

HB3700



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3700

Introduced 2/17/2023, by Rep. Camille Y. Lilly

SYNOPSIS AS INTRODUCED:

New Act

Creates the Health and Wellness Impact Note Act. Requires the Department of Public Health to prepare health and wellness impact notes on bills introduced in the General Assembly.

LRB103 28856 CPF 55241 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. Short title. This Act may be cited as the Health
5 and Wellness Impact Note Act.

6 Section 5. Applicability.

7 (a) Every bill the purpose or effect of which is to advance
8 mental, physical, or social well-being, except those making a
9 direct appropriation, shall have prepared for it, before
10 second reading in the chamber of introduction, a brief
11 explanatory statement or note that shall include a reliable
12 estimate of the anticipated impact.

13 (b) Every proposed rule of an agency, the purpose or
14 effect of which is to advance mental, physical, or social
15 well-being shall have prepared for it, before approval by the
16 Joint Committee on Administrative Rules pursuant to the
17 Illinois Administrative Procedure Act, a brief explanatory
18 statement or note that shall include a reliable estimate of
19 the anticipated impact. As used in this Act, "rule" and
20 "agency" have the same meanings as in the Illinois
21 Administrative Procedure Act.

22 (c) These statements or notes shall be known as Health and
23 Wellness Impact Notes.

1 Section 10. Preparation.

2 (a) The sponsor of each bill to which Section 5 applies
3 shall present a copy of the bill, with the request for a Health
4 and Wellness Impact Note, to the Department of Public Health.
5 The Health and Wellness Impact Note shall be prepared by the
6 Department of Public Health and submitted to the sponsor of
7 the bill within 5 calendar days, except that whenever, because
8 of the complexity of the measure, additional time is required
9 for the preparation of the Health and Wellness Impact Note,
10 the Department of Public Health may inform the sponsor of the
11 bill, and the sponsor may approve an extension of the time
12 within which the note is to be submitted, not to extend,
13 however, beyond May 15, following the date of the request.

14 (b) The agency proposing a rule to which Section 5 applies
15 shall present a copy of the proposed rule, with the request for
16 a Health and Wellness Impact Note, to the Department of Public
17 Health. The Health and Wellness Impact Note shall be prepared
18 by the Department of Public Health and submitted to the agency
19 within 5 calendar days, except that whenever, because of the
20 complexity of the measure, additional time is required for the
21 preparation of the Health and Wellness Impact Note, the
22 Department of Public Health may inform the agency and the
23 agency may approve an extension of the time within which the
24 note is to be submitted.

25 (c) If, in the opinion of the Department of Public Health,

1 there is insufficient information to prepare a reliable
2 estimate of the anticipated impact, a statement to that effect
3 can be filed and shall meet the requirements of this Act.

4 Section 15. Vote on the necessity of Health and Wellness
5 Impact Notes. Whenever the sponsor of any bill is of the
6 opinion that no Health and Wellness Impact Note is required,
7 any member of either chamber may request that a note be
8 obtained, and in that case, the applicability of this Act
9 shall be decided by the majority of those present and voting in
10 the chamber of which the sponsor is a member.

11 Section 20. Requisites and contents. The note shall be
12 factual in nature, as brief and concise as may be, and shall
13 provide a reliable estimate in dollars or other relevant
14 units, if possible, and shall include both the immediate
15 effect and, if determinable or reasonably foreseeable, the
16 long-range effect of the measure. If, after careful
17 investigation, it is determined that no dollar or other
18 relevant unit estimate is possible, the note shall contain a
19 statement to that effect setting forth the reasons why no such
20 estimate can be given.

21 Section 25. Comment or opinion; technical or mechanical
22 defects. No comment or opinion shall be included in the Health
23 and Wellness Impact Note with regard to the merits of the

1 measure for which the Health and Wellness Impact Note is
2 prepared; however, technical or mechanical defects may be
3 noted.

4 Section 30. Appearance of State officials and employees in
5 support of or in opposition to measure. The fact that a Health
6 and Wellness Impact Note is prepared for any bill or proposed
7 rule shall not preclude or restrict the appearance before any
8 committee of the General Assembly, or before the Joint
9 Committee on Administrative Rules, of any official or
10 authorized employee of the Department of Public Health who
11 desires to be heard in support of or in opposition to the
12 measure.

13 Section 35. Amendment of bill necessitating statement of
14 effect of proposed amendment. Whenever any committee of either
15 chamber reports any bill with an amendment that will
16 substantially affect the information or conclusion stated in
17 the Health and Wellness Impact Note attached to the measure at
18 the time of its referral to the committee, there shall be
19 included with the report of the committee a statement of the
20 effect of the change proposed by the amendment reported if
21 desired by a majority of the committee. Whenever any bill is
22 amended on the floor of either chamber to substantially affect
23 the information or conclusion as stated in the Health and
24 Wellness Impact Note attached to the bill before the

1 amendment, a majority of the members of that chamber may
2 propose that no action shall be taken on the amendment until
3 the sponsor of the amendment presents to the members a
4 statement of the impact on the advancement of mental,
5 physical, or social well-being of the proposed amendment.