



Rep. Sam Yingling

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LRB098 19826 RPS 59238 a

1 AMENDMENT TO SENATE BILL 3465

2 AMENDMENT NO. _____. Amend Senate Bill 3465 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Ambulatory Surgical Treatment Center Act is
5 amended by changing Section 3 and by adding Section 6.8 as
6 follows:

7 (210 ILCS 5/3) (from Ch. 111 1/2, par. 157-8.3)

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

11 (A) "Ambulatory surgical treatment center" means any
12 institution, place or building devoted primarily to the
13 maintenance and operation of facilities for the performance of
14 surgical procedures. "Ambulatory surgical treatment center"
15 includes any place that meets and complies with the definition
16 of an ambulatory surgical treatment center under the rules

1 adopted by the Department or any facility in which a medical or
2 surgical procedure is utilized to terminate a pregnancy,
3 irrespective of whether the facility is devoted primarily to
4 this purpose. Such facility shall not provide beds or other
5 accommodations for the overnight stay of patients; however,
6 facilities devoted exclusively to the treatment of children may
7 provide accommodations and beds for their patients for up to 23
8 hours following admission. Individual patients shall be
9 discharged in an ambulatory condition without danger to the
10 continued well being of the patients or shall be transferred to
11 a hospital.

12 The term "ambulatory surgical treatment center" does not
13 include any of the following:

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

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

21 (3) Hospitals or ambulatory surgical treatment centers
22 maintained by the State or any department or agency
23 thereof, where such department or agency has authority
24 under law to establish and enforce standards for the
25 hospitals or ambulatory surgical treatment centers under
26 its management and control.

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

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

7 (B) "Person" means any individual, firm, partnership,
8 corporation, company, association, or joint stock association,
9 or the legal successor thereof.

10 (C) "Department" means the Department of Public Health of
11 the State of Illinois.

12 (D) "Director" means the Director of the Department of
13 Public Health of the State of Illinois.

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

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

18 (G) "Podiatric physician" means a person licensed to
19 practice podiatry under the Podiatric Medical Practice Act of
20 1987.

21 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,
22 eff. 7-13-12; 98-214, eff. 8-9-13.)

23 (210 ILCS 5/6.8 new)

24 Sec. 6.8. Agreements with the federal Centers for Medicare
25 and Medicaid Services. An ambulatory surgical treatment center

1 that elects to have an agreement with the federal Centers for
2 Medicare and Medicaid Services, as provided in 42 CFR 416, must
3 also meet the Medicare conditions as an ambulatory surgical
4 center, as set forth in 42 CFR 416, and have an active
5 agreement with the federal Centers for Medicare and Medicaid
6 Services to participate in Medicare as an ambulatory surgical
7 center provider in Illinois."