



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5316

Introduced 2/5/2010, by Rep. Kevin Joyce

SYNOPSIS AS INTRODUCED:

225 ILCS 46/65

Amends the Health Care Worker Background Check Act. Provides that the Secretary of the Department of Financial and Professional Regulation or his or her designee must serve without pay as a member of the Health Care Worker Task Force. Effective immediately.

LRB096 18170 ASK 33545 b

1 AN ACT concerning professions and occupations.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Health Care Worker Background Check Act is
5 amended by changing Section 65 as follows:

6 (225 ILCS 46/65)

7 Sec. 65. Health Care Worker Task Force. A Health Care
8 Worker Task Force shall be appointed to study and make
9 recommendations on statutory changes to this Act.

10 (a) The Task Force shall monitor the status of the
11 implementation of this Act and monitor complaint
12 investigations relating to this Act by the Department on Aging,
13 Department of Public Health, Department of Professional
14 Regulation, and the Department of Human Services to determine
15 the criminal background, if any, of health care workers who
16 have had findings of abuse, theft, or exploitation.

17 (b) The Task Force shall make recommendations concerning
18 modifications to the list of offenses enumerated in Section 25,
19 including time limits on all or some of the disqualifying
20 offenses, and any other necessary or desirable changes to the
21 Act.

22 (c) In the event that proposed rules or changes are
23 properly submitted to the Task Force and the Task Force fails

1 to advise the Department within 90 days after receipt of the
2 proposed rules or changes, final action shall be deemed to have
3 been taken by the Task Force concerning the proposed rules or
4 changes.

5 (d) The Task Force shall be composed of the following
6 members, who shall serve without pay:

7 (1) a chairman knowledgeable about health care issues,
8 who shall be appointed by the Governor;

9 (2) the Director of Public Health or his or her
10 designee;

11 (3) the Director of State Police or his or her
12 designee;

13 (3.5) the Director of Healthcare and Family Services or
14 his or her designee;

15 (3.6) the Secretary of Human Services or his or her
16 designee;

17 (3.7) the Director of Aging or his or her designee;

18 (3.8) the Secretary of the Department of Financial and
19 Professional Regulation or his or her designee;

20 (4) 2 representatives of health care providers, who
21 shall be appointed by the Governor;

22 (5) 2 representatives of health care employees, who
23 shall be appointed by the Governor;

24 (5.5) a representative of a Community Care homemaker
25 program, who shall be appointed by the Governor;

26 (6) a representative of the general public who has an

1 interest in health care, who shall be appointed by the
2 Governor; and

3 (7) 4 members of the General Assembly, one appointed by
4 the Speaker of the House, one appointed by the House
5 Minority Leader, one appointed by the President of the
6 Senate, and one appointed by the Senate Minority Leader.

7 (e) The Task Force shall meet at least quarterly, and more
8 frequently at the discretion of the chairperson. Task Force
9 members shall serve until a replacement is sworn and qualified.
10 Nine members appointed to the Task Force constitutes a quorum.
11 (Source: P.A. 95-331, eff. 8-21-07; 95-987, eff. 10-3-08.)

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