



Sen. Edward D. Maloney

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09400HB2531sam004

LRB094 09883 RAS 46556 a

1 AMENDMENT TO HOUSE BILL 2531

2 AMENDMENT NO. _____. Amend House Bill 2531, AS AMENDED, in
3 Section 5, Sec. 30, subsec. (d-5), by deleting "UCIA"; and

4 in Section 5, Sec. 30, subsec. (d-5), after "employees", by
5 inserting "hired on or after January 1, 2006"; and

6 in Section 5, Sec. 70, by replacing subsec. (a) with the
7 following:

8 "(a) In this Section:

9 "Centers for Medicare and Medicaid Services (CMMS) grant"
10 means the grant awarded to and distributed by the Department of
11 Public Health to enhance the conduct of criminal history
12 records checks of certain health care employees. The CMMS grant
13 is authorized by Section 307 of the federal Medicare
14 Prescription Drug, Improvement, and Modernization Act of 2003,
15 which establishes the framework for a program to evaluate
16 national and state background checks on perspective employees
17 with direct access to patients of long-term care facilities or
18 providers.

19 "Selected health care employer" means any of the following
20 selected to participate in the CMMS grant:

21 (1) a community living facility as defined in the
22 Community Living Facility Act;

23 (2) a long-term care facility as defined in the Nursing
24 Home Care Act;

1 (3) a home health agency as defined in the Home Health
2 Agency Licensing Act;

3 (4) a full hospice as defined in the Hospice Licensing
4 Act;

5 (5) an establishment licensed under the Assisted
6 Living and Shared Housing Act;

7 (6) a supportive living facility as defined in the
8 Illinois Public Aid Code;

9 (7) a day training program certified by the Department
10 of Human Services; or

11 (8) a community integrated living arrangement operated
12 by a community mental health and developmental service
13 agency as defined in the Community Integrated Living
14 Arrangements Licensing and Certification Act."; and

15 in Section 5, Sec. 70, subsec. (c), after "With regards to
16 individuals", by inserting "hired on or after January 1, 2006";
17 and

18 in Section 5, Sec. 70, subsec. (d), the sentence beginning "The
19 Department of State Police shall charge", after "actual cost of
20 the records check", by inserting "and shall be deposited into
21 the State Police Services Fund"; and

22 in Section 5, Sec. 70, by replacing subsec. (g) with the
23 following:

24 "(g) A fingerprint-based criminal history records check
25 submitted in accordance with subsection (d) of this Section
26 must meet the requirements for a UCIA criminal history records
27 check, as set forth in this Act.

28 (h) This Section shall be inapplicable upon the conclusion
29 of the CMMS grant."