



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1558

Introduced 1/31/2023, by Rep. Maura Hirschauer

SYNOPSIS AS INTRODUCED:

20 ILCS 2310/2310-130

was 20 ILCS 2310/55.82

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Removes language requiring the Department of Public Health to establish, by rule, and charge a fee to any facility or program applying to be certified to participate in the Medicare program or in the Medicaid program to cover the costs associated with the application, inspection, and survey of the facility or program and processing of the application.

LRB103 27096 CPF 53464 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 Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by changing Section 2310-130 as follows:

7 (20 ILCS 2310/2310-130) (was 20 ILCS 2310/55.82)

8 Sec. 2310-130. Long term care surveyors; surveyor
9 development unit ~~Medicare or Medicaid certification fee;~~
10 ~~Health Care Facility and Program Survey Fund. To establish and~~
11 ~~charge a fee to any facility or program applying to be~~
12 ~~certified to participate in the Medicare program under Title~~
13 ~~XVIII of the federal Social Security Act or in the Medicaid~~
14 ~~program under Title XIX of the federal Social Security Act to~~
15 ~~cover the costs associated with the application, inspection,~~
16 ~~and survey of the facility or program and processing of the~~
17 ~~application. The Department shall establish the fee by rule,~~
18 ~~and the fee shall be based only on those application,~~
19 ~~inspection, and survey and processing costs not reimbursed to~~
20 ~~the State by the federal government. The fee shall be paid by~~
21 ~~the facility or program before the application is processed.~~

22 ~~The fees received by the Department under this Section~~
23 ~~shall be deposited into the Health Care Facility and Program~~

1 ~~Survey Fund, which is hereby created as a special fund in the~~
2 ~~State treasury. Moneys in the Fund shall be appropriated to~~
3 ~~the Department and may be used for any costs incurred by the~~
4 ~~Department, including personnel costs, in the processing of~~
5 ~~applications for Medicare or Medicaid certification.~~

6 Beginning July 1, 2011, the Department shall employ a
7 minimum of one surveyor for every 500 licensed long term care
8 beds. Beginning July 1, 2012, the Department shall employ a
9 minimum of one surveyor for every 400 licensed long term care
10 beds. Beginning July 1, 2013, the Department shall employ a
11 minimum of one surveyor for every 300 licensed long term care
12 beds.

13 The Department shall establish a surveyor development unit
14 funded from money deposited in the Long Term Care
15 Monitor/Receiver Fund.

16 (Source: P.A. 96-1372, eff. 7-29-10; 97-489, eff. 1-1-12.)