



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1485

by Rep. Chapin Rose

SYNOPSIS AS INTRODUCED:

- 20 ILCS 105/4.02f new
- 20 ILCS 505/37a new
- 20 ILCS 1305/1-37a new
- 20 ILCS 2205/2205-15a new
- 20 ILCS 2310/2310-12a new

Amends the Illinois Act on the Aging, the Children and Family Services Act, the Department of Human Services Act, the Department of Healthcare and Family Services Law of the Civil Administrative Code of Illinois, and the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that the Department on Aging, the Department of Children and Family Services, the Department of Human Services, the Department of Healthcare and Family Services, and the Department of Public Health shall have the authority and are hereby directed to collaboratively adopt joint rules to establish (i) a cross-agency prequalification process for contracting with privately owned or operated human service providers; (ii) a cross-agency master service agreement of standard terms and conditions for contracting with privately owned or operated human service providers; and (iii) a cross-agency common service taxonomy for human service providers to streamline the processes outlined in the amendatory Act. Provides that the Department of Human Services shall be the lead agency in this matter. Effective immediately.

LRB097 07407 KTG 47516 b

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Act on the Aging is amended by
5 adding Section 4.02f as follows:

6 (20 ILCS 105/4.02f new)

7 Sec. 4.02f. Cross-agency prequalification and master
8 service agreements. As required in Section 1-37a of the
9 Department of Humans Services Act, the Department shall have
10 the authority and is hereby directed to collaborate with the
11 Department of Human Services and other State human services
12 agencies in the adoption of joint rules to establish (i) a
13 cross-agency prequalification process for contracting with
14 privately owned or operated human service providers; (ii) a
15 cross-agency master service agreement of standard terms and
16 conditions for contracting with privately owned or operated
17 human service providers; and (iii) a cross-agency common
18 service taxonomy for human service providers to streamline the
19 processes referenced in this Section and outlined in Section
20 1-37a of the Department of Human Services Act.

21 Section 10. The Children and Family Services Act is amended
22 by adding Section 37a as follows:

1 (20 ILCS 505/37a new)

2 Sec. 37a. Cross-agency prequalification and master service
3 agreements. As required in Section 1-37a of the Department of
4 Humans Services Act, the Department shall have the authority
5 and is hereby directed to collaborate with the Department of
6 Human Services and other State human services agencies in the
7 adoption of joint rules to establish (i) a cross-agency
8 prequalification process for contracting with privately owned
9 or operated human service providers; (ii) a cross-agency master
10 service agreement of standard terms and conditions for
11 contracting with privately owned or operated human service
12 providers; and (iii) a cross-agency common service taxonomy for
13 human service providers to streamline the processes referenced
14 in this Section and outlined in Section 1-37a of the Department
15 of Human Services Act.

16 Section 15. The Department of Human Services Act is amended
17 by adding Section 1-37a as follows:

18 (20 ILCS 1305/1-37a new)

19 Sec. 1-37a. Cross-agency prequalification and master
20 service agreements.

21 (a) "State human services agency" means the Department on
22 Aging, the Department of Children and Family Services, the
23 Department of Human Services, the Department of Healthcare and

1 Family Services, and the Department of Public Health.

2 (b) Intent. Per the requirements of Public Act 96-1141, on
3 January 1, 2011 a report titled "Streamlined Auditing and
4 Monitoring for Community Based Services: First Steps Toward a
5 More Efficient System for Providers, State Government, and the
6 Community" was provided to members of the General Assembly. The
7 report, which was developed by a steering committee of
8 community providers, trade associations, and designated
9 representatives from the Departments of Children and Family
10 Services, Healthcare and Family Services, Human Services, and
11 Public Health, issued a series of recommendations, including
12 recommended changes to Administrative Rules and Illinois
13 statutes, on the categories of deemed status for accreditation,
14 fiscal audits, centralized repository of information,
15 Medicaid, technology, contracting, and streamlined monitoring
16 procedures. It is the intent of the 97th General Assembly to
17 pursue implementation of those recommendations that have been
18 determined to require Acts of the General Assembly.

19 (c) Cross-Agency Prequalification of Human Service
20 Providers. Each State human services agency shall have the
21 authority and is hereby directed to collaboratively adopt joint
22 rules to establish a cross-agency prequalification process for
23 contracting with privately owned or operated human service
24 providers. This process shall include a mechanism for the State
25 human services agencies to collect information from human
26 service providers including, but not limited to, provider

1 organizational experience, capability to perform services, and
2 organizational integrity in order for the agencies to screen
3 potential human service providers as vendors to contract with
4 the agencies.

5 (d) Master Service Agreements for human service providers.
6 Each State human services agency shall have the authority and
7 is hereby directed to collaboratively adopt joint rules to
8 establish a cross-agency master service agreement of standard
9 terms and conditions for contracting with privately owned or
10 operated human service providers. The master service agreement
11 shall be awarded to prequalified providers as determined
12 through the cross-agency prequalification process outlined in
13 subsection (c) of this Act. The master service agreement shall
14 not replace or serve as the equivalent of a contract between an
15 agency and a privately owned or operated human service
16 provider, but only those privately owned or operated human
17 service providers that are prequalified with a master service
18 agreement may contract with an agency to provide services.

19 (e) Common Service Taxonomy for human service providers.
20 Each State human services agency shall have the authority and
21 is hereby directed to collaboratively adopt joint rules to
22 establish a cross-agency common service taxonomy for human
23 service providers to streamline the processes outlined in
24 subsections (c) and (d) of this Act. The taxonomy shall
25 include, but not be limited to, a common list of terms to
26 define services, processes, and client populations.

1 (f) Notwithstanding any provision in this Section to the
2 contrary, the Department of Human Services shall serve as the
3 lead agency on all matters provided in subsections (c), (d),
4 and (e).

5 Section 20. The Department of Healthcare and Family
6 Services Law of the Civil Administrative Code of Illinois is
7 amended by adding Section 2205-15a as follows:

8 (20 ILCS 2205/2205-15a new)

9 Sec. 2205-15a. Cross-agency prequalification and master
10 service agreements. As required in Section 1-37a of the
11 Department of Humans Services Act, the Department shall have
12 the authority and is hereby directed to collaborate with the
13 Department of Human Services and other State human services
14 agencies in the adoption of joint rules to establish (i) a
15 cross-agency prequalification process for contracting with
16 privately owned or operated human service providers; (ii) a
17 cross-agency master service agreement of standard terms and
18 conditions for contracting with privately owned or operated
19 human service providers; and (iii) a cross-agency common
20 service taxonomy for human service providers to streamline the
21 processes referenced in this Section and outlined in Section
22 1-37a of the Department of Human Services Act.

23 Section 25. The Department of Public Health Powers and

1 Duties Law of the Civil Administrative Code of Illinois is
2 amended by adding Section 2310-12a as follows:

3 (20 ILCS 2310/2310-12a new)

4 Sec. 2310-12a. Cross-agency prequalification and master
5 service agreements. As required in Section 1-37a of the
6 Department of Humans Services Act, the Department shall have
7 the authority and is hereby directed to collaborate with the
8 Department of Human Services and other State human services
9 agencies in the adoption of joint rules to establish (i) a
10 cross-agency prequalification process for contracting with
11 privately owned or operated human service providers; (ii) a
12 cross-agency master service agreement of standard terms and
13 conditions for contracting with privately owned or operated
14 human service providers; and (iii) a cross-agency common
15 service taxonomy for human service providers to streamline the
16 processes referenced in this Section and outlined in Section
17 1-37a of the Department of Human Services Act.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.