



Rep. Thomas Morrison

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09700HB4117ham001

LRB097 17587 DRJ 65303 a

1 AMENDMENT TO HOUSE BILL 4117

2 AMENDMENT NO. _____. Amend House Bill 4117 by replacing
3 the title with the following:

4 "AN ACT concerning regulation, which may be referred to as
5 the Women's Health and Safety Act of 2012."; and

6 by replacing everything after the enacting clause with the
7 following:

8 "Section 5. The Ambulatory Surgical Treatment Center Act is
9 amended by changing Section 3 and by adding Section 6.2 as
10 follows:

11 (210 ILCS 5/3) (from Ch. 111 1/2, par. 157-8.3)

12 Sec. 3. As used in this Act, unless the context otherwise
13 requires, the following words and phrases shall have the
14 meanings ascribed to them:

1 (A) "Ambulatory surgical treatment center" means any
2 institution, place or building devoted primarily to the
3 maintenance and operation of facilities for the performance of
4 surgical procedures or any facility in which a ~~medical or~~
5 surgical procedure is utilized to terminate 50 or more
6 pregnancies in any calendar year ~~a pregnancy~~, irrespective of
7 whether the facility is devoted primarily to this purpose. Such
8 facility shall not provide beds or other accommodations for the
9 overnight stay of patients; however, facilities devoted
10 exclusively to the treatment of children may provide
11 accommodations and beds for their patients for up to 23 hours
12 following admission. Individual patients shall be discharged
13 in an ambulatory condition without danger to the continued well
14 being of the patients or shall be transferred to a hospital.

15 The term "ambulatory surgical treatment center" does not
16 include any of the following:

17 (1) Any institution, place, building or agency
18 required to be licensed pursuant to the "Hospital Licensing
19 Act", approved July 1, 1953, as amended.

20 (2) Any person or institution required to be licensed
21 pursuant to the Nursing Home Care Act, the Specialized
22 Mental Health Rehabilitation Act, or the ID/DD Community
23 Care Act.

24 (3) Hospitals or ambulatory surgical treatment centers
25 maintained by the State or any department or agency
26 thereof, where such department or agency has authority

1 under law to establish and enforce standards for the
2 hospitals or ambulatory surgical treatment centers under
3 its management and control.

4 (4) Hospitals or ambulatory surgical treatment centers
5 maintained by the Federal Government or agencies thereof.

6 (5) Any place, agency, clinic, or practice, public or
7 private, whether organized for profit or not, devoted
8 exclusively to the performance of dental or oral surgical
9 procedures.

10 (B) "Person" means any individual, firm, partnership,
11 corporation, company, association, or joint stock association,
12 or the legal successor thereof.

13 (C) "Department" means the Department of Public Health of
14 the State of Illinois.

15 (D) "Director" means the Director of the Department of
16 Public Health of the State of Illinois.

17 (E) "Physician" means a person licensed to practice
18 medicine in all of its branches in the State of Illinois.

19 (F) "Dentist" means a person licensed to practice dentistry
20 under the Illinois Dental Practice Act.

21 (G) "Podiatrist" means a person licensed to practice
22 podiatry under the Podiatric Medical Practice Act of 1987.

23 (Source: P.A. 96-339, eff. 7-1-10; 97-38, eff. 6-28-11; 97-227,
24 eff. 1-1-12; revised 9-28-11.)

25 (210 ILCS 5/6.2 new)

1 Sec. 6.2. Exceptions and preferences for abortion clinics;
2 other statutes and rules. Notwithstanding any other statute,
3 rule, or regulation to the contrary, an ambulatory surgical
4 treatment center utilized to terminate pregnancies must comply
5 with all of the statutes, rules, and regulations generally
6 applicable to other ambulatory surgical treatment centers. An
7 ambulatory surgical treatment center required to perform
8 construction or other physical renovation in order to comply
9 with the statutes, rules, and regulations applicable pursuant
10 to this Section shall have until January 1, 2016 to complete
11 any such construction or other physical renovation."