

HB6261



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB6261

Introduced 2/11/2016, by Rep. Ron Sandack

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-25013

from Ch. 34, par. 5-25013

Amends the Counties Code. Provides that a county's board of health may enter into contracts with municipal health departments, county health departments, other boards of health, private or public hospitals, and not for profit entities to provide public health services outside of a board of health's own jurisdiction in order to protect the public health and provide consolidation of services in an effective manner. Makes other technical changes. Effective June 1, 2016.

LRB099 18592 AWJ 42974 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by changing Section
5 5-25013 as follows:

6 (55 ILCS 5/5-25013) (from Ch. 34, par. 5-25013)

7 Sec. 5-25013. Organization of board; powers and duties.

8 (A) The board of health of each county or multiple-county
9 health department shall, immediately after appointment, meet
10 and organize, by the election of one of its number as president
11 and one as secretary, and either from its number or otherwise,
12 a treasurer and such other officers as it may deem necessary. A
13 board of health may make and adopt such rules for its own
14 guidance and for the government of the health department as may
15 be deemed necessary to protect and improve public health not
16 inconsistent with this Division. It shall:

17 1. Hold a meeting prior to the end of each operating
18 fiscal year, at which meeting officers shall be elected for
19 the ensuing operating fiscal year.~~†~~

20 2. Hold meetings at least quarterly.~~†~~

21 3. Hold special meetings upon a written request signed
22 by two members and filed with the Secretary or on request
23 of the medical health officer or public health

1 administrator.†

2 4. Provide, equip and maintain suitable offices,
3 facilities and appliances for the health department.†

4 5. Publish annually, within 90 days after the end of
5 the county's operating fiscal year, in pamphlet form, for
6 free distribution, an annual report showing the condition
7 of its trust on the last day of the most recently completed
8 operating fiscal year, the sums of money received from all
9 sources, giving the name of any donor, how all moneys have
10 been expended and for what purpose, and such other
11 statistics and information in regard to the work of the
12 health department as it may deem of general interest.†

13 6. Within its jurisdiction, and professional and
14 technical competence, enforce and observe all State laws
15 pertaining to the preservation of health, and all county
16 and municipal ordinances except as otherwise provided in
17 this Division.†

18 7. Within its jurisdiction, and professional and
19 technical competence, investigate the existence of any
20 contagious or infectious disease and adopt measures, not
21 inconsistent with the regulations of the State Department
22 of Public Health, to arrest the progress of the same.†

23 8. Within its jurisdiction, and professional and
24 technical competence, make all necessary sanitary and
25 health investigations and inspections.†

26 9. Upon request, give professional advice and

1 information to all city, village, incorporated town and
2 school authorities, within its jurisdiction, in all
3 matters pertaining to sanitation and public health.†

4 10. Appoint a medical health officer as the executive
5 officer for the department, who shall be a citizen of the
6 United States and shall possess such qualifications as may
7 be prescribed by the State Department of Public Health; or
8 appoint a public health administrator who shall possess
9 such qualifications as may be prescribed by the State
10 Department of Public Health as the executive officer for
11 the department, provided that the board of health shall
12 make available medical supervision which is considered
13 adequate by the Director of Public Health.†

14 10 1/2. Appoint such professional employees as may be
15 approved by the executive officer who meet the
16 qualification requirements of the State Department of
17 Public Health for their respective positions provided,
18 that in those health departments temporarily without a
19 medical health officer or public health administrator
20 approval by the State Department of Public Health shall
21 suffice.†

22 11. Appoint such other officers and employees as may be
23 necessary.†

24 12. Prescribe the powers and duties of all officers and
25 employees, fix their compensation, and authorize payment
26 of the same and all other department expenses from the

1 County Health Fund of the county or counties concerned.+

2 13. Submit an annual budget to the county board or
3 boards.+

4 14. Submit an annual report to the county board or
5 boards, explaining all of its activities and
6 expenditures.+

7 15. Establish and carry out programs and services in
8 mental health, including intellectual disabilities and
9 alcoholism and substance abuse, not inconsistent with the
10 regulations of the Department of Human Services.+

11 16. Consult with all other private and public health
12 agencies in the county in the development of local plans
13 for the most efficient delivery of health services.

14 (B) The board of health of each county or multiple-county
15 health department may:

16 1. Initiate and carry out programs and activities of
17 all kinds, not inconsistent with law, that may be deemed
18 necessary or desirable in the promotion and protection of
19 health and in the control of disease including
20 tuberculosis.+

21 2. Receive contributions of real and personal
22 property.+

23 3. Recommend to the county board or boards the adoption
24 of such ordinances and of such rules and regulations as may
25 be deemed necessary or desirable for the promotion and
26 protection of health and control of disease.+

1 4. Appoint a medical and dental advisory committee and
2 a non-medical advisory committee to the health
3 department.~~+~~

4 5. Enter into contracts with the State,
5 municipalities, other political subdivisions and
6 non-official agencies for the purchase, sale or exchange of
7 health services.~~+~~

8 6. Set fees it deems reasonable and necessary (i) to
9 provide services or perform regulatory activities, (ii)
10 when required by State or federal grant award conditions,
11 (iii) to support activities delegated to the board of
12 health by the Illinois Department of Public Health, or (iv)
13 when required by an agreement between the board of health
14 and other private or governmental organizations, unless
15 the fee has been established as a part of a regulatory
16 ordinance adopted by the county board, in which case the
17 board of health shall make recommendations to the county
18 board concerning those fees. Revenue generated under this
19 Section shall be deposited into the County Health Fund or
20 to the account of the multiple-county health department.

21 7. Enter into multiple year employment contracts with
22 the medical health officer or public health administrator
23 as may be necessary for the recruitment and retention of
24 personnel and the proper functioning of the health
25 department.

26 8. Enter into contracts with municipal health

1 departments, county health departments, other boards of
2 health, private or public hospitals, and not for profit
3 entities to provide public health services outside of a
4 board of health's own jurisdiction in order to protect the
5 public health and provide consolidation of services in an
6 effective manner.

7 (C) The board of health of a multiple-county health
8 department may hire attorneys to represent and advise the
9 department concerning matters that are not within the exclusive
10 jurisdiction of the State's Attorney of one of the counties
11 that created the department.

12 (Source: P.A. 97-227, eff. 1-1-12.)

13 Section 99. Effective date. This Act takes effect June 1,
14 2016.