



Rep. William Davis

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LRB094 15518 RSP 57811 a

1 AMENDMENT TO SENATE BILL 2199

2 AMENDMENT NO. _____. Amend Senate Bill 2199 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Alcoholism and Other Drug Abuse and
5 Dependency Act is amended by changing Sections 10-5, 10-10,
6 10-15, and 15-10 as follows:

7 (20 ILCS 301/10-5)

8 Sec. 10-5. Illinois Advisory Council established. There is
9 established the Illinois Advisory Council on Alcoholism and
10 Other Drug Dependency. The members of the Council shall receive
11 no compensation for their service but shall be reimbursed for
12 all expenses actually and necessarily incurred by them in the
13 performance of their duties under this Act, and within the
14 amounts made available to them by the Department. The Council
15 shall annually elect a presiding officer from among its
16 membership. The Council shall meet a minimum of twice annually
17 or ~~from time to time~~ at the call of the Department, or at the
18 call of its presiding officer, or upon the request of a
19 majority of its members. The Department shall provide space and
20 clerical and consulting services to the Council.

21 (Source: P.A. 88-80.)

22 (20 ILCS 301/10-10)

23 Sec. 10-10. Powers and duties of the Council. The Council

1 shall:

2 (a) advise the Department on ways to encourage public
3 understanding and support of the Department's programs.

4 (b) advise the Department on regulations and licensure
5 proposed by the Department.

6 (c) advise the Department in the formulation,
7 preparation and implementation of the comprehensive State
8 plan for prevention, intervention, treatment and relapse
9 prevention of alcoholism and other drug abuse and
10 dependency.

11 (d) advise the Department on implementation of
12 alcoholism and other drug abuse and dependency education
13 and prevention programs throughout the State.

14 (e) by January 1, 1995, and by January 1 of every third
15 year thereafter, in cooperation with the Committee on
16 Women's Alcohol and Substance Abuse Treatment, submit to
17 the Governor and General Assembly a planning document,
18 specific to Illinois' female population. The document
19 shall contain, but need not be limited to, interagency
20 information concerning the types of services funded, the
21 client population served, the support services available
22 and provided during the preceding 3 year period, and the
23 goals, objectives, proposed methods of achievement, client
24 projections and cost estimate for the upcoming 3 year
25 period. The document may include, if deemed necessary and
26 appropriate, recommendations regarding the reorganization
27 of the Department to enhance and increase prevention,
28 treatment and support services available to women.

29 (f) perform other duties as requested by the Secretary.

30 (g) advise the Department in the planning,
31 development, and coordination of programs among all
32 agencies and departments of State government, including
33 programs to reduce alcoholism and drug addiction, prevent
34 the use of illegal drugs and abuse of legal drugs by

1 persons of all ages, and prevent the use of alcohol by
2 minors.

3 (h) promote and encourage participation by the private
4 sector, including business, industry, labor, and the
5 media, in programs to prevent alcoholism and other drug
6 abuse and dependency.

7 (i) encourage the implementation of programs to
8 prevent alcoholism and other drug abuse and dependency in
9 the public and private schools and educational
10 institutions, including establishment of alcoholism and
11 other drug abuse and dependency programs.

12 (j) gather information, conduct hearings, and make
13 recommendations to the Secretary concerning additions,
14 deletions, or rescheduling of substances under the
15 Illinois Controlled Substances Act.

16 With the advice and consent of the Secretary, the presiding
17 officer shall annually appoint a Special Committee on
18 Licensure, which shall advise the Secretary on particular cases
19 on which the Department intends to take action that is adverse
20 to an applicant or license holder, and shall review an annual
21 report submitted by the Secretary summarizing all licensure
22 sanctions imposed by the Department.

23 (Source: P.A. 88-80; 89-507, eff. 7-1-97.)

24 (20 ILCS 301/10-15)

25 Sec. 10-15. Qualification and appointment of members. The
26 membership of the Illinois Advisory Council shall consist of:

27 (a) a State's Attorney designated by the President of
28 the Illinois State's Attorneys Association.

29 (b) a judge designated by the Chief Justice of the
30 Illinois Supreme Court.

31 (c) a Public Defender appointed by the President of the
32 Illinois Public Defenders Association.

33 (d) a local law enforcement officer appointed by the

1 Governor.

2 (e) a labor representative appointed by the Governor.

3 (f) an educator appointed by the Governor.

4 (g) a physician licensed to practice medicine in all
5 its branches appointed by the Governor with due regard for
6 the appointee's knowledge of the field of alcoholism and
7 other drug abuse and dependency.

8 (h) 4 members of the Illinois House of Representatives,
9 2 each appointed by the Speaker and Minority Leader.

10 (i) 4 members of the Illinois Senate, 2 each appointed
11 by the President and Minority Leader.

12 (j) the President of the Illinois Alcoholism and Drug
13 Dependence Association.

14 (k) an advocate for the needs of youth appointed by the
15 Governor.

16 (l) the President of the Illinois State Medical Society
17 or his or her designee.

18 (m) the President of the Illinois Hospital Association
19 or his or her designee.

20 (n) the President of the Illinois Nurses Association or
21 a registered nurse designated by the President.

22 (o) the President of the Illinois Pharmacists
23 Association or a licensed pharmacist designated by the
24 President.

25 (p) the President of the Illinois Chapter of the
26 Association of Labor Management Administrators and
27 Consultants on Alcoholism.

28 (p-1) the President of the Community Behavioral
29 Healthcare Association of Illinois or his or her designee.

30 (q) the Attorney General or his or her designee.

31 (r) the State Comptroller or his or her designee.

32 (s) 20 public members, 8 appointed by the Governor, 3
33 of whom shall be representatives of alcoholism or other
34 drug abuse and dependency treatment programs and one of

1 whom shall be a representative of a manufacturer or
2 importing distributor of alcoholic liquor licensed by the
3 State of Illinois, and 3 public members appointed by each
4 of the President and Minority Leader of the Senate and the
5 Speaker and Minority Leader of the House.

6 (t) The Directors or other chief administrative
7 officers, ex officio, or his or her designee, of the
8 Department on Aging, the Department of Children and Family
9 Services, the Department of Corrections, the Department of
10 Juvenile Justice, the Department of Healthcare and Family
11 Services, the Department of Revenue, the Department of
12 Public Health, the Department of Financial and
13 Professional Regulation, the State Superintendent of
14 Education, the Department of State Police, the
15 Administrative Office of the Illinois Courts, the Criminal
16 Justice Information Authority, the Secretary of State, the
17 Secretary of Transportation, and the Chairman of the Board
18 of Higher Education.

19 The public members may not be officers or employees of the
20 executive branch of State government; however, the public
21 members may be officers or employees of a State college or
22 university or of any law enforcement agency. In appointing
23 members, due consideration shall be given to the experience of
24 appointees in the fields of medicine, law, prevention,
25 correctional activities, and social welfare. Vacancies in the
26 public membership shall be filled for the unexpired term by
27 appointment in like manner as for original appointments, and
28 the appointive members shall serve until their successors are
29 appointed and have qualified. Vacancies among the public
30 members appointed by the legislative leaders shall be filled by
31 the leader of the same house and of the same political party as
32 the leader who originally appointed the member.

33 Each non-appointive member may designate a representative
34 to serve in his place by written notice to the Department. All

1 General Assembly members shall serve until their respective
2 successors are appointed or until termination of their
3 legislative service, whichever occurs first. The terms of
4 office for each of the members appointed by the Governor shall
5 be for 3 years, except that of the members first appointed, 3
6 shall be appointed for a term of one year, and 4 shall be
7 appointed for a term of 2 years. The terms of office of each of
8 the public members appointed by the legislative leaders shall
9 be for 2 years.

10 (Source: P.A. 91-329, eff. 7-29-99.)

11 (20 ILCS 301/15-10)

12 Sec. 15-10. Licensure categories. No person or program may
13 provide the services or conduct the activities described in
14 this Section without first obtaining a license therefor from
15 the Department. The Department shall, by rule, provide
16 licensure requirements for each of the following categories of
17 service:

18 (a) Residential treatment for alcoholism and other
19 drug abuse and dependency.

20 (b) Outpatient treatment for alcoholism and other drug
21 abuse and dependency.

22 (c) The screening, assessment, referral or tracking of
23 clients identified by the criminal justice system as having
24 indications of alcoholism or other drug abuse or
25 dependency.

26 (d) D.U.I. evaluation services for Illinois courts and
27 the Secretary of State.

28 (e) D.U.I. remedial education services for Illinois
29 courts or the Secretary of State.

30 (f) Recovery home services for persons in early
31 recovery from substance abuse or for persons who have
32 recently completed or who may still be receiving substance
33 abuse treatment services.

1 The Department may, under procedures established by rule
2 and upon a showing of good cause for such, exempt off-site
3 services from having to obtain a separate license for services
4 conducted away from the provider's primary service location.
5 (Source: P.A. 91-922, eff. 7-7-00.)

6 (20 ILCS 301/10-40 rep.)

7 (20 ILCS 301/10-45 rep.)

8 (20 ILCS 301/10-50 rep.)

9 Section 10. The Alcoholism and Other Drug Abuse and
10 Dependency Act is amended by repealing Sections 10-40, 10-45,
11 and 10-50.

12 Section 99. Effective date. This Act takes effect July 1,
13 2007.".