

HB4113



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4113

by Rep. Kimberly du Buclet

SYNOPSIS AS INTRODUCED:

20 ILCS 3960/5.3

Amends the Illinois Health Facilities Planning Act. Provides that the State Board shall require each health care facility to submit an annual report of all capital expenditures (previously in excess of 200,000). Provides that if a hospital reports zero capital expenditures, a section detailing the hospital's total purchasing budget that encompasses all goods and services purchased by the hospital in the preceding fiscal year must still be included in the report.

LRB103 33308 RJT 63118 b

A BILL FOR

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 changing Section 5.3 as follows:

6 (20 ILCS 3960/5.3)

7 (Section scheduled to be repealed on December 31, 2029)

8 Sec. 5.3. Annual report of capital expenditures.

9 (a) In addition to the State Board's authority to require
10 reports, the State Board shall require each health care
11 facility to submit an annual report of all capital
12 expenditures ~~in excess of \$200,000 (which shall be annually~~
13 ~~adjusted to reflect the increase in construction costs due to~~
14 ~~inflation)~~ made by the health care facility during the most
15 recent year. This annual report shall consist of a brief
16 description of the capital expenditure, the amount and method
17 of financing the capital expenditure, the certificate of need
18 project number if the project was reviewed, and the total
19 amount of capital expenditures financially committed for the
20 year. Data collected from health care facilities pursuant to
21 this Section shall not duplicate or overlap other data
22 collected by the Department and must be collected as part of
23 the State Board's Annual Questionnaires or supplements for

1 health care facilities that report these data.

2 (b)(1) For the purposes of this subsection (b), "capital
3 expenditures" means only expenditures required under
4 subsection (a) for the erection, building, alteration,
5 reconstruction, modernization, improvement, extension, or
6 demolition of or by a hospital.

7 (2) If a hospital under the University of Illinois
8 Hospital Act or Hospital Licensing Act that has more than 100
9 beds reports capital expenditures ~~at or above the amount~~
10 ~~required under subsection (a)~~, then the hospital shall also
11 meet the reporting requirements under this subsection (b) for
12 female-owned, minority-owned, veteran-owned, and small
13 business enterprises with respect to those reported capital
14 expenditures.

15 (3) Each hospital shall include the following information
16 in its annual report:

17 (A) The hospital's capital expenditure spending goals
18 for female-owned, minority-owned, veteran-owned, and small
19 business enterprises. These goals shall be expressed as a
20 percentage of total capital expenditures reported by the
21 hospital submitting the report.

22 (B) The hospital's actual capital expenditure spending
23 for female-owned, minority-owned, veteran-owned, and small
24 business enterprises. These actual expenditures shall be
25 expressed as a percentage of total capital expenditures
26 reported by the hospital submitting the report. ~~The report~~

1 ~~may include actual spending on female-owned,~~
2 ~~minority-owned, veteran-owned, and small business~~
3 ~~enterprises that is less than the capital expenditure~~
4 ~~threshold required to be reported under subsection (a) of~~
5 ~~this Section.~~

6 (C) The type or types of capital expenditure for which
7 the hospital shall be actively seeking supplier diversity
8 in the next year.

9 (D) An outline of the plan developed to alert and
10 encourage female-owned, minority-owned, veteran-owned,
11 and small business enterprises providing the type or types
12 of services identified in subparagraph (C) to seek
13 business from the hospital.

14 (E) An explanation of the challenges faced in finding
15 quality vendors and any suggestions for what the Health
16 Facilities and Services Review Board could do to be
17 helpful to identify those vendors.

18 (F) A list of the certifications the hospital
19 recognizes.

20 (G) The point of contact for any potential vendor who
21 wishes to do business with the hospital and an explanation
22 of the process for a vendor to enroll with the hospital as
23 a female-owned, minority-owned, veteran-owned, or small
24 business enterprise.

25 (H) Any particular success stories to encourage other
26 hospitals to emulate best practices.

1 (I) A section detailing the hospital's total
2 purchasing budget that encompasses all goods and services
3 purchased by the hospital in the preceding fiscal year. If
4 a hospital reports zero annual capital expenditures, this
5 section must still be included in the report.

6 (4) A health care system may develop a system-wide annual
7 report that includes all hospitals in order to comply with the
8 requirements of this subsection (b). Each annual report shall
9 include as much State-specific data as possible. If the
10 submitting entity does not submit State-specific data, then
11 the hospital shall include any national data it does have and
12 explain why it could not submit State-specific data and how it
13 intends to do so in future reports, if possible.

14 (5) Subject to appropriation, the Department of Central
15 Management Services shall hold an annual workshop open to the
16 public in 2017 and every year thereafter on the state of
17 supplier diversity to collaboratively seek solutions to
18 structural impediments to achieving stated goals, including
19 testimony from subject matter experts.

20 (6) The Health Facilities and Services Review Board shall
21 publish a database on its website of the point of contact for
22 each hospital for supplier diversity, along with a list of
23 certifications each hospital recognizes from the information
24 submitted in each annual report. The Health Facilities and
25 Services Review Board shall publish each annual report on its
26 website and shall maintain each annual report for at least 5

1 years.

2 (7) Notwithstanding any other provision of law, the Health
3 Facilities and Services Review Board shall not inquire about,
4 review, obtain, or in any other way consider the information
5 provided in this Section when reviewing an application for a
6 permit or exemption or in taking any other action under this
7 Act.

8 (8) The annual report required under this subsection (b)
9 shall be submitted by each hospital for its fiscal years that
10 begin at least 6 months after the effective date of this
11 amendatory Act of the 99th General Assembly.

12 (Source: P.A. 99-767, eff. 8-12-16; 100-681, eff. 8-3-18.)