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LRB096 06176 KTG 23401 a

1 AMENDMENT TO HOUSE BILL 528

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 528 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Medical Patient Rights Act is amended by  
5 changing Section 5 and adding Sections 5.1 and 5.2 as follows:

6 (410 ILCS 50/5)

7 Sec. 5. Statement of hospital patient's rights.

8 (a) Each patient admitted to a hospital, and the guardian  
9 or authorized representative or parent of a minor patient,  
10 shall be given a written statement of all the rights enumerated  
11 in this Act, or a similar statement of patients' rights  
12 required of the hospital by the Joint Commission on  
13 Accreditation of Healthcare Organizations or a similar  
14 accrediting organization. The statement shall be given at the  
15 time of admission or as soon thereafter as the condition of the  
16 patient permits.

1 (b) If a patient is unable to read the written statement, a  
2 hospital shall make a reasonable effort to provide it to the  
3 guardian or authorized representative of the patient.

4 (c) The statement shall also include the right not to be  
5 discriminated against by the hospital due to the patient's  
6 race, color, or national origin where such characteristics are  
7 not relevant to the patient's medical diagnosis and treatment.  
8 The statement shall further provide each admitted patient or  
9 the patient's representative or guardian with notice of how to  
10 initiate a grievance regarding improper discrimination with  
11 the hospital and how the patient may lodge a grievance with the  
12 Illinois Department of Public Health regardless of whether the  
13 patient has first used the hospital's grievance process.

14 (Source: P.A. 88-56; 88-670, eff. 12-2-94.)

15 (410 ILCS 50/5.1 new)

16 Sec. 5.1. Discrimination grievance procedures. Upon  
17 receipt of a grievance alleging unlawful discrimination on the  
18 basis of race, color, or national origin, the hospital must  
19 investigate the claim and work with the patient to address  
20 valid or proven concerns in accordance with the hospital's  
21 grievance process. At the conclusion of the hospital's  
22 grievance process, the hospital shall inform the patient that  
23 such grievances may be reported to the Illinois Department of  
24 Public Health if not resolved to the patient's satisfaction at  
25 the hospital level.

1 (410 ILCS 50/5.2 new)

2 Sec. 5.2. Emergency room anti-discrimination notice. Every  
3 hospital shall post a sign next to or in close proximity of its  
4 sign required by Section 489.20 (q) (1) of Title 42 of the Code  
5 of Federal Regulations stating the following:

6 "You have the right not to be discriminated against by the  
7 hospital due to your race, color, or national origin if these  
8 characteristics are unrelated to your diagnosis or treatment.  
9 If you believe this right has been violated, please call  
10 (insert number for hospital grievance officer)."

11 Section 99. Effective date. This Act takes effect upon  
12 becoming law."