

1 AN ACT concerning public health.

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  
5 Excellence in Alzheimer's Disease Center Treatment Act.

6 Section 5. Purpose. This Act is intended to maintain and  
7 enhance excellence in Alzheimer's disease treatment in  
8 Illinois in order to develop strategies to treat and prevent  
9 Alzheimer's disease in Illinois and across the United States,  
10 ensure that all Illinois citizens obtain the highest quality  
11 clinical care for Alzheimer's disease and other dementias,  
12 reduce the enormous societal cost of this disease, ensure that  
13 Illinois is a national center for Alzheimer's disease research,  
14 and maintain and enhance Illinois' ability to attract  
15 additional federal and private funding for these purposes.

16 Section 15. Definitions. As used in this Act:

17 "Academic medical center hospital" means a hospital  
18 located in Illinois that is either (i) under common ownership  
19 with the college of medicine of a college or university or (ii)  
20 a free-standing hospital in which the majority of the clinical  
21 chiefs of service are department chairmen in an affiliated  
22 medical school.

23 "Qualified Academic Medical Center Hospital - Pre 1996  
24 Designation" means any academic medical center hospital that  
25 was designated by the National Institutes of Health and  
26 National Institutes on Aging as an Alzheimer's Disease Core (or  
27 Research) Center prior to calendar year 1996.

28 "Qualified Academic Medical Center Hospital - Post 1996  
29 Designation" means any academic medical center hospital that  
30 was designated by the National Institutes of Health and  
31 National Institutes on Aging as an Alzheimer's Disease Core (or

1 Research) Center in or after calendar year 1996 through  
2 calendar year 2003.

3 "Medicaid inpatient day of care" means each day contained  
4 in the Illinois Department of Public Aid's paid claims  
5 database, including obstetrical days multiplied by two and  
6 excluding Medicare crossover days, for dates of service  
7 occurring during State fiscal year 1998 and adjudicated through  
8 June 30, 1999.

9 Section 20. Funds created.

10 (a) The Alzheimer's Disease Center Clinical Fund is created  
11 as a special fund in the State treasury, to which the General  
12 Assembly shall from time to time appropriate funds and from  
13 which the Comptroller shall pay amounts as authorized by law.  
14 This Fund is exempt from the provisions of Section 8h of the  
15 State Finance Act.

16 (b) The Alzheimer's Disease Center Expanded Clinical Fund  
17 is created as a special fund in the State treasury, to which  
18 the General Assembly shall from time to time appropriate funds  
19 and from which the Comptroller shall pay amounts as authorized  
20 by law. This Fund is exempt from the provisions of Section 8h  
21 of the State Finance Act.

22 (c) The Alzheimer's Disease Center Independent Clinical  
23 Fund is created as a special fund in the State treasury, to  
24 which the General Assembly shall from time to time appropriate  
25 funds and from which the Comptroller shall pay amounts as  
26 authorized by law. This Fund is exempt from the provisions of  
27 Section 8h of the State Finance Act.

28 Section 25. The Alzheimer's Disease Center Clinical Fund.

29 (a) Each institution defined as a Qualified Academic  
30 Medical Center Hospital - Pre 1996 Designation shall be  
31 eligible for payments from the Alzheimer's Disease Center  
32 Clinical Fund.

33 (b) Appropriations allocated to this Fund shall be divided  
34 among the qualifying hospitals. The Department of Public Aid

1 shall calculate payment rates for each hospital qualifying  
2 under this Section as follows:

3 (1) Hospitals that qualify under the Qualified  
4 Academic Medical Center Hospital - Pre 1996 Designation  
5 shall be paid a rate of \$55.50 for each Medicaid inpatient  
6 day of care.

7 (2) No qualifying hospital shall receive payments  
8 under this Section that exceed \$1,200,000.

9 (c) Payments under this Section shall be made at least  
10 quarterly.

11 Section 30. The Alzheimer's Disease Center Expanded  
12 Clinical Fund.

13 (a) Each institution defined as a Qualified Academic  
14 Medical Center Hospital - Pre 1996 Designation or as a  
15 Qualified Academic Medical Center Hospital - Post 1996  
16 Designation shall be eligible for payments from the Alzheimer's  
17 Disease Center Expanded Clinical Fund.

18 (b) Appropriations allocated to this Fund shall be divided  
19 among the qualifying hospitals. The Department of Public Aid  
20 shall calculate payment rates for each hospital qualifying  
21 under this Section as follows:

22 (1) Hospitals that are defined as a Qualifying Academic  
23 Medical Center Hospital - Pre 1996 Designation shall be  
24 paid \$13.90 for each Medicaid inpatient day of care.

25 (2) Hospitals that are defined as a Qualifying Academic  
26 Medical Center Hospital - Post 1996 Designation and do not  
27 meet the Pre 1996 Designation criterion, shall be paid  
28 \$10.75 for each Medicaid inpatient day of care.

29 (3) Hospitals that qualify under the Pre and Post 1996  
30 Designation shall qualify for payments under this Section  
31 according to the payment guidelines for Pre 1996 Designated  
32 hospitals.

33 (4) No qualifying hospital shall receive payments  
34 under this Section that exceed \$300,000.

35 (c) Payments under this Section shall be made at least

1 quarterly.

2 Section 35. The Alzheimer's Disease Center Independent  
3 Clinical Fund.

4 (a) Each institution defined as a Qualified Academic  
5 Medical Center Hospital - Pre 1996 Designation or as a  
6 Qualified Academic Medical Center Hospital - Post 1996  
7 Designation may be eligible for payments from the Alzheimer's  
8 Disease Center Independent Clinical Fund.

9 (b) Appropriations allocated to this Fund shall be  
10 allocated to specific Qualified Academic Medical Center  
11 Hospitals (either Pre 1996 or Post 1996 Designation) for  
12 specific and unique clinical/research projects as determined  
13 by the General Assembly.

14 (c) Payments under this Section shall be made at least  
15 quarterly.

16 Section 40. Use of funds. Reimbursement for medical  
17 services under this Act eligible for federal financial  
18 participation under Title XIX of the Social Security Act shall  
19 be used for the following 6 general purposes:

20 (1) Clinical Care. Funds disbursed to each Qualified  
21 Academic Medical Center Hospital (either Pre 1996 or Post  
22 1996 Designation) must be used to support clinical care for  
23 affected persons and their families. In addition to  
24 providing clinical care, the Qualified Academic Medical  
25 Center Hospitals (either Pre 1996 or Post 1996 Designation)  
26 shall serve as models of multi-disciplinary diagnostic and  
27 treatment facilities for Alzheimer's disease and other  
28 dementias.

29 (2) Underserved Community Outreach. Funds disbursed to  
30 each Qualified Academic Medical Center Hospital (either  
31 Pre 1996 or Post 1996 Designation) must be used to support  
32 some type of outreach program in underserved communities.

33 (3) Research. Funds disbursed to each Qualified  
34 Academic Medical Center Hospital (either Pre 1996 or Post

1 1996 Designation) must be used to support research on aging  
2 and dementia.

3 (4) Education. Funds disbursed to each Qualified  
4 Academic Medical Center Hospital (either Pre 1996 or Post  
5 1996 Designation) must be used to support education  
6 regarding aging and dementia.

7 (5) Brain Bank. Funds should be used by each Qualified  
8 Academic Medical Center Hospital (either Pre 1996 or Post  
9 1996 Designation) to support a brain banking program.

10 (6) Administration. Funds, as needed, may be used to  
11 cover administrative costs, facility costs, and other  
12 costs commonly incurred by clinical, research, and  
13 educational programs according to the rules governing each  
14 Qualified Academic Medical Center Hospital (either Pre  
15 1996 or Post 1996 Designation).

16 Section 45. Payment of funds. The Comptroller shall  
17 disburse all funds appropriated to the Alzheimer's Disease  
18 Center Clinical Fund, the Alzheimer's Disease Center Expanded  
19 Clinical Fund, and the Alzheimer's Disease Center Independent  
20 Clinical Fund to the appropriate Qualified Academic Medical  
21 Center Hospitals (either Pre 1996 or Post 1996 Designation) as  
22 the funds are appropriated by the General Assembly and come due  
23 under this Act. The payment of these funds shall be made  
24 through the Department of Public Aid.

25 Section 50. Reporting requirements. Qualified Academic  
26 Medical Center Hospitals (either Pre 1996 or Post 1996  
27 Designation) receiving payments from the Alzheimer's Disease  
28 Center Clinical Fund, the Alzheimer's Disease Center Expanded  
29 Clinical Fund, or the Alzheimer's Disease Center Independent  
30 Clinical Fund shall submit annual reports to the Department of  
31 Public Health and the ADA Advisory Committee.

32 Section 55. Payment methodology. The Department of Public  
33 Aid shall promulgate rules necessary to make payments to the

1 Qualifying Academic Medical Center Hospitals (either Pre 1996  
2 or Post 1996 Designation) utilizing a reimbursement  
3 methodology consistent with this Act for distribution of all  
4 moneys from the funds in a manner that would help ensure these  
5 funds could be matchable to the maximum extent possible under  
6 Title XIX of the Social Security Act.

7 Section 60. Reimbursements of payments by the State.  
8 Nothing in this Act may be used to reduce reimbursements or  
9 payments by the State to a Qualifying Academic Medical Center  
10 Hospital (either Pre 1996 or Post 1996 Designation) under any  
11 other Act.

12 Section 65. Contravention of law. Funds received under this  
13 Act shall not be used in contravention of any law of this  
14 State.

15 Section 900. The Department of Public Health Powers and  
16 Duties Law of the Civil Administrative Code of Illinois is  
17 amended by changing Section 2310-215 as follows:

18 (20 ILCS 2310/2310-215) (was 20 ILCS 2310/55.62)

19 Sec. 2310-215. Center for Minority Health Services.

20 (a) The Department shall establish a Center for Minority  
21 Health Services to advise the Department on matters pertaining  
22 to the health needs of minority populations within the State.

23 (b) The Center shall have the following duties:

24 (1) To assist in the assessment of the health needs of  
25 minority populations in the State.

26 (2) To recommend treatment methods and programs that  
27 are sensitive and relevant to the unique linguistic,  
28 cultural, and ethnic characteristics of minority  
29 populations.

30 (3) To provide consultation, technical assistance,  
31 training programs, and reference materials to service  
32 providers, organizations, and other agencies.

1 (4) To promote awareness of minority health concerns,  
2 and encourage, promote, and aid in the establishment of  
3 minority services.

4 (5) To disseminate information on available minority  
5 services.

6 (6) To provide adequate and effective opportunities  
7 for minority populations to express their views on  
8 Departmental policy development and program  
9 implementation.

10 (7) To coordinate with the Department on Aging and the  
11 Department of Public Aid to coordinate services designed to  
12 meet the needs of minority senior citizens.

13 (8) To promote awareness of the incidence of  
14 Alzheimer's disease and related dementias among minority  
15 populations and to encourage, promote, and aid in the  
16 establishment of prevention and treatment programs and  
17 services relating to this health problem.

18 (c) For the purpose of this Section, "minority" shall mean  
19 and include any person or group of persons who are:

20 (1) African-American (a person having origins in any of  
21 the black racial groups in Africa);

22 (2) Hispanic (a person of Spanish or Portuguese culture  
23 with origins in Mexico, South or Central America, or the  
24 Caribbean Islands, regardless of race);

25 (3) Asian American (a person having origins in any of  
26 the original peoples of the Far East, Southeast Asia, the  
27 Indian Subcontinent or the Pacific Islands); or

28 (4) American Indian or Alaskan Native (a person having  
29 origins in any of the original peoples of North America).

30 (Source: P.A. 91-239, eff. 1-1-00.)

31 Section 905. The State Finance Act is amended by adding  
32 Sections 5.625, 5.626, and 5.627 as follows:

33 (30 ILCS 105/5.625 new)

34 Sec. 5.625. The Alzheimer's Disease Center Clinical Fund.

1 (30 ILCS 105/5.626 new)

2 Sec. 5.626. The Alzheimer's Disease Center Expanded  
3 Clinical Fund.

4 (30 ILCS 105/5.627 new)

5 Sec. 5.627. The Alzheimer's Disease Center Independent  
6 Clinical Fund.

7 Section 910. The Alzheimer's Disease Assistance Act is  
8 amended by changing Sections 2, 6, and 7 as follows:

9 (410 ILCS 405/2) (from Ch. 111 1/2, par. 6952)

10 Sec. 2. Policy declaration. The General Assembly finds that  
11 Alzheimer's disease and related disorders are devastating  
12 health conditions which destroy certain vital cells of the  
13 brain and which affect an estimated 4,500,000 ~~1,500,000~~  
14 Americans. This means that approximately 200,000 ~~111,000~~  
15 Illinois citizens are victims. The General Assembly also finds  
16 that 50% of all nursing home admissions in the State may be  
17 attributable to the Alzheimer's disease and related disorders  
18 and that these conditions are the fourth leading cause of death  
19 among the elderly. It is the opinion of the General Assembly  
20 that Alzheimer's disease and related disorders cause serious  
21 financial, social and emotional hardships on the victims and  
22 their families of such a major consequence that it is essential  
23 for the State to develop and implement policies, plans,  
24 programs and services to alleviate such hardships.

25 The General Assembly recognizes that there is no known  
26 cause or cure of Alzheimer's disease at this time, and that it  
27 can progress over an extended period of time and to such a  
28 degree that the victim's deteriorated condition makes him or  
29 her susceptible to other medical disorders that generally prove  
30 fatal. It is the intent of the General Assembly, through  
31 implementation of this Act, to establish a program for the  
32 conduct of research regarding the cause, cure and treatment of



1 Alzheimer's disease and related disorders; and, through the  
2 establishment of Regional Alzheimer's Disease Assistance  
3 Centers and a comprehensive, Statewide system of regional and  
4 community-based services, to provide for the identification,  
5 evaluation, diagnosis, referral and treatment of victims of  
6 such health problems.

7 (Source: P.A. 85-1209.)

8 (410 ILCS 405/6) (from Ch. 111 1/2, par. 6956)

9 Sec. 6. ADA Advisory Committee. There is created the  
10 Alzheimer's Disease Advisory Committee consisting of 21 voting  
11 members appointed by the Director of the Department, as well as  
12 5 nonvoting members as hereinafter provided in this Section.  
13 The Director or his designee shall serve as one of the 21  
14 voting members and as the Chairman of the Committee. Those  
15 appointed as voting members shall include persons who are  
16 experienced in research and the delivery of services to victims  
17 and their families. Such members shall include 4 physicians  
18 licensed to practice medicine in all of its branches, one  
19 representative of a postsecondary educational institution  
20 which administers or is affiliated with a medical center in the  
21 State, one representative of a licensed hospital, one  
22 registered nurse, one representative of a long term care  
23 facility under the Nursing Home Care Act, one representative of  
24 an area agency on aging as defined by Section 3.07 of the  
25 Illinois Act on the Aging, one social worker, one  
26 representative of an organization established under the  
27 Illinois Insurance Code for the purpose of providing health  
28 insurance, 5 family members or representatives of victims of  
29 Alzheimer's disease and related disorders, and 4 members of the  
30 general public. Among the physician appointments shall be  
31 persons with specialties in the fields of neurology, family  
32 medicine, psychiatry and pharmacology. Among the general  
33 public members, at least 2 appointments shall include persons  
34 65 years of age or older.

35 In addition to the 21 voting members, the Secretary of

1 Human Services (or his or her designee) and one additional  
2 representative of the Department of Human Services designated  
3 by the Secretary plus the Directors of the following State  
4 agencies or their designees shall serve as nonvoting members:  
5 Department on Aging, Department of Public Aid, and Guardianship  
6 and Advocacy Commission.

7 Each voting member appointed by the Director of Public  
8 Health shall serve for a term of 2 years, and until his  
9 successor is appointed and qualified. Members of the Committee  
10 shall not be compensated but shall be reimbursed for expenses  
11 actually incurred in the performance of their duties. No more  
12 than 11 voting members may be of the same political party.  
13 Vacancies shall be filled in the same manner as original  
14 appointments.

15 The Committee shall review all State programs and services  
16 provided by State agencies that are directed toward persons  
17 with Alzheimer's disease and related dementias, and recommend  
18 changes to improve the State's response to this serious health  
19 problem.

20 (Source: P.A. 89-507, eff. 7-1-97.)

21 (410 ILCS 405/7) (from Ch. 111 1/2, par. 6957)

22 Sec. 7. Regional ADA center funding. Pursuant to  
23 appropriations enacted by the General Assembly, the Department  
24 shall provide funds to hospitals affiliated with each Regional  
25 ADA Center for necessary research and for the development and  
26 maintenance of services for victims of Alzheimer's disease and  
27 related disorders and their families. For the fiscal year  
28 beginning July 1, 2003, and each year thereafter, the  
29 Department shall effect payments under this Section to  
30 hospitals affiliated with each Regional ADA Center through the  
31 Illinois Department of Public Aid under the Excellence in  
32 Alzheimer's Disease Center Treatment Act. The Department of  
33 Public Aid shall annually report to the Advisory Committee  
34 established under this Act regarding the funding of centers  
35 under this Act. The Department shall include the annual

1 expenditures for this purpose in the plan required by Section 5  
2 of this Act.

3 (Source: P.A. 93-20, eff. 6-20-03.)

4 Section 999. Effective date. This Act takes effect upon  
5 becoming law.