



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1114

Introduced 1/12/2023, by Rep. Maurice A. West, II

SYNOPSIS AS INTRODUCED:

20 ILCS 1705/4

from Ch. 91 1/2, par. 100-4

Amends the Mental Health and Developmental Disabilities Administrative Act. To provide for the safety of mental health care patients and staff members, provides for no fewer than 2 registered nurses and no fewer than 2 mental health technicians to be assigned to any unit at any time in the following State-operated hospitals: (1) the Alton Mental Health Center, at Alton; (2) the Chicago-Read Mental Health Center, at Chicago; (3) the Clyde L. Choate Mental Health and Developmental Center, at Anna; (4) the Elgin Mental Health Center, at Elgin; (5) the John J. Madden Mental Health Center, at Hines; and (6) the Andrew McFarland Mental Health Center, at Springfield. Provides that, if a registered nurse or mental health technician is assigned to 2 or more units, the calculation of the number of registered nurses or mental health technicians who are assigned to a unit shall be calculated for each registered nurse or mental health technician as one divided by the number of units to which the registered nurse or mental health technician is assigned. Effective immediately.

LRB103 05293 RJT 50311 b

1 AN ACT concerning State government.

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

4 Section 5. The Mental Health and Developmental
5 Disabilities Administrative Act is amended by changing Section
6 4 as follows:

7 (20 ILCS 1705/4) (from Ch. 91 1/2, par. 100-4)

8 Sec. 4. Supervision of facilities and services; quarterly
9 reports.

10 (a) To exercise executive and administrative supervision
11 over all facilities, divisions, programs and services now
12 existing or hereafter acquired or created under the
13 jurisdiction of the Department, including, but not limited to,
14 the following:

15 The Alton Mental Health Center, at Alton

16 The Clyde L. Choate Mental Health and Developmental
17 Center, at Anna

18 The Chester Mental Health Center, at Chester

19 The Chicago-Read Mental Health Center, at Chicago

20 The Elgin Mental Health Center, at Elgin

21 The Metropolitan Children and Adolescents Center, at
22 Chicago

23 The Jacksonville Developmental Center, at Jacksonville

1 The Governor Samuel H. Shapiro Developmental Center,
2 at Kankakee

3 The Tinley Park Mental Health Center, at Tinley Park

4 The Warren G. Murray Developmental Center, at
5 Centralia

6 The Jack Mabley Developmental Center, at Dixon

7 The Lincoln Developmental Center, at Lincoln

8 The H. Douglas Singer Mental Health and Developmental
9 Center, at Rockford

10 The John J. Madden Mental Health Center, at Hines
11 ~~Chicago~~

12 The George A. Zeller Mental Health Center, at Peoria

13 The Andrew McFarland Mental Health Center, at
14 Springfield

15 The Adolf Meyer Mental Health Center, at Decatur

16 The William W. Fox Developmental Center, at Dwight

17 The Elisabeth Ludeman Developmental Center, at Park
18 Forest

19 The William A. Howe Developmental Center, at Tinley
20 Park

21 The Ann M. Kiley Developmental Center, at Waukegan.

22 (b) Beginning not later than July 1, 1977, the Department
23 shall cause each of the facilities under its jurisdiction
24 which provide in-patient care to comply with standards, rules
25 and regulations of the Department of Public Health prescribed
26 under Section 6.05 of the Hospital Licensing Act.

1 (b-5) The Department shall cause each of the facilities
2 under its jurisdiction that provide in-patient care to comply
3 with Section 6.25 of the Hospital Licensing Act.

4 (c) The Department shall issue quarterly electronic
5 reports to the General Assembly on admissions, deflections,
6 discharges, bed closures, staff-resident ratios, census,
7 average length of stay, and any adverse federal certification
8 or accreditation findings, if any, for each State-operated
9 facility for the mentally ill and for persons with
10 developmental disabilities. The quarterly reports shall be
11 issued by January 1, April 1, July 1, and October 1 of each
12 year. The quarterly reports shall include the following
13 information for each facility reflecting the period ending 15
14 days prior to the submission of the report:

15 (1) the number of employees;

16 (2) the number of workplace violence incidents that
17 occurred, including the number that were a direct assault
18 on employees by residents and the number that resulted
19 from staff intervention in a resident altercation or other
20 form of injurious behavior;

21 (3) the number of employees impacted in each incident;

22 and

23 (4) the number of employee injuries resulting,
24 descriptions of the nature of the injuries, the number of
25 employee injuries requiring medical treatment at the
26 facility, the number of employee injuries requiring

1 outside medical treatment, and the number of days off work
2 per injury.

3 (d) The requirements in subsection (c) do not relieve the
4 Department from the recordkeeping requirements of the
5 Occupational Safety and Health Act.

6 (e) The Department shall:

7 (1) establish a reasonable procedure for employees to
8 report work-related assaults and injuries. A procedure is
9 not reasonable if it would deter or discourage a
10 reasonable employee from accurately reporting a workplace
11 assault or injury;

12 (2) inform each employee:

13 (A) of the procedure for reporting work-related
14 assaults and injuries;

15 (B) of the right to report work-related assaults
16 and injuries; and

17 (C) that the Department is prohibited from
18 discharging or in any manner discriminating against
19 employees for reporting work-related assaults and
20 injuries; and

21 (3) not discharge, discipline, or in any manner
22 discriminate against any employee for reporting a
23 work-related assault or injury.

24 (f) To provide for the safety of mental health care
25 patients and staff members, no fewer than 2 registered nurses
26 and no fewer than 2 mental health technicians must be assigned

1 to any unit at any time in the following State-operated
2 hospitals:

3 (1) The Alton Mental Health Center, at Alton.

4 (2) The Chicago-Read Mental Health Center, at Chicago.

5 (3) The Clyde L. Choate Mental Health and
6 Developmental Center, at Anna.

7 (4) The Elgin Mental Health Center, at Elgin.

8 (5) The John J. Madden Mental Health Center, at Hines.

9 (6) The Andrew McFarland Mental Health Center, at
10 Springfield.

11 In this subsection, if a registered nurse or mental health
12 technician is assigned to 2 or more units, the calculation of
13 the number of registered nurses or mental health technicians
14 who are assigned to a unit shall be calculated for each
15 registered nurse or mental health technician as one divided by
16 the number of units to which the registered nurse or mental
17 health technician is assigned.

18 (Source: P.A. 99-143, eff. 7-27-15; 100-1075, eff. 1-1-19.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.