



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2544

by Rep. JoAnn D. Osmond

SYNOPSIS AS INTRODUCED:

New Act

Creates the Accountable Care Organization Clinical Laboratory Testing Advisory Board Act. Provides that every accountable care organization providing diagnosis and treatment for patients in this State must establish an advisory board to consider and recommend guidelines or protocols for clinical laboratory testing. Provides that the membership of a clinical laboratory testing advisory board must include at least one physician who is legally affiliated with the accountable care organization and is a medical director of a clinical laboratory that is providing services for the accountable care organization. Provides that an advisory board may make recommendations to the accountable care organization's governing board for the adoption of guidelines or protocols with respect to clinical laboratory testing. Provides that nothing in the Act requires an accountable care organization's governing board to adopt a clinical laboratory testing guideline or protocol recommended by the accountable care organization's advisory board. Effective January 1, 2014.

LRB098 08629 DRJ 38748 b

1 AN ACT concerning regulation.

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

4 Section 1. Short title. This Act may be cited as the
5 Accountable Care Organization Clinical Laboratory Testing
6 Advisory Board Act.

7 Section 5. Definitions. In this Act:

8 "Advisory board" means a clinical laboratory testing
9 advisory board established under this Act.

10 "Clinical laboratory testing" means any test or analysis
11 performed in a clinical laboratory as defined in Section 2-103
12 of the Illinois Clinical Laboratory and Blood Bank Act or that
13 is otherwise subject to Section 353 of the Public Health
14 Service Act (42 U.S.C. 263a).

15 Section 10. Advisory board required. Every accountable
16 care organization providing diagnosis and treatment for
17 patients in this State must establish an advisory board to
18 consider and recommend guidelines or protocols for clinical
19 laboratory testing.

20 Section 15. Advisory board membership. Every advisory
21 board established under this Act must include in its membership

1 at least one physician who:

2 (1) is legally affiliated with the accountable care
3 organization; and

4 (2) is a medical director, as defined in Section 2-104,
5 of a clinical laboratory that is providing services for the
6 accountable care organization.

7 Section 20. Advisory board functions.

8 (a) An advisory board may make recommendations to the
9 accountable care organization's governing board for the
10 adoption of guidelines or protocols for (i) clinical laboratory
11 testing used for diagnostic purposes or disease management and
12 (ii) pathologist consultation on episodes of care.

13 (b) An advisory board may recommend guidelines or protocols
14 for clinical laboratory testing to ensure appropriate use of
15 such testing.

16 Section 25. Adoption of advisory board recommendations.
17 Notwithstanding the requirement of this Act to establish a
18 clinical laboratory testing advisory board, nothing contained
19 in this Act shall be construed to require an accountable care
20 organization's governing board to adopt a clinical laboratory
21 testing guideline or protocol recommended by the accountable
22 care organization's advisory board.

23 Section 99. Effective date. This Act takes effect January
24 1, 2014.