing plans for the State~~  
9 ~~of Illinois to effectively solicit new company~~  
10 ~~investment and existing business expansion. Insofar as~~  
11 ~~allowed under the Illinois Procurement Code, and~~  
12 ~~subject to appropriations made by the General Assembly~~  
13 ~~for such purposes, the Council may assist the~~  
14 ~~Department in the procurement of outside vendors to~~  
15 ~~carry out such marketing plans.~~

16 ~~(C) Seek input from local economic development~~  
17 ~~officials to develop specific strategies to~~  
18 ~~effectively link State and local business development~~  
19 ~~and marketing efforts focusing on areas of high~~  
20 ~~unemployment or poverty.~~

21 ~~(D) Provide the Department with advice on~~  
22 ~~strategic business development and business marketing~~  
23 ~~for the State of Illinois.~~

24 ~~(E) Provide the Department research and recommend~~  
25 ~~best practices for developing investment tools for~~  
26 ~~business attraction and retention.~~

1 (Source: P.A. 98-397, eff. 8-16-13; 98-756, eff. 7-16-14;  
2 98-888, eff. 8-15-14.)

3 (20 ILCS 605/605-360 rep.)

4 (20 ILCS 605/605-425 rep.)

5 (20 ILCS 605/605-1000 rep.)

6 Section 20. The Department of Commerce and Economic  
7 Opportunity Law of the Civil Administrative Code of Illinois is  
8 amended by repealing Sections 605-360, 605-425, and 605-1000.

9 Section 25. The Department of Public Health Powers and  
10 Duties Law of the Civil Administrative Code of Illinois is  
11 amended by changing Section 2310-376 as follows:

12 (20 ILCS 2310/2310-376)

13 Sec. 2310-376. Hepatitis education and outreach.

14 (a) The Illinois General Assembly finds and declares the  
15 following:

16 (1) The World Health Organization characterizes  
17 hepatitis as a disease of primary concern to humanity.

18 (2) Hepatitis is considered a silent killer; no  
19 recognizable signs or symptoms occur until severe liver  
20 damage has occurred.

21 (3) Studies indicate that nearly 4 million Americans  
22 (1.8 percent of the population) carry the virus HCV that  
23 causes the disease.

1 (4) 30,000 acute new infections occur each year in the  
2 United States, and only 25 to 30 percent are diagnosed.

3 (5) 8,000 to 10,000 Americans die from the disease each  
4 year.

5 (6) 200,000 Illinois residents may be carriers and  
6 could develop the debilitating and potentially deadly  
7 liver disease.

8 (7) Inmates of correctional facilities have a higher  
9 incidence of hepatitis and, upon their release, present a  
10 significant health risk to the general population.

11 (8) Illinois members of the armed services are subject  
12 to an increased risk of contracting hepatitis due to their  
13 possible receipt of contaminated blood during a  
14 transfusion occurring for the treatment of wounds and due  
15 to their service in areas of the World where the disease is  
16 more prevalent and healthcare is less capable of detecting  
17 and treating the disease. Many of these service members are  
18 unaware of the danger of hepatitis and their increased risk  
19 of contracting the disease.

20 (b) Subject to appropriation, the Department shall conduct  
21 an education and outreach campaign, in addition to its overall  
22 effort to prevent infectious disease in Illinois, in order to  
23 raise awareness about and promote prevention of hepatitis.

24 (c) Subject to appropriation, in addition to the education  
25 and outreach campaign provided in subsection (b), the  
26 Department shall develop and make available to physicians,

1 other health care providers, members of the armed services, and  
2 other persons subject to an increased risk of contracting  
3 hepatitis, educational materials, in written and electronic  
4 forms, on the diagnosis, treatment, and prevention of the  
5 disease. These materials shall include the recommendations of  
6 the federal Centers for Disease Control and Prevention and any  
7 other persons or entities determined by the Department to have  
8 particular expertise on hepatitis, including the American  
9 Liver Foundation. These materials shall be written in terms  
10 that are understandable by members of the general public.

11 ~~(d) The Department shall establish an Advisory Council on~~  
12 ~~Hepatitis to develop a hepatitis prevention plan. The~~  
13 ~~Department shall specify the membership, members' terms,~~  
14 ~~provisions for removal of members, chairmen, and purpose of the~~  
15 ~~Advisory Council. The Advisory Council shall consist of one~~  
16 ~~representative from each of the following State agencies or~~  
17 ~~offices, appointed by the head of each agency or office:~~

18 ~~(1) The Department of Public Health.~~

19 ~~(2) The Department of Public Aid.~~

20 ~~(3) The Department of Corrections.~~

21 ~~(4) The Department of Veterans' Affairs.~~

22 ~~(5) The Department on Aging.~~

23 ~~(6) The Department of Human Services.~~

24 ~~(7) The Department of State Police.~~

25 ~~(8) The office of the State Fire Marshal.~~

26 ~~The Director shall appoint representatives of~~

1 ~~organizations and advocates in the State of Illinois,~~  
2 ~~including, but not limited to, the American Liver Foundation.~~  
3 ~~The Director shall also appoint interested members of the~~  
4 ~~public, including consumers and providers of health services~~  
5 ~~and representatives of local public health agencies, to provide~~  
6 ~~recommendations and information to the members of the Advisory~~  
7 ~~Council. Members of the Advisory Council shall serve on a~~  
8 ~~voluntary, unpaid basis and are not entitled to reimbursement~~  
9 ~~for mileage or other costs they incur in connection with~~  
10 ~~performing their duties.~~

11 (Source: P.A. 93-129, eff. 1-1-04; 94-406, eff. 8-2-05.)

12 (20 ILCS 2310/2310-76 rep.)

13 (20 ILCS 2310/2310-77 rep.)

14 (20 ILCS 2310/2310-349 rep.)

15 (20 ILCS 2310/2310-560 rep.)

16 Section 30. The Department of Public Health Powers and  
17 Duties Law of the Civil Administrative Code of Illinois is  
18 amended by repealing Sections 2310-76, 2310-77, 2310-349, and  
19 2310-560.

20 Section 35. The Comprehensive Healthcare Workforce  
21 Planning Act is amended by changing Sections 5, 10, and 20 as  
22 follows:

23 (20 ILCS 2325/5)

1           Sec. 5. Definition ~~Definitions~~. As used in this Act, ~~÷~~  
2           ~~"Council" means the State Healthcare Workforce Council created~~  
3           ~~by this Act.~~ "Department" means the Department of Public  
4           Health.

5           (Source: P.A. 97-424, eff. 7-1-12.)

6           (20 ILCS 2325/10)

7           Sec. 10. Purpose. Implementation of this Act is entirely  
8           subject to the availability and appropriation of funds from  
9           federal grant money applied for by the Department of Public  
10          Health. ~~The State Healthcare Workforce Council is hereby~~  
11          ~~established to provide an ongoing assessment of healthcare~~  
12          ~~workforce trends, training issues, and financing policies, and~~  
13          ~~to recommend appropriate State government and private sector~~  
14          ~~efforts to address identified needs. The work of the Council~~  
15          ~~shall focus on: healthcare workforce supply and distribution;~~  
16          ~~cultural competence and minority participation in health~~  
17          ~~professions education; primary care training and practice; and~~  
18          ~~data evaluation and analysis. The Council shall work in~~  
19          ~~coordination with the State Health Improvement Plan~~  
20          ~~Implementation Coordination Council to ensure alignment with~~  
21          ~~the State Health Improvement Plan.~~

22          (Source: P.A. 97-424, eff. 7-1-12.)

23          (20 ILCS 2325/20)

24          Sec. 20. Five-year comprehensive healthcare workforce

1 plan.

2 (a) Every 5 years, the Department, ~~in cooperation with the~~  
3 ~~Council,~~ shall prepare a comprehensive healthcare workforce  
4 plan.

5 (b) The comprehensive healthcare workforce plan shall  
6 include, but need not be limited to, the following:

7 (1) 25-year projections of the demand and supply of  
8 health professionals to meet the needs of healthcare within  
9 the State.

10 (2) The identification of all funding sources for which  
11 the State has administrative control that are available for  
12 health professions training.

13 (3) Recommendations on how to rationalize and  
14 coordinate the State-supported programs for health  
15 professions training.

16 (4) Recommendations on actions needed to meet the  
17 projected demand for health professionals over the 25 years  
18 of the plan.

19 (c) Each year in which a comprehensive healthcare workforce  
20 plan is not due, the Department, ~~on behalf of the Council,~~  
21 shall prepare a report by July 1 of that year to the Governor  
22 and the General Assembly on the progress made toward achieving  
23 the projected goals of the current comprehensive healthcare  
24 workforce plan during the previous calendar year.

25 ~~(d) The Department shall provide staffing to the Council.~~

26 (Source: P.A. 97-424, eff. 7-1-12.)

1 (20 ILCS 2325/15 rep.)

2 (20 ILCS 2325/25 rep.)

3 Section 37. The Comprehensive Healthcare Workforce  
4 Planning Act is amended by repealing Sections 15 and 25.

5 (20 ILCS 2407/Art. 2 rep.)

6 Section 39. The Disabilities Services Act of 2003 is  
7 amended by repealing Article 2.

8 Section 40. The Disabilities Services Act of 2003 is  
9 amended by changing Section 53 as follows:

10 (20 ILCS 2407/53)

11 Sec. 53. Rebalancing benchmarks.

12 (a) Illinois' long-term care system is in a state of  
13 transformation, as evidenced by the creation and subsequent  
14 work products of the ~~Disability Services Advisory Committee,~~  
15 Older Adult Services Advisory Committee, Housing Task Force and  
16 other executive and legislative branch initiatives.

17 (b) Illinois' Money Follows the Person demonstration  
18 approval capitalizes on this progress and commits the State to  
19 transition approximately 3,357 older persons and persons with  
20 developmental, physical or psychiatric disabilities from  
21 institutional to home and community-based settings, resulting  
22 in an increased percentage of long-term care community spending



1 over the next 5 years.

2 (c) The State will endeavor to increase the percentage of  
3 community-based long-term care spending over the next 5 years  
4 according to the following timeline:

5 Estimated baseline: 28.5%

6 Year 1: 30%

7 Year 2: 31%

8 Year 3: 32%

9 Year 4: 35%

10 Year 5: 37%

11 (d) The Departments will utilize interagency agreements  
12 and will seek legislative authority to implement a Money  
13 Follows the Person budgetary mechanism to allocate or  
14 reallocate funds for the purpose of expanding the availability,  
15 quality or stability of home and community-based long-term care  
16 services and supports for persons with disabilities.

17 (e) The allocation of public funds for home and  
18 community-based long-term care services shall not have the  
19 effect of: (i) diminishing or reducing the quality of services  
20 available to residents of long-term care facilities; (ii)  
21 forcing any residents of long-term care facilities to  
22 involuntarily accept home and community-based long-term care  
23 services, or causing any residents of long-term care facilities  
24 to be involuntarily transferred or discharged; (iii) causing  
25 reductions in long-term care facility reimbursement rates in  
26 effect as of July 1, 2008; or (iv) diminishing access to a full

1 array of long-term care options.

2 (Source: P.A. 95-438, eff. 1-1-08.)

3 Section 43. The Nuclear Safety Law of 2004 is amended by  
4 changing Section 10 as follows:

5 (20 ILCS 3310/10)

6 Sec. 10. Nuclear and radioactive materials disposal. The  
7 Illinois Emergency Management Agency shall formulate a  
8 comprehensive plan regarding disposal of nuclear and  
9 radioactive materials in this State. The Illinois Emergency  
10 Management Agency shall establish minimum standards for  
11 disposal sites, shall evaluate and publicize potential effects  
12 on the public health and safety, and shall report to the  
13 Governor and General Assembly all violations of the adopted  
14 standards. ~~In carrying out this function, the Illinois  
15 Emergency Management Agency shall work in cooperation with the  
16 Radiation Protection Advisory Council.~~

17 (Source: P.A. 93-1029, eff. 8-25-04.)

18 (20 ILCS 3950/Act rep.)

19 Section 45. The Governor's Council on Health and Physical  
20 Fitness Act is repealed.

21 (20 ILCS 4024/Act rep.)

22 Section 50. The Interstate Sex Offender Task Force Act is

1 repealed.

2 Section 55. The Equity in Long-term Care Quality Act is  
3 amended by changing Section 20 as follows:

4 (30 ILCS 772/20)

5 Sec. 20. Award of grants.

6 (a) Applications for grants must be made in a manner  
7 prescribed by the Director of Public Health by rule.  
8 Expenditures made in a manner with any grant, and the results  
9 therefrom, shall be included (if applicable) in the reports  
10 filed by the receiver with the court and shall be reported to  
11 the Department in a manner prescribed by rule and by the  
12 contract entered into by the grant recipient with the  
13 Department. An applicant for a grant shall submit to the  
14 Department, and (if applicable) to the court, a specific plan  
15 for continuing and increasing adherence to best practices in  
16 providing high-quality nursing home care once the grant has  
17 ended.

18 (b) (Blank). ~~The applications must be reviewed and~~  
19 ~~recommended by a commission composed of 5 representatives~~  
20 ~~chosen from recommendations made by organizations representing~~  
21 ~~long term care facilities in Illinois, a citizen member from~~  
22 ~~AARP, one representative from an advocacy organization for~~  
23 ~~persons with disabilities, one representative from the~~  
24 ~~statewide ombudsman organization, one representative from~~

1 ~~academia, one representative from a nursing home residents'~~  
2 ~~advocacy organization, one representative from an organization~~  
3 ~~with expertise in improving the access of persons in medically~~  
4 ~~underserved areas to high-quality medical care, at least 2~~  
5 ~~experts in accounting or finance, the Director of Public~~  
6 ~~Health, the Director of Aging, and one representative selected~~  
7 ~~by the leader of each legislative caucus. With the exception of~~  
8 ~~legislative members, members shall be appointed by the Director~~  
9 ~~of Public Health.~~

10 (c) The Director shall award grants ~~based on the~~  
11 ~~recommendations of the commission and~~ after a thorough review  
12 of the compliance history of the applicants.

13 (Source: P.A. 96-1372, eff. 7-29-10.)

14 Section 60. The Eliminate the Digital Divide Law is amended  
15 by changing Section 5-30 as follows:

16 (30 ILCS 780/5-30)

17 Sec. 5-30. Community Technology Center Grant Program.

18 (a) Subject to appropriation, the Department shall  
19 administer the Community Technology Center Grant Program under  
20 which the Department shall make grants in accordance with this  
21 Article for planning, establishment, administration, and  
22 expansion of Community Technology Centers and for assisting  
23 public hospitals, libraries, and park districts in eliminating  
24 the digital divide. The purposes of the grants shall include,

1 but not be limited to, volunteer recruitment and management,  
2 training and instruction, infrastructure, and related goods  
3 and services, including case management, administration,  
4 personal information management, and outcome-tracking tools  
5 and software for the purposes of reporting to the Department  
6 and for enabling participation in digital government and  
7 consumer services programs, for Community Technology Centers  
8 and public hospitals, libraries, and park districts. No  
9 Community Technology Center may receive a grant of more than  
10 \$75,000 under this Section in a particular fiscal year.

11 (b) Public hospitals, libraries, park districts, and State  
12 educational agencies, local educational agencies, institutions  
13 of higher education, senior citizen homes, and other public and  
14 private nonprofit or for-profit agencies and organizations are  
15 eligible to receive grants under this Program, provided that a  
16 local educational agency or public or private educational  
17 agency or organization must, in order to be eligible to receive  
18 grants under this Program, provide computer access and  
19 educational services using information technology to the  
20 public at one or more of its educational buildings or  
21 facilities at least 12 hours each week. A group of eligible  
22 entities is also eligible to receive a grant if the group  
23 follows the procedures for group applications in 34 CFR  
24 75.127-129 of the Education Department General Administrative  
25 Regulations.

26 To be eligible to apply for a grant, a Community Technology

1 Center must serve a community in which not less than 40% of the  
2 students are eligible for a free or reduced price lunch under  
3 the national school lunch program or in which not less than 30%  
4 of the students are eligible for a free lunch under the  
5 national school lunch program; however, if funding is  
6 insufficient to approve all grant applications for a particular  
7 fiscal year, the Department may impose a higher minimum  
8 percentage threshold for that fiscal year. Determinations of  
9 communities and determinations of the percentage of students in  
10 a community who are eligible for a free or reduced price lunch  
11 under the national school lunch program shall be in accordance  
12 with rules adopted by the Department.

13 Any entities that have received a Community Technology  
14 Center grant under the federal Community Technology Centers  
15 Program are also eligible to apply for grants under this  
16 Program.

17 The Department shall provide assistance to Community  
18 Technology Centers in making those determinations for purposes  
19 of applying for grants.

20 The Department shall encourage Community Technology  
21 Centers to participate in public and private computer hardware  
22 equipment recycling initiatives that provide computers at  
23 reduced or no cost to low-income families, including programs  
24 authorized by the State Property Control Act. On an annual  
25 basis, the Department must provide the Director of Central  
26 Management Services with a list of Community Technology Centers

1 that have applied to the Department for funding as potential  
2 recipients of surplus State-owned computer hardware equipment  
3 under programs authorized by the State Property Control Act.

4 (c) Grant applications shall be submitted to the Department  
5 on a schedule of one or more deadlines established by the  
6 Department by rule.

7 (d) The Department shall adopt rules setting forth the  
8 required form and contents of grant applications.

9 ~~(e) There is created the Digital Divide Elimination~~  
10 ~~Advisory Committee. The advisory committee shall consist of 7~~  
11 ~~members appointed one each by the Governor, the President of~~  
12 ~~the Senate, the Senate Minority Leader, the Speaker of the~~  
13 ~~House, and the House Minority Leader, and 2 appointed by the~~  
14 ~~Director of Commerce and Economic Opportunity, one of whom~~  
15 ~~shall be a representative of the telecommunications industry~~  
16 ~~and one of whom shall represent community technology centers.~~  
17 ~~The members of the advisory committee shall receive no~~  
18 ~~compensation for their services as members of the advisory~~  
19 ~~committee but may be reimbursed for their actual expenses~~  
20 ~~incurred in serving on the advisory committee. The Digital~~  
21 ~~Divide Elimination Advisory Committee shall advise the~~  
22 ~~Department in establishing criteria and priorities for~~  
23 ~~identifying recipients of grants under this Act. The advisory~~  
24 ~~committee shall obtain advice from the technology industry~~  
25 ~~regarding current technological standards. The advisory~~  
26 ~~committee shall seek any available federal funding.~~

1       ~~(f) There is created the Digital Divide Elimination Working~~  
2 ~~Group. The Working Group shall consist of the Director of~~  
3 ~~Commerce and Economic Opportunity, or his or her designee, the~~  
4 ~~Director of Central Management Services, or his or her~~  
5 ~~designee, and the Executive Director of the Illinois Commerce~~  
6 ~~Commission, or his or her designee. The Director of Commerce~~  
7 ~~and Economic Opportunity, or his or her designee, shall serve~~  
8 ~~as chair of the Working Group. The Working Group shall consult~~  
9 ~~with the members of the Digital Divide Elimination Advisory~~  
10 ~~Committee and may consult with various groups including, but~~  
11 ~~not limited to, telecommunications providers,~~  
12 ~~telecommunications related technology producers and service~~  
13 ~~providers, community technology providers, community and~~  
14 ~~consumer organizations, businesses and business organizations,~~  
15 ~~and federal government agencies.~~

16       ~~(g) Duties of the Digital Divide Elimination Working Group~~  
17 ~~include all of the following:~~

18           ~~(1) Undertaking a thorough review of grant programs~~  
19 ~~available through the federal government, local agencies,~~  
20 ~~telecommunications providers, and business and charitable~~  
21 ~~entities for the purpose of identifying appropriate~~  
22 ~~sources of revenues for the Digital Divide Elimination Fund~~  
23 ~~and attempting to update available grants on a regular~~  
24 ~~basis.~~

25           ~~(2) Researching and cataloging programs designed to~~  
26 ~~advance digital literacy and computer access that are~~



1 ~~available through the federal government, local agencies,~~  
2 ~~telecommunications providers, and business and charitable~~  
3 ~~entities and attempting to update available programs on a~~  
4 ~~regular basis.~~

5 ~~(3) Presenting the information compiled from items (1)~~  
6 ~~and (2) to the Department of Commerce and Economic~~  
7 ~~Opportunity, which shall serve as a single point of contact~~  
8 ~~for applying for funding for the Digital Divide Elimination~~  
9 ~~Fund and for distributing information to the public~~  
10 ~~regarding all programs designed to advance digital~~  
11 ~~literacy and computer access.~~

12 (Source: P.A. 94-734, eff. 4-28-06; 95-740, eff. 1-1-09.)

13 (210 ILCS 25/Art. V rep.)

14 Section 65. The Illinois Clinical Laboratory and Blood Bank  
15 Act is amended by repealing Article V.

16 Section 70. The Hospital Report Card Act is amended by  
17 changing Section 25 as follows:

18 (210 ILCS 86/25)

19 Sec. 25. Hospital reports.

20 (a) Individual hospitals shall prepare a quarterly report  
21 including all of the following:

22 (1) Nursing hours per patient day, average daily  
23 census, and average daily hours worked for each clinical

1 service area.

2 (2) Infection-related measures for the facility for  
3 the specific clinical procedures and devices determined by  
4 the Department by rule under 2 or more of the following  
5 categories:

6 (A) Surgical procedure outcome measures.

7 (B) Surgical procedure infection control process  
8 measures.

9 (C) Outcome or process measures related to  
10 ventilator-associated pneumonia.

11 (D) Central vascular catheter-related bloodstream  
12 infection rates in designated critical care units.

13 (3) Information required under paragraph (4) of  
14 Section 2310-312 of the Department of Public Health Powers  
15 and Duties Law of the Civil Administrative Code of  
16 Illinois.

17 (4) Additional infection measures mandated by the  
18 Centers for Medicare and Medicaid Services that are  
19 reported by hospitals to the Centers for Disease Control  
20 and Prevention's National Healthcare Safety Network  
21 surveillance system, or its successor, and deemed relevant  
22 to patient safety by the Department.

23 (5) Each instance of preterm birth and infant mortality  
24 within the reporting period, including the racial and  
25 ethnic information of the mothers of those infants.

26 (6) Each instance of maternal mortality within the

1 reporting period, including the racial and ethnic  
2 information of those mothers.

3 The infection-related measures developed by the Department  
4 shall be based upon measures and methods developed by the  
5 Centers for Disease Control and Prevention, the Centers for  
6 Medicare and Medicaid Services, the Agency for Healthcare  
7 Research and Quality, the Joint Commission on Accreditation of  
8 Healthcare Organizations, or the National Quality Forum. The  
9 Department may align the infection-related measures with the  
10 measures and methods developed by the Centers for Disease  
11 Control and Prevention, the Centers for Medicare and Medicaid  
12 Services, the Agency for Healthcare Research and Quality, the  
13 Joint Commission on Accreditation of Healthcare Organizations,  
14 and the National Quality Forum by adding reporting measures  
15 based on national health care strategies and measures deemed  
16 scientifically reliable and valid for public reporting. The  
17 Department shall receive approval from the State Board of  
18 Health to retire measures deemed no longer scientifically valid  
19 or valuable for informing quality improvement or infection  
20 prevention efforts. The Department shall notify the Chairs and  
21 Minority Spokespersons of the House Human Services Committee  
22 and the Senate Public Health Committee of its intent to have  
23 the State Board of Health take action to retire measures no  
24 later than 7 business days before the meeting of the State  
25 Board of Health.

26 The Department shall include interpretive guidelines for

1 infection-related indicators and, when available, shall  
2 include relevant benchmark information published by national  
3 organizations.

4 The Department shall collect the information reported  
5 under paragraphs (5) and (6) and shall use it to illustrate the  
6 disparity of those occurrences across different racial and  
7 ethnic groups.

8 (b) Individual hospitals shall prepare annual reports  
9 including vacancy and turnover rates for licensed nurses per  
10 clinical service area.

11 (c) None of the information the Department discloses to the  
12 public may be made available in any form or fashion unless the  
13 information has been reviewed, adjusted, and validated  
14 according to the following process:

15 (1) (Blank). ~~The Department shall organize an advisory~~  
16 ~~committee, including representatives from the Department,~~  
17 ~~public and private hospitals, direct care nursing staff,~~  
18 ~~physicians, academic researchers, consumers, health~~  
19 ~~insurance companies, organized labor, and organizations~~  
20 ~~representing hospitals and physicians. The advisory~~  
21 ~~committee must be meaningfully involved in the development~~  
22 ~~of all aspects of the Department's methodology for~~  
23 ~~collecting, analyzing, and disclosing the information~~  
24 ~~collected under this Act, including collection methods,~~  
25 ~~formatting, and methods and means for release and~~  
26 ~~dissemination.~~

1           (2) The entire methodology for collecting and  
2 analyzing the data shall be disclosed to all relevant  
3 organizations and to all hospitals that are the subject of  
4 any information to be made available to the public before  
5 any public disclosure of such information.

6           (3) Data collection and analytical methodologies shall  
7 be used that meet accepted standards of validity and  
8 reliability before any information is made available to the  
9 public.

10          (4) The limitations of the data sources and analytic  
11 methodologies used to develop comparative hospital  
12 information shall be clearly identified and acknowledged,  
13 including but not limited to the appropriate and  
14 inappropriate uses of the data.

15          (5) To the greatest extent possible, comparative  
16 hospital information initiatives shall use standard-based  
17 norms derived from widely accepted provider-developed  
18 practice guidelines.

19          (6) Comparative hospital information and other  
20 information that the Department has compiled regarding  
21 hospitals shall be shared with the hospitals under review  
22 prior to public dissemination of such information and these  
23 hospitals have 30 days to make corrections and to add  
24 helpful explanatory comments about the information before  
25 the publication.

26          (7) Comparisons among hospitals shall adjust for

1 patient case mix and other relevant risk factors and  
2 control for provider peer groups, when appropriate.

3 (8) Effective safeguards to protect against the  
4 unauthorized use or disclosure of hospital information  
5 shall be developed and implemented.

6 (9) Effective safeguards to protect against the  
7 dissemination of inconsistent, incomplete, invalid,  
8 inaccurate, or subjective hospital data shall be developed  
9 and implemented.

10 (10) The quality and accuracy of hospital information  
11 reported under this Act and its data collection, analysis,  
12 and dissemination methodologies shall be evaluated  
13 regularly.

14 (11) Only the most basic identifying information from  
15 mandatory reports shall be used, and information  
16 identifying a patient, employee, or licensed professional  
17 shall not be released. None of the information the  
18 Department discloses to the public under this Act may be  
19 used to establish a standard of care in a private civil  
20 action.

21 (d) Quarterly reports shall be submitted, in a format set  
22 forth in rules adopted by the Department, to the Department by  
23 April 30, July 31, October 31, and January 31 each year for the  
24 previous quarter. Data in quarterly reports must cover a period  
25 ending not earlier than one month prior to submission of the  
26 report. Annual reports shall be submitted by December 31 in a

1 format set forth in rules adopted by the Department to the  
2 Department. All reports shall be made available to the public  
3 on-site and through the Department.

4 (e) If the hospital is a division or subsidiary of another  
5 entity that owns or operates other hospitals or related  
6 organizations, the annual public disclosure report shall be for  
7 the specific division or subsidiary and not for the other  
8 entity.

9 (f) The Department shall disclose information under this  
10 Section in accordance with provisions for inspection and  
11 copying of public records required by the Freedom of  
12 Information Act provided that such information satisfies the  
13 provisions of subsection (c) of this Section.

14 (g) Notwithstanding any other provision of law, under no  
15 circumstances shall the Department disclose information  
16 obtained from a hospital that is confidential under Part 21 of  
17 Article VIII of the Code of Civil Procedure.

18 (h) No hospital report or Department disclosure may contain  
19 information identifying a patient, employee, or licensed  
20 professional.

21 (Source: P.A. 101-446, eff. 8-23-19.)

22 (210 ILCS 110/13A rep.)

23 Section 75. The Illinois Migrant Labor Camp Law is amended  
24 by repealing Section 13A.

1 Section 80. The Illinois Athletic Trainers Practice Act is  
2 amended by changing Sections 3, 5, 19, 19.5, 21, and 24 as  
3 follows:

4 (225 ILCS 5/3) (from Ch. 111, par. 7603)

5 (Section scheduled to be repealed on January 1, 2026)

6 Sec. 3. Definitions. As used in this Act:

7 (1) "Department" means the Department of Financial and  
8 Professional Regulation.

9 (2) "Secretary" means the Secretary of Financial and  
10 Professional Regulation.

11 (3) (Blank). ~~"Board" means the Illinois Board of Athletic~~  
12 ~~Trainers appointed by the Secretary.~~

13 (4) "Licensed athletic trainer" means a person licensed to  
14 practice athletic training as defined in this Act and with the  
15 specific qualifications set forth in Section 9 of this Act who,  
16 upon the direction of his or her team physician or consulting  
17 physician, carries out the practice of prevention/emergency  
18 care or physical reconditioning of injuries incurred by  
19 athletes participating in an athletic program conducted by an  
20 educational institution, professional athletic organization,  
21 or sanctioned amateur athletic organization employing the  
22 athletic trainer; or a person who, under the direction of a  
23 physician, carries out comparable functions for a health  
24 organization-based extramural program of athletic training  
25 services for athletes. Specific duties of the athletic trainer



1 include but are not limited to:

2 A. Supervision of the selection, fitting, and  
3 maintenance of protective equipment;

4 B. Provision of assistance to the coaching staff in the  
5 development and implementation of conditioning programs;

6 C. Counseling of athletes on nutrition and hygiene;

7 D. Supervision of athletic training facility and  
8 inspection of playing facilities;

9 E. Selection and maintenance of athletic training  
10 equipment and supplies;

11 F. Instruction and supervision of student trainer  
12 staff;

13 G. Coordination with a team physician to provide:

14 (i) pre-competition physical exam and health  
15 history updates,

16 (ii) game coverage or phone access to a physician  
17 or paramedic,

18 (iii) follow-up injury care,

19 (iv) reconditioning programs, and

20 (v) assistance on all matters pertaining to the  
21 health and well-being of athletes.

22 H. Provision of on-site injury care and evaluation as  
23 well as appropriate transportation, follow-up treatment  
24 and rehabilitation as necessary for all injuries sustained  
25 by athletes in the program;

26 I. With a physician, determination of when an athlete

1           may safely return to full participation post-injury; and

2           J. Maintenance of complete and accurate records of all  
3           athletic injuries and treatments rendered.

4           To carry out these functions the athletic trainer is  
5           authorized to utilize modalities, including, but not limited  
6           to, heat, light, sound, cold, electricity, exercise, or  
7           mechanical devices related to care and reconditioning.

8           (5) "Referral" means the guidance and direction given by  
9           the physician, who shall maintain supervision of the athlete.

10          (6) "Athletic trainer aide" means a person who has received  
11          on-the-job training specific to the facility in which he or she  
12          is employed, on either a paid or volunteer basis, but is not  
13          enrolled in an accredited athletic training curriculum.

14          (7) "Address of record" means the designated address  
15          recorded by the Department in the applicant's or licensee's  
16          application file or license file as maintained by the  
17          Department's licensure maintenance unit. It is the duty of the  
18          applicant or licensee to inform the Department of any change of  
19          address, and those changes must be made either through the  
20          Department's website or by contacting the Department.

21          (8) "Board of Certification" means the Board of  
22          Certification for the Athletic Trainer.

23          (Source: P.A. 99-469, eff. 8-26-15.)

24                 (225 ILCS 5/5) (from Ch. 111, par. 7605)

25                 (Section scheduled to be repealed on January 1, 2026)

1           Sec. 5. Administration of Act; rules and forms.

2           (a) The Department shall exercise the powers and duties  
3 prescribed by the Civil Administrative Code of Illinois for the  
4 administration of Licensure Acts and shall exercise such other  
5 powers and duties necessary for effectuating the purposes of  
6 this Act.

7           (b) The Secretary may promulgate rules consistent with the  
8 provisions of this Act for the administration and enforcement  
9 thereof, and for the payment of fees connected therewith, and  
10 may prescribe forms which shall be issued in connection  
11 therewith. The rules may include standards and criteria for  
12 licensure, certification, and professional conduct and  
13 discipline. ~~The Department may consult with the Board in~~  
14 ~~promulgating rules.~~

15           ~~(c) The Department may at any time seek the advice and the~~  
16 ~~expert knowledge of the Board on any matter relating to the~~  
17 ~~administration of this Act.~~

18           ~~(d) (Blank).~~

19           (Source: P.A. 99-469, eff. 8-26-15.)

20           (225 ILCS 5/19) (from Ch. 111, par. 7619)

21           (Section scheduled to be repealed on January 1, 2026)

22           Sec. 19. Record of proceedings. The Department, at its  
23 expense, shall preserve a record of all proceedings at the  
24 formal hearing of any case. The notice of hearing, complaint  
25 and all other documents in the nature of pleadings and written

1 motions filed in the proceedings, the transcript of testimony,  
2 ~~the report of the Board~~ and order of the Department shall be  
3 the record of such proceeding. Any licensee who is found to  
4 have violated this Act or who fails to appear for a hearing to  
5 refuse to issue, restore, or renew a license or to discipline a  
6 licensee may be required by the Department to pay for the costs  
7 of the proceeding. These costs are limited to costs for court  
8 reporters, transcripts, and witness attendance and mileage  
9 fees. All costs imposed under this Section shall be paid within  
10 60 days after the effective date of the order imposing the fine  
11 or in accordance with the terms set forth in the order imposing  
12 the fine.

13 (Source: P.A. 99-469, eff. 8-26-15.)

14 (225 ILCS 5/19.5)

15 (Section scheduled to be repealed on January 1, 2026)

16 Sec. 19.5. Subpoenas; oaths. The Department may subpoena  
17 and bring before it any person and may take the oral or written  
18 testimony of any person or compel the production of any books,  
19 papers, records, or any other documents that the Secretary or  
20 his or her designee deems relevant or material to an  
21 investigation or hearing conducted by the Department with the  
22 same fees and mileage and in the same manner as prescribed by  
23 law in judicial procedure in civil cases in courts of this  
24 State.

25 The Secretary, the designated hearing officer, ~~any member~~

1 ~~of the Board,~~ or a certified shorthand court reporter may  
2 administer oaths at any hearing which the Department conducts.  
3 Notwithstanding any other statute or Department rule to the  
4 contrary, all requests for testimony or production of documents  
5 or records shall be in accordance with this Act.

6 (Source: P.A. 99-469, eff. 8-26-15.)

7 (225 ILCS 5/24) (from Ch. 111, par. 7624)

8 (Section scheduled to be repealed on January 1, 2026)

9 Sec. 24. Hearing officer appointment. The Secretary shall  
10 have the authority to appoint any attorney duly licensed to  
11 practice law in the State of Illinois to serve as the hearing  
12 officer in any action for refusal to issue or renew a license,  
13 or for the taking of disciplinary action against a license. The  
14 hearing officer shall have full authority to conduct the  
15 hearing. The hearing officer shall report his or her findings  
16 of fact, conclusions of law, and recommendations to ~~the Board~~  
17 ~~and the Secretary. The Board shall have 90 days from receipt of~~  
18 ~~the report to review the report of the hearing officer and~~  
19 ~~present its findings of fact, conclusions of law and~~  
20 ~~recommendation to the Secretary. The ~~If the Board fails to~~  
21 ~~present its report within the 90 day period,~~ the Secretary may  
22 issue an order based on the report of the hearing officer. ~~If~~  
23 ~~the Secretary determines that the Board's report is contrary to~~  
24 ~~the manifest weight of the evidence, he or she may issue an~~  
25 ~~order in contravention of the Board's report.~~~~

1 (Source: P.A. 99-469, eff. 8-26-15.)

2 (225 ILCS 5/6 rep.)

3 (225 ILCS 5/21 rep.)

4 (225 ILCS 5/22 rep.)

5 Section 85. The Illinois Athletic Trainers Practice Act is  
6 amended by repealing Sections 6, 21, and 22.

7 Section 90. The Hearing Instrument Consumer Protection Act  
8 is amended by changing Sections 3, 8, 14, 15, 18, 21, 22, 23,  
9 27.1, and 30 as follows:

10 (225 ILCS 50/3) (from Ch. 111, par. 7403)

11 (Section scheduled to be repealed on January 1, 2026)

12 Sec. 3. Definitions. As used in this Act, except as the  
13 context requires otherwise:

14 "Department" means the Department of Public Health.

15 "Director" means the Director of the Department of Public  
16 Health.

17 "License" means a license issued by the State under this  
18 Act to a hearing instrument dispenser.

19 "Licensed audiologist" means a person licensed as an  
20 audiologist under the Illinois Speech-Language Pathology and  
21 Audiology Practice Act.

22 "National Board Certified Hearing Instrument Specialist"  
23 means a person who has had at least 2 years in practice as a

1 licensed hearing instrument dispenser and has been certified  
2 after qualification by examination by the National Board for  
3 Certification in Hearing Instruments Sciences.

4 "Licensed physician" or "physician" means a physician  
5 licensed in Illinois to practice medicine in all of its  
6 branches pursuant to the Medical Practice Act of 1987.

7 "Trainee" means a person who is licensed to perform the  
8 functions of a hearing instrument dispenser in accordance with  
9 the Department rules and only under the direct supervision of a  
10 hearing instrument dispenser or audiologist who is licensed in  
11 the State.

12 ~~"Board" means the Hearing Instrument Consumer Protection~~  
13 ~~Board.~~

14 "Hearing instrument" or "hearing aid" means any wearable  
15 instrument or device designed for or offered for the purpose of  
16 aiding or compensating for impaired human hearing and that can  
17 provide more than 15 dB full on gain via a 2cc coupler at any  
18 single frequency from 200 through 6000 cycles per second, and  
19 any parts, attachments, or accessories, including ear molds.  
20 "Hearing instrument" or "hearing aid" do not include batteries,  
21 cords, or group auditory training devices and any instrument or  
22 device used by a public utility in providing telephone or other  
23 communication services are excluded.

24 "Practice of fitting, dispensing, or servicing of hearing  
25 instruments" means the measurement of human hearing with an  
26 audiometer, calibrated to the current American National

1 Standard Institute standards, for the purpose of making  
2 selections, recommendations, adaptations, services, or sales of  
3 hearing instruments including the making of earmolds as a part  
4 of the hearing instrument.

5 "Sell" or "sale" means any transfer of title or of the  
6 right to use by lease, bailment, or any other contract,  
7 excluding wholesale transactions with distributors or dealers.

8 "Hearing instrument dispenser" means a person who is a  
9 hearing care professional that engages in the selling, practice  
10 of fitting, selecting, recommending, dispensing, or servicing  
11 of hearing instruments or the testing for means of hearing  
12 instrument selection or who advertises or displays a sign or  
13 represents himself or herself as a person who practices the  
14 testing, fitting, selecting, servicing, dispensing, or selling  
15 of hearing instruments.

16 "Fund" means the Hearing Instrument Dispenser Examining  
17 and Disciplinary Fund.

18 "Hearing care professional" means a person who is a  
19 licensed audiologist, a licensed hearing instrument dispenser,  
20 or a licensed physician.

21 (Source: P.A. 98-362, eff. 8-16-13; 98-827, eff. 1-1-15.)

22 (225 ILCS 50/8) (from Ch. 111, par. 7408)

23 (Section scheduled to be repealed on January 1, 2026)

24 Sec. 8. Applicant qualifications; examination.

25 (a) In order to protect persons who are deaf or hard of



1 hearing, the Department shall authorize or shall conduct an  
2 appropriate examination, which may be the International  
3 Hearing Society's licensure examination, for persons who  
4 dispense, test, select, recommend, fit, or service hearing  
5 instruments. The frequency of holding these examinations shall  
6 be determined by the Department by rule. Those who successfully  
7 pass such an examination shall be issued a license as a hearing  
8 instrument dispenser, which shall be effective for a 2-year  
9 period.

10 (b) Applicants shall be:

11 (1) at least 18 years of age;

12 (2) of good moral character;

13 (3) the holder of an associate's degree or the  
14 equivalent;

15 (4) free of contagious or infectious disease; and

16 (5) a citizen or person who has the status as a legal  
17 alien.

18 Felony convictions of the applicant and findings against  
19 the applicant involving matters set forth in Sections 17 and 18  
20 shall be considered in determining moral character, but such a  
21 conviction or finding shall not make an applicant ineligible to  
22 register for examination.

23 (c) Prior to engaging in the practice of fitting,  
24 dispensing, or servicing hearing instruments, an applicant  
25 shall demonstrate, by means of written and practical  
26 examinations, that such person is qualified to practice the

1 testing, selecting, recommending, fitting, selling, or  
2 servicing of hearing instruments as defined in this Act. An  
3 applicant must obtain a license within 12 months after passing  
4 either the written or practical examination, whichever is  
5 passed first, or must take and pass those examinations again in  
6 order to be eligible to receive a license.

7 The Department shall, by rule, determine the conditions  
8 under which an individual is examined.

9 (d) Proof of having met the minimum requirements of  
10 continuing education as determined by the Director Board shall  
11 be required of all license renewals. Pursuant to rule, the  
12 continuing education requirements may, upon petition to the  
13 Director Board, be waived in whole or in part if the hearing  
14 instrument dispenser can demonstrate that he or she served in  
15 the Coast Guard or Armed Forces, had an extreme hardship, or  
16 obtained his or her license by examination or endorsement  
17 within the preceding renewal period.

18 (e) Persons applying for an initial license must  
19 demonstrate having earned, at a minimum, an associate degree or  
20 its equivalent from an accredited institution of higher  
21 education that is recognized by the U.S. Department of  
22 Education or that meets the U.S. Department of Education  
23 equivalency as determined through a National Association of  
24 Credential Evaluation Services (NACES) member, and meet the  
25 other requirements of this Section. In addition, the applicant  
26 must demonstrate the successful completion of (1) 12 semester

1 hours or 18 quarter hours of academic undergraduate course work  
2 in an accredited institution consisting of 3 semester hours of  
3 anatomy and physiology of the hearing mechanism, 3 semester  
4 hours of hearing science, 3 semester hours of introduction to  
5 audiology, and 3 semester hours of aural rehabilitation, or the  
6 quarter hour equivalent or (2) an equivalent program as  
7 determined by the Department that is consistent with the scope  
8 of practice of a hearing instrument dispenser as defined in  
9 Section 3 of this Act. Persons licensed before January 1, 2003  
10 who have a valid license on that date may have their license  
11 renewed without meeting the requirements of this subsection.

12 (Source: P.A. 98-827, eff. 1-1-15; 99-204, eff. 7-30-15;  
13 99-847, eff. 8-19-16.)

14 (225 ILCS 50/14) (from Ch. 111, par. 7414)

15 (Section scheduled to be repealed on January 1, 2026)

16 Sec. 14. Powers and duties of the Department. The powers  
17 and duties of the Department are:

18 (a) To issue licenses and to administer examinations to  
19 applicants;

20 (b) To license persons who are qualified to engage in the  
21 testing, recommending, fitting, selling, and dispensing of  
22 hearing instruments;

23 (c) To provide the equipment and facilities necessary for  
24 the examination;

25 (d) To issue and to renew licenses;

1 (e) To suspend or revoke licenses or to take such other  
2 disciplinary action as provided in this Act;

3 (f) (Blank) ~~To consider all recommendations and requests of~~  
4 ~~the Board and to inform it of all actions of the Department~~  
5 ~~insofar as hearing instrument dispensers are concerned,~~  
6 ~~including any instances where the actions of the Department are~~  
7 ~~contrary to the recommendations of the Board;~~

8 (g) To promulgate rules necessary to implement this Act;

9 (h) (Blank); and

10 (i) To conduct such consumer education programs and  
11 awareness programs for persons with a hearing impairment as it  
12 deems appropriate ~~may be recommended by the Board.~~

13 (Source: P.A. 91-932, eff. 1-1-01.)

14 (225 ILCS 50/15) (from Ch. 111, par. 7415)

15 (Section scheduled to be repealed on January 1, 2026)

16 Sec. 15. Fees.

17 (a) The examination and licensure fees paid to the  
18 Department are not refundable and shall be set forth by  
19 administrative rule. The Department may require a fee for the  
20 administration of the examination in addition to examination  
21 and licensure fees.

22 (b) The moneys received as fees and fines by the Department  
23 under this Act shall be deposited in the Hearing Instrument  
24 Dispenser Examining and Disciplinary Fund, which is hereby  
25 created as a special fund in the State Treasury, and shall be

1 used only for the administration and enforcement of this Act,  
2 including: ~~(1) costs directly related to licensing of persons~~  
3 ~~under this Act; and (2) by the Board in the exercise of its~~  
4 ~~powers and performance of its duties, and such use shall be~~  
5 ~~made by the Department with full consideration of all~~  
6 ~~recommendations of the Board.~~

7 All moneys deposited in the Fund shall be appropriated to  
8 the Department for expenses of the Department ~~and the Board~~ in  
9 the administration and enforcement of this Act.

10 Moneys in the Fund may be invested and reinvested, with all  
11 earnings deposited in the Fund and used for the purposes set  
12 forth in this Act.

13 Upon the completion of any audit of the Department as  
14 prescribed by the Illinois State Auditing Act, which audit  
15 shall include an audit of the Fund, the Department shall make a  
16 copy of the audit open to inspection by any interested person,  
17 which copy shall be submitted to the Department by the Auditor  
18 General, in addition to the copies of audit reports required to  
19 be submitted to other State officers and agencies by Section  
20 3-14 of the Illinois State Auditing Act.

21 (Source: P.A. 99-204, eff. 7-30-15.)

22 (225 ILCS 50/18) (from Ch. 111, par. 7418)

23 (Section scheduled to be repealed on January 1, 2026)

24 Sec. 18. Discipline by the Department. The Department may  
25 refuse to issue or renew a license or it may revoke, suspend,

1 place on probation, censure, fine, or reprimand a licensee for  
2 any of the following:

3 (a) Material misstatement in furnishing information to  
4 the Department or to any other State or federal agency.

5 (b) Violations of this Act, or the rules promulgated  
6 hereunder.

7 (c) Conviction of any crime under the laws of the  
8 United States or any state or territory thereof which is a  
9 felony or misdemeanor, an essential element of dishonesty,  
10 or of any crime which is directly related to the practice  
11 of the profession.

12 (d) Making any misrepresentation for the purpose of  
13 obtaining a license or renewing a license, including  
14 falsification of the continuing education requirement.

15 (e) Professional incompetence.

16 (f) Malpractice.

17 (g) Aiding or assisting another person in violating any  
18 provision of this Act or the rules promulgated hereunder.

19 (h) Failing, within 30 days, to provide in writing  
20 information in response to a written request made by the  
21 Department.

22 (i) Engaging in dishonorable, unethical, or  
23 unprofessional conduct which is likely to deceive,  
24 defraud, or harm the public.

25 (j) Knowingly employing, directly or indirectly, any  
26 suspended or unlicensed person to perform any services

1 covered by this Act.

2 (k) Habitual intoxication or addiction to the use of  
3 drugs.

4 (l) Discipline by another state, the District of  
5 Columbia, territory, or a foreign nation, if at least one  
6 of the grounds for the discipline is the same or  
7 substantially equivalent to those set forth herein.

8 (m) Directly or indirectly giving to or receiving from  
9 any person, firm, corporation, partnership, or association  
10 any fee, commission, rebate, or other form of compensation  
11 for any service not actually rendered. Nothing in this  
12 paragraph (m) affects any bona fide independent contractor  
13 or employment arrangements among health care  
14 professionals, health facilities, health care providers,  
15 or other entities, except as otherwise prohibited by law.  
16 Any employment arrangements may include provisions for  
17 compensation, health insurance, pension, or other  
18 employment benefits for the provision of services within  
19 the scope of the licensee's practice under this Act.  
20 Nothing in this paragraph (m) shall be construed to require  
21 an employment arrangement to receive professional fees for  
22 services rendered.

23 (n) A finding by the Director ~~Board~~ that the licensee,  
24 after having his or her license placed on probationary  
25 status, has violated the terms of probation.

26 (o) Willfully making or filing false records or

1 reports.

2 (p) Willfully failing to report an instance of  
3 suspected child abuse or neglect as required by the Abused  
4 and Neglected Child Reporting Act.

5 (q) Physical illness, including, but not limited to,  
6 deterioration through the aging process, or loss of motor  
7 skill which results in the inability to practice the  
8 profession with reasonable judgement, skill or safety.

9 (r) Solicitation of services or products by  
10 advertising that is false or misleading. An advertisement  
11 is false or misleading if it:

12 (1) contains an intentional misrepresentation of  
13 fact;

14 (2) contains a false statement as to the licensee's  
15 professional achievements, education, skills, or  
16 qualifications in the hearing instrument dispensing  
17 profession;

18 (3) makes a partial disclosure of a relevant fact,  
19 including:

20 (i) the advertisement of a discounted price of  
21 an item without identifying in the advertisement  
22 or at the location of the item either the specific  
23 product being offered at the discounted price or  
24 the usual price of the item; and

25 (ii) the advertisement of the price of a  
26 specifically identified hearing instrument if more



1 than one hearing instrument appears in the same  
2 advertisement without an accompanying price;

3 (4) contains a representation that a product  
4 innovation is new when, in fact, the product was first  
5 offered by the manufacturer to the general public in  
6 this State not less than 12 months before the date of  
7 the advertisement;

8 (5) contains any other representation, statement,  
9 or claim that is inherently misleading or deceptive; or

10 (6) contains information that the licensee  
11 manufactures hearing instruments at the licensee's  
12 office location unless the following statement  
13 includes a statement disclosing that the instruments  
14 are manufactured by a specified manufacturer and  
15 assembled by the licensee.

16 (s) Participating in subterfuge or misrepresentation  
17 in the fitting or servicing of a hearing instrument.

18 (t) (Blank).

19 (u) Representing that the service of a licensed  
20 physician or other health professional will be used or made  
21 available in the fitting, adjustment, maintenance, or  
22 repair of hearing instruments when that is not true, or  
23 using the words "doctor", "audiologist", "clinic",  
24 "Clinical Audiologist", "Certified Hearing Aid  
25 Audiologist", "State Licensed", "State Certified",  
26 "Hearing Care Professional", "Licensed Hearing Instrument

1 Dispenser", "Licensed Hearing Aid Dispenser", "Board  
2 Certified Hearing Instrument Specialist", "Hearing  
3 Instrument Specialist", "Licensed Audiologist", or any  
4 other term, abbreviation, or symbol which would give the  
5 impression that service is being provided by persons who  
6 are licensed or awarded a degree or title, or that the  
7 person's service who is holding the license has been  
8 recommended by a governmental agency or health provider,  
9 when such is not the case.

10 (v) Advertising a manufacturer's product or using a  
11 manufacturer's name or trademark implying a relationship  
12 which does not exist.

13 (w) Directly or indirectly giving or offering anything  
14 of value to any person who advises another in a  
15 professional capacity, as an inducement to influence the  
16 purchase of a product sold or offered for sale by a hearing  
17 instrument dispenser or influencing persons to refrain  
18 from dealing in the products of competitors.

19 (x) Conducting business while suffering from a  
20 contagious disease.

21 (y) Engaging in the fitting or sale of hearing  
22 instruments under a name with fraudulent intent.

23 (z) Dispensing a hearing instrument to a person who has  
24 not been given tests utilizing appropriate established  
25 procedures and instrumentation in the fitting of hearing  
26 instruments, except where there is the replacement of a

1 hearing instrument, of the same make and model within one  
2 year of the dispensing of the original hearing instrument.

3 (aa) Unavailability or unwillingness to adequately  
4 provide for service or repair of hearing instruments fitted  
5 and sold by the dispenser.

6 (bb) Violating the regulations of the Federal Food and  
7 Drug Administration or the Federal Trade Commission as they  
8 affect hearing instruments.

9 (cc) Violating any provision of the Consumer Fraud and  
10 Deceptive Business Practices Act.

11 (dd) Violating the Health Care Worker Self-Referral  
12 Act.

13 The Department, ~~with the approval of the Board,~~ may impose  
14 a fine not to exceed \$1,000 plus costs for the first violation  
15 and not to exceed \$5,000 plus costs for each subsequent  
16 violation of this Act, and the rules promulgated hereunder, on  
17 any person or entity described in this Act. Such fine may be  
18 imposed as an alternative to any other disciplinary measure,  
19 except for probation. The imposition by the Department of a  
20 fine for any violation does not bar the violation from being  
21 alleged in subsequent disciplinary proceedings. Such fines  
22 shall be deposited in the Fund.

23 (Source: P.A. 100-201, eff. 8-18-17.)

24 (225 ILCS 50/21) (from Ch. 111, par. 7421)

25 (Section scheduled to be repealed on January 1, 2026)

1           Sec. 21. The Department may investigate the actions of any  
2 applicant, corporation, partnership, trust, association or  
3 other entity, or any person holding or claiming to hold a  
4 license. The Department shall, before refusing to issue a  
5 license or disciplining a registrant or a corporation,  
6 partnership, trust, association or other entity, notify, in  
7 writing, at least 10 days prior to the date set for the  
8 hearing, the applicant for, or holder of, a license, or  
9 corporation, partnership, trust, association or other entity.  
10 The notification shall set forth the charges against the  
11 person, corporation, partnership, trust, association, or other  
12 entity which form the basis for the refusal to issue a license  
13 or the disciplinary action taken. If the person, corporation,  
14 partnership, trust, association, or other entity desires to  
15 contest any Department action under this Section he, she or the  
16 corporation, partnership, trust, association, or other entity  
17 shall send a written request for a hearing to the Department  
18 within 10 days of receipt of notice of the Department's action.  
19 If timely requested by the person or the corporation,  
20 partnership, trust, association, or other entity, the date of  
21 the hearing shall be set by the Department. The hearing shall  
22 determine whether the applicant or licensee is entitled to hold  
23 such license, and shall afford such person an opportunity to be  
24 heard in person or by counsel. A hearing shall also determine  
25 whether a corporation, partnership, trust, association, or  
26 other entity is subject to disciplinary action, and shall

1 afford such entities an opportunity to be heard by their  
2 representative or by counsel. Such written notice may be served  
3 by certified or registered mail to the respondent at its last  
4 known address. Upon receipt of a request in writing for a  
5 hearing, a duly qualified employee of the Department designated  
6 in writing by the Director ~~and approved by the Board~~ as a  
7 hearing officer shall conduct a hearing to review the decision.  
8 Notice of the time and place of the hearing shall be given to  
9 the person or corporation, partnership, trust, association, or  
10 other entity at least 10 days prior to the date set for the  
11 hearing. At the time and place fixed in the notice, the hearing  
12 officer shall hear the charges and the parties shall be  
13 accorded opportunity to present such statements, testimony and  
14 evidence as may be pertinent to the charges or defenses. The  
15 hearing officer may continue such hearing from time to time.  
16 Pursuant to rule, the Director may conduct informal hearings~~7~~  
17 ~~and shall so inform the Board~~. The Director~~, Board~~ or hearing  
18 officer may compel, by subpoena, the attendance and testimony  
19 of witnesses and the production of books and papers and may  
20 administer oaths.

21 (Source: P.A. 86-800.)

22 (225 ILCS 50/22) (from Ch. 111, par. 7422)

23 (Section scheduled to be repealed on January 1, 2026)

24 Sec. 22. Findings and recommendations to ~~of~~ the Director  
25 ~~Board~~. At the conclusion of the hearing, the hearing officer

1 shall make findings of fact in such hearing to the Director  
2 ~~Board~~. The Director Board shall review the findings of fact ~~and~~  
3 ~~present to the Director a written report of its finding and~~  
4 ~~recommendation~~ as to whether or not the accused person violated  
5 this Act or failed to comply with the conditions required in  
6 this Act or any rule promulgated under this Act. The Director  
7 ~~Board~~ shall specify the nature of the violation or failure to  
8 comply ~~and shall make its recommendations to the Director~~.

9 The report of findings and recommendation of the hearing  
10 officer Board shall be the basis for the Department's action  
11 with respect to licensees or the imposition of any disciplinary  
12 action unless the Director determines that the report and  
13 recommendation is contrary to the manifest weight of the  
14 evidence, in which case the Director may issue an order in  
15 contravention of the report and recommendation. The findings  
16 are not admissible in evidence against the person in a criminal  
17 prosecution brought for the violation of this Act, but the  
18 hearing and findings are not a bar to a criminal prosecution  
19 brought for violating this Act.

20 (Source: P.A. 89-72, eff. 12-31-95.)

21 (225 ILCS 50/23) (from Ch. 111, par. 7423)

22 (Section scheduled to be repealed on January 1, 2026)

23 Sec. 23. The Department, at its expense, shall preserve a  
24 record of all proceedings at the formal hearing of any case  
25 involving the refusal to issue a license or to discipline a

1 licensee. The notice of hearing, the complaint and all other  
2 documents in the nature of pleadings and written motions filed  
3 in the proceedings, the transcript of testimony, ~~the report of~~  
4 ~~the Board~~ and the orders of the Department shall be the record  
5 of such proceeding.

6 In any case involving the refusal to issue a license or to  
7 discipline a licensee, a copy of the hearing officer's ~~Board's~~  
8 report shall be served upon the respondent by the Department,  
9 as provided in this Act for the service of the notice of  
10 hearing. Within 20 days after such service, the respondent may  
11 present to the Department a motion in writing for a rehearing,  
12 which motion shall specify the particular grounds therefor. If  
13 no motion for rehearing is filed, then upon the expiration of  
14 the time specified for filing such a motion, or if a motion for  
15 rehearing is denied, then upon such denial, the Director may  
16 enter an order in accordance with recommendations of the  
17 hearing officer ~~Board~~. If the respondent orders and pays for a  
18 transcript of the record within the time for filing a motion  
19 for rehearing, the 20-day period within which such a motion may  
20 be filed shall commence upon the delivery of the transcript to  
21 the respondent.

22 Whenever the Director is satisfied that substantial  
23 justice has not been done either in an examination or in the  
24 revocation, suspension or refusal to issue a license, the  
25 Director may order a re-examination or rehearing.

26 (Source: P.A. 86-800.)

1 (225 ILCS 50/27.1) (from Ch. 111, par. 7427.1)

2 (Section scheduled to be repealed on January 1, 2026)

3 Sec. 27.1. Notwithstanding the provisions of Section 21 of  
4 this Act, the Director shall have the authority to appoint any  
5 attorney duly licensed to practice law in the State of Illinois  
6 to serve as hearing officer in any action for refusal to issue  
7 or renew a license, or discipline of an applicant or licensee  
8 regulated by this Act. ~~The Director shall notify the Board of~~  
9 ~~any such appointment.~~ The hearing officer shall have full  
10 authority to conduct the hearing. The hearing officer shall  
11 report his findings of fact, conclusions of law and  
12 recommendations to ~~the Board and~~ the Director. Within ~~The Board~~  
13 ~~shall have~~ 60 days from receipt of the report ~~to review the~~  
14 ~~report~~ of the hearing officer ~~and present their findings of~~  
15 ~~fact, conclusions of law and recommendations to the Director.~~  
16 ~~If the Board fails to present its report within the 60 day~~  
17 ~~period,~~ the Director shall issue an order based on the report  
18 of the hearing officer. If the Director disagrees in any regard  
19 with the report of the ~~Board or~~ hearing officer, the Director  
20 ~~he~~ may issue an order in contravention thereof. ~~The Director~~  
21 ~~shall provide a written explanation to the Board on any such~~  
22 ~~deviation, and shall specify with particularity the reasons for~~  
23 ~~such action in the final order. Members of the Board may be~~  
24 ~~present at all formal hearings brought under the provisions of~~  
25 ~~this Act.~~



1 (Source: P.A. 86-800.)

2 (225 ILCS 50/30) (from Ch. 111, par. 7430)

3 (Section scheduled to be repealed on January 1, 2026)

4 Sec. 30. The determination by a circuit court that a  
5 licensee is subject to involuntary admission or judicial  
6 admission, as provided in the "Mental Health and Developmental  
7 Disabilities Code", approved September 5, 1978, as amended,  
8 operates as an automatic suspension of his license. Such  
9 suspension will end upon a finding by a court that the patient  
10 is no longer subject to involuntary admission or judicial  
11 admission and the court issues an order so finding and  
12 discharging the patient and upon the recommendation of the  
13 hearing officer ~~Board~~ to the Director that the licensee be  
14 allowed to resume his practice.

15 (Source: P.A. 86-800.)

16 (225 ILCS 50/16 rep.)

17 (225 ILCS 50/17 rep.)

18 Section 95. The Hearing Instrument Consumer Protection Act  
19 is amended by repealing Sections 16 and 17.

20 Section 100. The Health Care Workplace Violence Prevention  
21 Act is amended by changing Section 35 as follows:

22 (405 ILCS 90/35)

1           Sec. 35. Pilot project; ~~task force.~~ ~~(a)~~ The Department of  
2 Human Services and the Department of Public Health shall  
3 initially implement this Act as a 2-year pilot project in which  
4 only the following health care workplaces shall participate:

5           (1) The Chester Mental Health Center.

6           (2) The Alton Mental Health Center.

7           (3) The Douglas Singer Mental Health Center.

8           (4) The Andrew McFarland Mental Health Center.

9           (5) The Jacksonville Developmental Center.

10          Each health care workplace participating in the pilot  
11 project shall comply with this Act as provided in this Act.

12          ~~(b) The Governor shall convene a 11-member task force~~  
13 ~~consisting of the following: one member appointed by the~~  
14 ~~President of the Senate; one member appointed by the Minority~~  
15 ~~Leader of the Senate; one member appointed by the Speaker of~~  
16 ~~House of Representatives; one member appointed by the Minority~~  
17 ~~Leader of the House of Representatives; one representative from~~  
18 ~~a statewide association representing licensed registered~~  
19 ~~professional nurses; one licensed registered professional~~  
20 ~~nurse involved in direct patient care, appointed by the~~  
21 ~~Governor; one representative of an organization representing~~  
22 ~~State, county, and municipal employees, appointed by the~~  
23 ~~Governor; one representative of an organization representing~~  
24 ~~public employees, appointed by the Governor; and 3~~  
25 ~~representatives of the Department of Human Services, with one~~  
26 ~~representative from the Division of Mental Health, one~~

1 ~~representative from the Division of Developmental~~  
2 ~~Disabilities, and one representative from the Division of~~  
3 ~~Rehabilitation Services of the Department of Human Services.~~  
4 ~~The task force shall submit a report to the Illinois General~~  
5 ~~Assembly by January 1, 2008 that shall (i) evaluate the~~  
6 ~~effectiveness of the health care workplace violence prevention~~  
7 ~~pilot project in the facilities participating in the pilot~~  
8 ~~project and (ii) make recommendations concerning the~~  
9 ~~implementation of workplace violence prevention programs in~~  
10 ~~all health care workplaces.~~

11 ~~(c) The Department of Human Services shall provide all~~  
12 ~~necessary administrative support to the task force.~~

13 (Source: P.A. 94-347, eff. 7-28-05; 94-1012, eff. 7-7-06.)

14 Section 105. The Stem Cell Research and Human Cloning  
15 Prohibition Act is amended by changing Sections 10, 25, and 30  
16 as follows:

17 (410 ILCS 110/10)

18 Sec. 10. Definitions. As used in this Act:

19 "Department" means the Department of Public Health.

20 "Institute" means the Illinois Regenerative Medicine  
21 Institute.

22 ~~"Committee" means the Illinois Regenerative Medicine~~  
23 ~~Institute Oversight Committee.~~

24 (Source: P.A. 95-519, eff. 1-1-08.)

1 (410 ILCS 110/25)

2 Sec. 25. Conflict of interest.

3 (a) (Blank) ~~A person has a conflict of interest if any~~  
4 ~~Committee action with respect to a matter may directly or~~  
5 ~~indirectly financially benefit any of the following:~~

6 ~~(1) That person.~~

7 ~~(2) That person's spouse, immediate family living with~~  
8 ~~that person, or that person's extended family.~~

9 ~~(3) Any individual or entity required to be disclosed~~  
10 ~~by that person.~~

11 ~~(4) Any other individual or entity with which that~~  
12 ~~person has a business or professional relationship.~~

13 (b) (Blank) ~~A Committee member who has a conflict of~~  
14 ~~interest with respect to a matter may not discuss that matter~~  
15 ~~with other Committee members and shall not vote upon or~~  
16 ~~otherwise participate in any Committee action with respect to~~  
17 ~~that matter. Each recusal occurring during a Committee meeting~~  
18 ~~shall be made a part of the minutes or recording of the meeting~~  
19 ~~in accordance with the Open Meetings Act.~~

20 (c) A member of a scientific peer review panel or any other  
21 advisory committee that may be established by the Department  
22 who has a conflict of interest with respect to a matter may not  
23 discuss that matter with other peer review panel or advisory  
24 committee members ~~or with Committee members~~ and shall not vote  
25 or otherwise participate in any peer review panel or advisory

1 committee action with respect to that matter. Each recusal of a  
2 peer review panel or advisory committee member occurring during  
3 a peer review panel or advisory committee meeting shall be made  
4 a part of the minutes or recording of the meeting in accordance  
5 with the Open Meetings Act.

6 (d) The Institute shall not allow any Institute employee to  
7 participate in the processing of, or to provide any advice  
8 concerning, any matter with which the Institute employee has a  
9 conflict of interest.

10 (Source: P.A. 95-519, eff. 1-1-08.)

11 (410 ILCS 110/30)

12 Sec. 30. Disclosure of ~~Committee~~, scientific peer review  
13 panel, or advisory committee member income and interests.

14 (a) Each ~~Committee~~, scientific peer review panel, and any  
15 advisory committee member shall file with the Secretary of  
16 State a written disclosure of the following with respect to the  
17 member, the member's spouse, and any immediate family living  
18 with the member:

19 (1) Each source of income.

20 (2) Each entity in which the member, spouse, or  
21 immediate family living with the member has an ownership or  
22 distributive income share that is not an income source  
23 required to be disclosed under item (1) of this subsection

24 (a).

25 (3) Each entity in or for which the member, spouse, or

1 immediate family living with the member serves as an  
2 executive, officer, director, trustee, or fiduciary.

3 (4) Each entity with which the member, member's spouse,  
4 or immediate family living with the member has a contract  
5 for future income.

6 (b) Each ~~appointed Committee member and~~ each member of a  
7 scientific peer review panel and any advisory committee member  
8 shall file the disclosure required by subsection (a) of this  
9 Section at the time the member is appointed and at the time of  
10 any reappointment of that member.

11 (c) Each ~~Committee member and each~~ member of a scientific  
12 peer review panel and any advisory committee member shall file  
13 an updated disclosure with the Secretary of State promptly  
14 after any change in the items required to be disclosed under  
15 this subsection with respect to the member, the member's  
16 spouse, or any immediate family living with the member.

17 (d) The requirements of Section 3A-30 of the Illinois  
18 Governmental Ethics Act and any other disclosures required by  
19 law apply to this Act.

20 (e) Filed disclosures shall be public records.

21 (Source: P.A. 95-519, eff. 1-1-08.)

22 (410 ILCS 110/20 rep.)

23 (410 ILCS 110/35 rep.)

24 Section 110. The Stem Cell Research and Human Cloning  
25 Prohibition Act is amended by repealing Sections 20 and 35.

1 (410 ILCS 221/Act rep.)

2 Section 115. The Advisory Board for the Maternal and Child  
3 Health Block Grant Programs Act is repealed.

4 (410 ILCS 225/7 rep.)

5 Section 117. The Prenatal and Newborn Care Act is amended  
6 by repealing Section 7.

7 (410 ILCS 303/25 rep.)

8 Section 120. The African-American HIV/AIDS Response Act is  
9 amended by repealing Section 25.

10 (410 ILCS 413/15 rep.)

11 (410 ILCS 413/20 rep.)

12 Section 125. The Epilepsy Disease Assistance Act is amended  
13 by repealing Sections 15 and 20.

14 Section 130. The Head and Spinal Cord Injury Act is amended  
15 by changing Sections 1 and 3 as follows:

16 (410 ILCS 515/1) (from Ch. 111 1/2, par. 7851)

17 Sec. 1. As used in this Act, unless the context clearly  
18 indicates otherwise:

19 (a) "Department" means the Department of Public Health.

20 (b) "Head Injury" means a sudden insult or damage to the

1 brain or its coverings, not of a degenerative nature, which  
2 produces an altered state of consciousness or temporarily or  
3 permanently impairs mental, cognitive, behavioral or physical  
4 functioning. Cerebral vascular accidents, aneurisms and  
5 congenital deficits are excluded from this definition.

6 (c) "Spinal cord injury" means an injury that occurs as a  
7 result of trauma, which involves spinal vertebral fracture, or  
8 where the injured person suffers any of the following effects:

9 (1) effects on the sensory system including numbness,  
10 tingling or loss of sensation in the body or in one or more  
11 extremities;

12 (2) effects on the motor system including weakness or  
13 paralysis in one or more extremities;

14 (3) effects on the visceral system including bowel or  
15 bladder dysfunction or hypotension.

16 ~~(d) "Council" means the Advisory Council on Spinal Cord and~~  
17 ~~Head Injuries.~~

18 (Source: P.A. 86-510.)

19 (410 ILCS 515/3) (from Ch. 111 1/2, par. 7853)

20 Sec. 3. (a) All reports and records made pursuant to this  
21 Act and maintained by the Department and other appropriate  
22 persons, officials and institutions pursuant to this Act shall  
23 be confidential. Information shall not be made available to any  
24 individual or institution except to:

25 (1) appropriate staff of the Department; and



1           (2) any person engaged in a bona fide research project,  
2 with the permission of the Director of Public Health, except  
3 that no information identifying the subjects of the reports or  
4 the reporters shall be made available to researchers unless the  
5 Department requests and receives consent for such release  
6 pursuant to the provisions of this Section. ~~and~~

7           ~~(3) the Council, except that no information identifying the~~  
8 ~~subjects of the reports or the reporters shall be made~~  
9 ~~available to the Council unless consent for release is~~  
10 ~~requested and received pursuant to the provisions of this~~  
11 ~~Section. Only information pertaining to head and spinal cord~~  
12 ~~injuries as defined in Section 1 of this Act shall be released~~  
13 ~~to the Council.~~

14           (b) The Department shall not reveal the identity of a  
15 patient, physician or hospital, except that the identity of the  
16 patient may be released upon written consent of the patient,  
17 parent or guardian, the identity of the physician may be  
18 released upon written consent of the physician, and the  
19 identity of the hospital may be released upon written consent  
20 of the hospital.

21           (c) The Department shall request consent for release from a  
22 patient, a physician or hospital only upon a showing by the  
23 applicant for such release that obtaining the identities of  
24 certain patients, physicians or hospitals is necessary for his  
25 bonafide research directly related to the objectives of this  
26 Act.

1 (d) The Department shall at least annually compile a report  
2 of the data accumulated through the reporting system  
3 established under Section 2 of this Act ~~and shall submit such~~  
4 ~~data relating to spinal cord and head injuries in accordance~~  
5 ~~with confidentiality restrictions established pursuant to this~~  
6 ~~Act to the Council.~~

7 (Source: P.A. 86-510.)

8 (410 ILCS 515/6 rep.)

9 Section 135. The Head and Spinal Cord Injury Act is amended  
10 by repealing Section 6.

11 Section 140. The Illinois Adverse Health Care Events  
12 Reporting Law of 2005 is amended by changing Section 10-45 as  
13 follows:

14 (410 ILCS 522/10-45)

15 Sec. 10-45. Testing period.

16 (a) Prior to the testing period in subsection (b), the  
17 Department shall adopt rules for implementing this Law in  
18 consultation with ~~the Health Care Event Reporting Advisory~~  
19 ~~Committee and~~ individuals who have experience and expertise in  
20 devising and implementing adverse health care event or other  
21 health care quality reporting systems. The rules shall  
22 establish the methodology and format for health care facilities  
23 reporting information under this Law to the Department and

1 shall be finalized before the beginning of the testing period  
2 under subsection (b).

3 (b) The Department shall conduct a testing period of at  
4 least 6 months to test the reporting process to identify any  
5 problems or deficiencies with the planned reporting process.

6 (c) None of the information reported and analyzed during  
7 the testing period shall be used in any public report under  
8 this Law.

9 (d) The Department must substantially address the problems  
10 or deficiencies identified during the testing period before  
11 fully implementing the reporting system.

12 (e) After the testing period, and after any corrections,  
13 adjustments, or modifications are finalized, the Department  
14 must give at least 30 days written notice to health care  
15 facilities prior to full implementation of the reporting system  
16 and collection of adverse event data that will be used in  
17 public reports.

18 (f) Following the testing period, 4 calendar quarters of  
19 data must be collected prior to the Department's publishing the  
20 annual report of adverse events to the public under paragraph  
21 (4) of Section 10-35.

22 (g) The process described in subsections (a) through (e)  
23 must be completed by the Department no later than July 1, 2007.

24 (h) Notwithstanding any other provision of law, the  
25 Department may contract with an entity for receiving all  
26 adverse health care event reports, root cause analysis

1 findings, and corrective action plans that must be reported to  
2 the Department under this Law and for the compilation of the  
3 information and the provision of quarterly and annual reports  
4 to the Department describing such information according to the  
5 rules adopted by the Department under this Law.

6 (Source: P.A. 94-242, eff. 7-18-05; 95-331, eff. 8-21-07.)

7 (410 ILCS 522/10-40 rep.)

8 Section 145. The Illinois Adverse Health Care Events  
9 Reporting Law of 2005 is amended by repealing Section 10-40.

10 Section 150. The Environmental Protection Act is amended by  
11 changing Section 17.7 as follows:

12 (415 ILCS 5/17.7) (from Ch. 111 1/2, par. 1017.7)

13 Sec. 17.7. Community water supply testing fee.

14 (a) The Agency shall collect an annual nonrefundable  
15 testing fee from each community water supply for participating  
16 in the laboratory fee program for analytical services to  
17 determine compliance with contaminant levels specified in  
18 State or federal drinking water regulations. A community water  
19 supply may commit to participation in the laboratory fee  
20 program. If the community water supply makes such a commitment,  
21 it shall commit for a period consistent with the participation  
22 requirements established by the Agency ~~and the Community Water~~  
23 ~~Supply Testing Council (Council)~~. If a community water supply

1 elects not to participate, it must annually notify the Agency  
2 in writing of its decision not to participate in the laboratory  
3 fee program.

4 (b) The Agency shall determine the fee for participating in  
5 the laboratory fee program for analytical services. The Agency  
6 may establish multi-year participation requirements for  
7 community water supplies and establish fees accordingly. The  
8 Agency shall base its annual fee determination upon the actual  
9 and anticipated costs for testing under State and federal  
10 drinking water regulations and the associated administrative  
11 costs of the Agency ~~and the Council~~.

12 (c) Community water supplies that choose not to participate  
13 in the laboratory fee program or do not pay the fees shall have  
14 the duty to analyze all drinking water samples as required by  
15 State or federal safe drinking water regulations established  
16 after the federal Safe Drinking Water Act Amendments of 1986.

17 (d) There is hereby created in the State Treasury an  
18 interest-bearing special fund to be known as the Community  
19 Water Supply Laboratory Fund. All fees collected by the Agency  
20 under this Section shall be deposited into this Fund and shall  
21 be used for no other purpose except those established in this  
22 Section. In addition to any monies appropriated from the  
23 General Revenue Fund, monies in the Fund shall be appropriated  
24 to the Agency in amounts deemed necessary for laboratory  
25 testing of samples from community water supplies, and for the  
26 associated administrative expenses of the Agency ~~and the~~

1 Council.

2 (e) The Agency is authorized to adopt reasonable and  
3 necessary rules for the administration of this Section. ~~The~~  
4 ~~Agency shall submit the proposed rules for review by the~~  
5 ~~Council before submission of the rulemaking for the First~~  
6 ~~Notice under Section 5 40 of the Illinois Administrative~~  
7 ~~Procedure Act.~~

8 ~~(f) The Director shall establish a Community Water Supply~~  
9 ~~Testing Council, consisting of 5 persons who are elected~~  
10 ~~municipal officials, 5 persons representing community water~~  
11 ~~supplies, one person representing the engineering profession,~~  
12 ~~one person representing investor owned utilities, one person~~  
13 ~~representing the Illinois Association of Environmental~~  
14 ~~Laboratories, and 2 persons representing municipalities and~~  
15 ~~community water supplies on a statewide basis, all appointed by~~  
16 ~~the Director. Beginning in 1994, the Director shall appoint the~~  
17 ~~following to the Council: (i) 2 elected municipal officials, 2~~  
18 ~~community water supply representatives, and 1 investor owned~~  
19 ~~utility representative, each for a one year term; (ii) 2~~  
20 ~~elected municipal officials and 2 community water supply~~  
21 ~~representatives, each for a 2 year term; and (iii) one elected~~  
22 ~~municipal official, one community water supply representative,~~  
23 ~~one person representing the engineering profession, and 2~~  
24 ~~persons representing municipalities and community water~~  
25 ~~supplies on a statewide basis, each for a 3 year term. As soon~~  
26 ~~as possible after the effective date of this amendatory Act of~~

1 ~~the 92nd General Assembly, the Director shall appoint one~~  
2 ~~person representing the Illinois Association of Environmental~~  
3 ~~Laboratories to a term of 3 years. Thereafter, the Director~~  
4 ~~shall appoint successors in each position to 3 year terms. In~~  
5 ~~case of a vacancy, the Director may appoint a successor to fill~~  
6 ~~the remaining term of the vacancy. Members of the Council shall~~  
7 ~~serve until a successor is appointed by the Director. The~~  
8 ~~Council shall select from its members a chairperson and such~~  
9 ~~other officers as it deems necessary. The Council shall meet at~~  
10 ~~the call of the Director or the Chairperson of the Council. The~~  
11 ~~Agency shall provide the Council with such supporting services~~  
12 ~~as the Director and the Chairperson may designate, and members~~  
13 ~~shall be reimbursed for ordinary and necessary expenses~~  
14 ~~incurred in the performance of their duties. The Council shall~~  
15 ~~have the following duties:~~

16 ~~(1) to hold regular and special meetings at a time and~~  
17 ~~place designated by the Director or the Chairperson of the~~  
18 ~~Council;~~

19 ~~(2) to consider appropriate means for long term~~  
20 ~~financial support of water supply testing, and to make~~  
21 ~~recommendations to the Agency regarding a preferred~~  
22 ~~approach;~~

23 ~~(3) to review and evaluate the financial implications~~  
24 ~~of current and future federal requirements for monitoring~~  
25 ~~of public water supplies;~~

26 ~~(4) to review and evaluate management and financial~~

1 ~~audit reports related to the testing program, and to make~~  
2 ~~recommendations regarding the Agency's efforts to~~  
3 ~~implement the fee system and testing provided for by this~~  
4 ~~Section;~~

5 ~~(5) to require an external audit as may be deemed~~  
6 ~~necessary by the Council; and~~

7 ~~(6) to conduct such other activities as may be deemed~~  
8 ~~appropriate by the Director.~~

9 (Source: P.A. 97-220, eff. 7-28-11.)

10 (420 ILCS 40/14 rep.)

11 Section 155. The Radiation Protection Act of 1990 is  
12 amended by repealing Section 14.

13 (430 ILCS 40/6 rep.)

14 Section 160. The Illinois Poison Prevention Packaging Act  
15 is amended by repealing Section 6.

16 Section 999. Effective date. This Act takes effect upon  
17 becoming law.



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2 Statutes amended in order of appearance

3 5 ILCS 177/10

4 5 ILCS 177/15 rep.

5 20 ILCS 605/605-300 was 20 ILCS 605/46.2

6 20 ILCS 605/605-360 rep.

7 20 ILCS 605/605-425 rep.

8 20 ILCS 605/605-1000 rep.

9 20 ILCS 2310/2310-376

10 20 ILCS 2310/2310-76 rep.

11 20 ILCS 2310/2310-77 rep.

12 20 ILCS 2310/2310-349 rep.

13 20 ILCS 2310/2310-560 rep.

14 20 ILCS 2325/5

15 20 ILCS 2325/10

16 20 ILCS 2325/20

17 20 ILCS 2325/15 rep.

18 20 ILCS 2325/25 rep.

19 20 ILCS 2407/Art. 2 rep.

20 20 ILCS 2407/53

21 20 ILCS 3310/10

22 20 ILCS 3950/Act rep.

23 20 ILCS 4024/Act rep.

24 30 ILCS 772/20

25 30 ILCS 780/5-30

1	210 ILCS 25/Art. V rep.	
2	210 ILCS 86/25	
3	210 ILCS 110/13A rep.	
4	225 ILCS 5/3	from Ch. 111, par. 7603
5	225 ILCS 5/5	from Ch. 111, par. 7605
6	225 ILCS 5/19	from Ch. 111, par. 7619
7	225 ILCS 5/19.5	
8	225 ILCS 5/24	from Ch. 111, par. 7624
9	225 ILCS 5/6 rep.	
10	225 ILCS 5/21 rep.	
11	225 ILCS 5/22 rep.	
12	225 ILCS 50/3	from Ch. 111, par. 7403
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14	225 ILCS 50/14	from Ch. 111, par. 7414
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22	225 ILCS 50/16 rep.	
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24	405 ILCS 90/35	
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2 410 ILCS 110/20 rep.  
3 410 ILCS 110/35 rep.  
4 410 ILCS 221/Act rep.  
5 410 ILCS 225/7 rep.  
6 410 ILCS 303/25 rep.  
7 410 ILCS 413/15 rep.  
8 410 ILCS 413/20 rep.  
9 410 ILCS 515/1 from Ch. 111 1/2, par. 7851  
10 410 ILCS 515/3 from Ch. 111 1/2, par. 7853  
11 410 ILCS 515/6 rep.  
12 410 ILCS 522/10-45  
13 410 ILCS 522/10-40 rep.  
14 415 ILCS 5/17.7 from Ch. 111 1/2, par. 1017.7  
15 420 ILCS 40/14 rep.  
16 430 ILCS 40/6 rep.