



Sen. M. Maggie Crotty

**Filed: 2/16/2006**

09400SB2436sam001

LRB094 17968 RCE 56165 a

1 AMENDMENT TO SENATE BILL 2436

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2436 on page 1,  
3 line 5, by replacing "Section 12" with "Sections 12 and 13";  
4 and

5 on page 4, immediately below line 5, by inserting the  
6 following:

7 "(20 ILCS 3960/13) (from Ch. 111 1/2, par. 1163)

8 (Section scheduled to be repealed on July 1, 2006)

9 Sec. 13. Investigation of applications for permits and  
10 certificates of recognition. The Agency or the State Board  
11 shall make or cause to be made such investigations as it or the  
12 State Board deems necessary in connection with an application  
13 for a permit or an application for a certificate of  
14 recognition, or in connection with a determination of whether  
15 or not construction or modification which has been commenced is  
16 in accord with the permit issued by the State Board or whether  
17 construction or modification has been commenced without a  
18 permit having been obtained. The State Board may issue  
19 subpoenas duces tecum requiring the production of records and  
20 may administer oaths to such witnesses.

21 Any circuit court of this State, upon the application of  
22 the State Board or upon the application of any party to such  
23 proceedings, may, in its discretion, compel the attendance of  
24 witnesses, the production of books, papers, records, or

1 memoranda and the giving of testimony before the State Board,  
2 by a proceeding as for contempt, or otherwise, in the same  
3 manner as production of evidence may be compelled before the  
4 court.

5 The State Board shall require all health facilities  
6 operating in this State to provide such reasonable reports at  
7 such times and containing such information as is needed by it  
8 to carry out the purposes and provisions of this Act. Prior to  
9 collecting information from health facilities, the State Board  
10 shall make reasonable efforts through a public process to  
11 consult with health facilities and associations that represent  
12 them to determine whether data and information requests will  
13 result in useful information for health planning, whether  
14 sufficient information is available from other sources, and  
15 whether data requested is routinely collected by health  
16 facilities and is available without retrospective record  
17 review. Data and information requests shall not impose undue  
18 paperwork burdens on health care facilities and personnel.  
19 Health facilities not complying with this requirement shall be  
20 reported to licensing, accrediting, certifying, or payment  
21 agencies as being in violation of State law. Health care  
22 facilities and other parties at interest shall have reasonable  
23 access, under rules established by the State Board, to all  
24 planning information submitted in accord with this Act  
25 pertaining to their area.

26 Among the reports to be required by the State Board are  
27 facility questionnaires for health care facilities licensed  
28 under the Ambulatory Surgical Treatment Center Act, the  
29 Hospital Licensing Act, the Nursing Home Care Act, or the End  
30 Stage Renal Disease Facility Act. These questionnaires shall be  
31 conducted on an annual basis and compiled by the Agency. For  
32 health care facilities licensed under the Nursing Home Care  
33 Act, these reports shall include, but not be limited to, the  
34 identification of specialty services provided by the facility

1 to patients, residents, and the community at large. For health  
2 care facilities that contain beds, the reports shall also  
3 include the number of staffed beds, physical capacity for beds  
4 at the facility, and such other information the State Board  
5 determines necessary to determine facility capacities,  
6 occupancies, and operational parameters.

7 (Source: P.A. 93-41, eff. 6-27-03.)".