

HB4986



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4986

by Rep. Ron Sandack

SYNOPSIS AS INTRODUCED:

410 ILCS 517/15

Amends the Health Care Professional Credentials Data Collection Act. Provides that any health care professionals' credentials data collected or obtained by a health care entity, health care plan, or hospital shall be privileged information. Effective immediately.

LRB099 19707 MJP 44104 b

A BILL FOR

1 AN ACT concerning health.

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

4 Section 5. The Health Care Professional Credentials Data
5 Collection Act is amended by changing Section 15 as follows:

6 (410 ILCS 517/15)

7 Sec. 15. Development and use of uniform health care and
8 hospital credentials forms.

9 (a) The Department, in consultation with the council, shall
10 by rule establish:

11 (1) a uniform health care credentials form that shall
12 include the credentials data commonly requested by health
13 care entities and health care plans for purposes of
14 credentialing and shall minimize the need for the
15 collection of additional credentials data;

16 (2) a uniform health care recredentials form that shall
17 include the credentials data commonly requested by health
18 care entities and health care plans for purposes of
19 recredentialing and shall minimize the need for the
20 collection of additional credentials data;

21 (3) a uniform hospital credentials form that shall
22 include the credentials data commonly requested by
23 hospitals for purposes of credentialing and shall minimize

1 the need for the collection of additional credentials data;

2 (4) a uniform hospital recredentials form that shall
3 include the credentials data commonly requested by
4 hospitals for purposes of recredentialing and shall
5 minimize the need for collection of additional credentials
6 data; and

7 (5) uniform updating forms.

8 (b) The uniform forms established in subsection (a) shall
9 be coordinated to reduce the need to provide redundant
10 information. Further, the forms shall be made available in both
11 paper and electronic formats.

12 (c) The Department, in consultation with the council, shall
13 establish by rule a date after which an electronic format may
14 be required by a health care entity, a health care plan, or a
15 hospital, and a health care professional may require acceptance
16 of an electronic format by a health care entity, a health care
17 plan, or a hospital.

18 (d) Beginning January 1, 2002, each health care entity or
19 health care plan that employs, contracts with, or allows health
20 care professionals to provide medical or health care services
21 and requires health care professionals to be credentialed or
22 recertified shall for purposes of collecting credentials
23 data only require:

24 (1) the uniform health care credentials form;

25 (2) the uniform health care recredentials form;

26 (3) the uniform updating forms; and

1 (4) any additional credentials data requested.

2 (e) Beginning January 1, 2002, each hospital that employs,
3 contracts with, or allows health care professionals to provide
4 medical or health care services and requires health care
5 professionals to be credentialed or recredentialed shall for
6 purposes of collecting credentials data only require:

7 (1) the uniform hospital credentials form;

8 (2) the uniform hospital recredentials form;

9 (3) the uniform updating forms; and

10 (4) any additional credentials data requested.

11 (f) Each health care entity and health care plan shall
12 complete the process of verifying a health care professional's
13 credentials data in a timely fashion and shall complete the
14 process of credentialing or recredentialing of the health care
15 professional within 60 days after submission of all credentials
16 data and completion of verification of the credentials data.

17 (g) Each health care professional shall provide any
18 corrections, updates, and modifications to his or her
19 credentials data to ensure that all credentials data on the
20 health care professional remains current. Such corrections,
21 updates, and modifications shall be provided within 5 business
22 days for State health care professional license revocation,
23 federal Drug Enforcement Agency license revocation, Medicare
24 or Medicaid sanctions, revocation of hospital privileges, any
25 lapse in professional liability coverage required by a health
26 care entity, health care plan, or hospital, or conviction of a

1 felony, and within 45 days for any other change in the
2 information from the date the health care professional knew of
3 the change. All updates shall be made on the uniform updating
4 forms developed by the Department.

5 (h) Any credentials data collected or obtained by the
6 health care entity, health care plan, or hospital shall be
7 confidential and privileged, ~~as provided by law~~, and ~~otherwise~~
8 may not be redisclosed without written consent of the health
9 care professional, except that in any proceeding to challenge
10 credentialing or recredentialing, or in any judicial review,
11 the claim of confidentiality shall not be invoked to deny a
12 health care professional, health care entity, health care plan,
13 or hospital access to or use of credentials data. Nothing in
14 this Section prevents a health care entity, health care plan,
15 or hospital from disclosing any credentials data to its
16 officers, directors, employees, agents, subcontractors,
17 medical staff members, any committee of the health care entity,
18 health care plan, or hospital involved in the credentialing
19 process, or accreditation bodies or licensing agencies.
20 However, any redisclosure of credentials data contrary to this
21 Section is prohibited.

22 (i) Nothing in this Act shall be construed to restrict the
23 right of any health care entity, health care plan or hospital
24 to request additional information necessary for credentialing
25 or recredentialing.

26 (j) Nothing in this Act shall be construed to restrict in

1 any way the authority of any health care entity, health care
2 plan or hospital to approve, suspend or deny an application for
3 hospital staff membership, clinical privileges, or managed
4 care network participation.

5 (k) Nothing in this Act shall be construed to prohibit
6 delegation of credentialing and recredentialing activities as
7 long as the delegated entity follows the requirements set forth
8 in this Act.

9 (l) Nothing in this Act shall be construed to require any
10 health care entity or health care plan to credential or survey
11 any health care professional.

12 (m) Nothing in this Act prohibits a hospital from granting
13 disaster privileges pursuant to the provisions of Section 10.4
14 of the Hospital Licensing Act. When a hospital grants disaster
15 privileges pursuant to Section 10.4 of the Hospital Licensing
16 Act, that hospital is not required to collect credentials data
17 pursuant to this Act.

18 (Source: P.A. 92-193, eff. 1-1-02; 93-829, eff. 7-28-04.)

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