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1 AMENDMENT TO HOUSE BILL 788

2 AMENDMENT NO. _____. Amend House Bill 788 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Epilepsy Disease Assistance Act.

6 Section 5. Policy declaration. The General Assembly finds
7 that epilepsy is a devastating health condition that afflicts
8 2,300,000 United States citizens, over 125,000 of whom reside
9 in Illinois. The General Assembly also finds that epilepsy
10 afflicts its victims at all ages, but is particularly
11 devastating to children and the elderly. It is the opinion of
12 the General Assembly that epilepsy can cause serious financial,
13 social, and emotional hardships on the victims and their
14 families of such a major consequence that it is essential for
15 the State to develop and implement policies, plans, and
16 programs to alleviate these hardships.

17 It is the intent of the General Assembly through
18 implementation of this Act to establish a program for the
19 conduct of epilepsy education, awareness, and treatment
20 initiatives designed to address the service gaps and treatment
21 needs of the people impacted by epilepsy. Additionally, it is
22 the intent of the General Assembly, through a comprehensive,
23 state-wide system of community-based services (Epilepsy
24 Treatment and Education Program), to provide for the

1 identification, evaluation, diagnosis, referral, and treatment
2 of victims of this disease.

3 Section 10. Duties of the Department.

4 The Department of Public Health shall:

5 (1) Assist in the development of programs for the care
6 and treatment of persons suffering from epilepsy.

7 (2) Institute and carry on a statewide educational
8 initiative among health care professionals, teachers,
9 school administrators, public health departments, and
10 families, including the dissemination of information and
11 the conducting of educational programs to assist in the
12 early recognition and referral of persons for appropriate
13 followup and treatment.

14 (3) Develop standards for determining eligibility for
15 care and treatment under this program. Among other
16 standards so developed under this paragraph, candidates,
17 to be eligible, must be referred and evaluated by a program
18 properly staffed and affiliated with a national epilepsy
19 program.

20 (4) Extend assistance to the programs listed in item
21 (2) in order to facilitate linkages for persons with
22 epilepsy through the following:

23 (i) referral and evaluation for appropriate care
24 management and treatment; and

25 (ii) diagnosis and treatment by epileptologists
26 and the Epilepsy Foundation.

27 Section 15. Epilepsy Advisory Committee. The Epilepsy
28 Advisory Committee is created as a committee within the
29 Department of Public Health. The Epilepsy Advisory Committee
30 shall consist of the Director of Public Health, or his or her
31 designee, who shall serve as a non-voting member and who shall
32 be the co-chair of the Committee, and 13 voting members

1 appointed by the Governor.

2 The voting members shall include persons who are
3 experienced in the delivery of diagnoses, treatment, and
4 support services to victims of epilepsy and their families. The
5 voting members shall include 3 board-certified neurologists
6 licensed to practice medicine in all of its branches, at least
7 one of whom shall be a Director of a comprehensive epilepsy
8 center; one representative of an educational institution that
9 is affiliated with a medical center in the State; one
10 representative of a licensed hospital; one nurse; one social
11 worker; one representative of an organization established
12 under the Illinois Insurance Code for the purpose of providing
13 health insurance; one representative of each Illinois Epilepsy
14 Foundation affiliate; and 2 people with epilepsy or members of
15 their families.

16 Each voting member shall serve for a term of 2 years and
17 until his or her successor is appointed and qualified. Members
18 of the Committee shall not be compensated, but shall be
19 reimbursed for expenses actually incurred in the performance of
20 their duties from funds appropriated for that purpose. No more
21 than 9 voting members may be of the same political party.
22 Vacancies shall be filled in the same manner as original
23 appointments.

24 The Epilepsy Advisory Committee shall advise the
25 Department of Public Health on their duties under this Act.

26 Section 20. Regional programs. The Epilepsy Committee
27 shall recommend the establishment of regional epilepsy
28 treatment and education programs designed to provide community
29 services to people with epilepsy and their families.

30 Section 25. Epilepsy Treatment and Education Grants-in-Aid
31 Fund. The Epilepsy Treatment and Education Grants-in-Aid Fund
32 is created as a special fund in the State treasury. Using

1 appropriations from the Fund, the Department of Public Health
2 shall provide grants-in-aid (i) to fund necessary educational
3 activities and (ii) for the development and maintenance of
4 services for victims of epilepsy and their families, as managed
5 through an epilepsy program properly staffed and affiliated
6 with a national epilepsy program. The Department shall adopt
7 rules governing the distribution and specific purpose of these
8 grants.

9 Section 30. The State Finance Act is amended by adding
10 Section 5.640 as follows:

11 (30 ILCS 105/5.640 new)

12 Sec. 5.640. The Epilepsy Treatment and Education
13 Grants-in-Aid Fund.

14 Section 35. The Illinois Income Tax Act is amended by
15 changing Sections 509 and 510 and by adding Section 507EE as
16 follows:

17 (35 ILCS 5/507EE new)

18 Sec. 507EE. Epilepsy Treatment and Education Grants-in-Aid
19 Fund checkoff. The Department must print on its standard
20 individual income tax form a provision indicating that if the
21 taxpayer wishes to contribute to the Epilepsy Treatment and
22 Education Grants-in-Aid Fund, as authorized by this amendatory
23 Act of the 94th General Assembly, he or she may do so by
24 stating the amount of the contribution (not less than \$1) on
25 the return and that the contribution will reduce the taxpayer's
26 refund or increase the amount of payment to accompany the
27 return. Failure to remit any amount of increased payment
28 reduces the contribution accordingly. This Section does not
29 apply to any amended return.

1 (35 ILCS 5/509) (from Ch. 120, par. 5-509)

2 Sec. 509. Tax checkoff explanations. All individual income
3 tax return forms shall contain appropriate explanations and
4 spaces to enable the taxpayers to designate contributions to
5 the following funds: the Child Abuse Prevention Fund, the
6 Illinois Wildlife Preservation Fund (as required by the
7 Illinois Non-Game Wildlife Protection Act), the Alzheimer's
8 Disease Research Fund (as required by the Alzheimer's Disease
9 Research Act), the Assistance to the Homeless Fund (as required
10 by this Act), the Penny Severns Breast and Cervical Cancer
11 Research Fund, the National World War II Memorial Fund, the
12 Prostate Cancer Research Fund, the Lou Gehrig's Disease (ALS)
13 Research Fund, the Multiple Sclerosis Assistance Fund, the
14 Leukemia Treatment and Education Fund, the World War II
15 Illinois Veterans Memorial Fund, the Korean War Veterans
16 National Museum and Library Fund, the Illinois Military Family
17 Relief Fund, the Illinois Veterans' Homes Fund, the Epilepsy
18 Treatment and Education Grants-in-Aid Fund, and the Asthma and
19 Lung Research Fund.

20 Each form shall contain a statement that the contributions
21 will reduce the taxpayer's refund or increase the amount of
22 payment to accompany the return. Failure to remit any amount of
23 increased payment shall reduce the contribution accordingly.

24 If, on October 1 of any year, the total contributions to
25 any one of the funds made under this Section do not equal
26 \$100,000 or more, the explanations and spaces for designating
27 contributions to the fund shall be removed from the individual
28 income tax return forms for the following and all subsequent
29 years and all subsequent contributions to the fund shall be
30 refunded to the taxpayer.

31 (Source: P.A. 92-84, eff. 7-1-02; 92-198, eff. 8-1-01; 92-651,
32 eff. 7-11-02; 92-772, eff. 8-6-02; 92-886, eff. 2-7-03; 93-36,
33 eff. 6-24-03; 93-131, eff. 7-10-03; 93-292, eff. 7-22-03;
34 93-324, eff. 7-23-03; 93-776, eff. 7-21-04.)

1 (35 ILCS 5/510) (from Ch. 120, par. 5-510)

2 Sec. 510. Determination of amounts contributed. The
3 Department shall determine the total amount contributed to each
4 of the following: the Child Abuse Prevention Fund, the Illinois
5 Wildlife Preservation Fund, the Assistance to the Homeless
6 Fund, the Alzheimer's Disease Research Fund, the Penny Severns
7 Breast and Cervical Cancer Research Fund, the National World
8 War II Memorial Fund, the Prostate Cancer Research Fund, the
9 Illinois Military Family Relief Fund, the Lou Gehrig's Disease
10 (ALS) Research Fund, the Multiple Sclerosis Assistance Fund,
11 the Leukemia Treatment and Education Fund, the World War II
12 Illinois Veterans Memorial Fund, the Korean War Veterans
13 National Museum and Library Fund, the Illinois Veterans' Homes
14 Fund, the Epilepsy Treatment and Education Grants-in-Aid Fund,
15 and the Asthma and Lung Research Fund; and shall notify the
16 State Comptroller and the State Treasurer of the amounts to be
17 transferred from the General Revenue Fund to each fund, and
18 upon receipt of such notification the State Treasurer and
19 Comptroller shall transfer the amounts.

20 (Source: P.A. 92-84, eff. 7-1-02; 92-198, eff. 8-1-01; 92-651,
21 eff. 7-11-02; 92-772, eff. 8-6-02; 92-886, eff. 2-7-03; 93-36,
22 eff. 6-24-03; 93-131, eff. 7-10-03; 93-292, eff. 7-22-03;
23 93-324, eff. 7-23-03; 93-776, eff. 7-21-04.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law."