

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Health Facilities Planning Act is
5 amended by adding Section 8.9 as follows:

6 (20 ILCS 3960/8.9 new)

7 Sec. 8.9. Re-establishing discontinued general acute care
8 hospital. Notwithstanding any provision of law to the
9 contrary, a party seeking to re-establish a previously
10 discontinued general acute care hospital under this Act shall
11 be authorized to file a certificate of exemption under the Act
12 if the following conditions are met:

13 (1) the previously discontinued general acute care
14 hospital was a safety net hospital, as defined pursuant to
15 Section 5-5e.1 of the Illinois Public Aid Code, at the
16 time the Review Board approved the closure of the
17 previously discontinued general acute care hospital, or
18 had a Medicaid inpatient utilization rate in excess of 40%
19 as determined by the Department of Healthcare and Family
20 Services in the last rate year prior to the time the Review
21 Board approved the closure of the previously discontinued
22 general acute care hospital;

23 (2) the previously discontinued general acute care

1 hospital surrendered its general acute care hospital
2 license to the Department of Public Health between January
3 1, 2019 and December 31, 2020;

4 (3) the certificate of exemption seeks to re-establish
5 the same number of total authorized beds as were
6 previously authorized by the Department of Public Health
7 at the previously discontinued general acute care
8 hospital;

9 (4) the party seeking to re-establish a previously
10 discontinued general acute care hospital commits to spend
11 at least \$20,000,000 to re-establish the previously
12 discontinued general acute care hospital, which would
13 include the cost of land acquisition, building
14 acquisition, new construction, and new equipment;

15 (5) the party seeking to re-establish a previously
16 discontinued general acute care hospital will adopt and
17 maintain for at least a period of 2 years a charity care
18 policy that is no less restrictive than was in place at the
19 previously discontinued general acute care hospital;

20 (6) the party seeking to re-establish a previously
21 discontinued general acute care hospital will accept
22 Medicaid and Medicaid managed care patients; and

23 (7) the party seeking to re-establish a previously
24 discontinued general acute care hospital will agree to
25 maintain ownership of the re-established general acute
26 care hospital for no less than 5 years after the

1 re-established general acute care hospital has been issued
2 a new general acute care hospital license from the
3 Department of Public Health.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.