

1 AN ACT concerning regulation.

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

4 Section 1. Short title. This Act may be cited as the  
5 Accountable Care Organization Clinical Laboratory Testing  
6 Advisory Board Act.

7 Section 5. Definitions. In this Act:

8 "Advisory board" means a clinical laboratory testing  
9 advisory board established under this Act.

10 "Clinical laboratory testing" means any test or analysis  
11 performed in a clinical laboratory as defined in Section 2-103  
12 of the Illinois Clinical Laboratory and Blood Bank Act or that  
13 is otherwise subject to Section 353 of the Public Health  
14 Service Act (42 U.S.C. 263a).

15 Section 10. Advisory board required. Every accountable  
16 care organization providing diagnosis and treatment for  
17 patients in this State must establish an advisory board to  
18 consider and recommend guidelines or protocols for clinical  
19 laboratory testing.

20 Section 15. Advisory board membership. Every advisory  
21 board established under this Act must include in its membership

1 at least one physician who:

2 (1) is legally affiliated with the accountable care  
3 organization; and

4 (2) is a medical director, as defined in Section 2-104  
5 of the Illinois Clinical Laboratory and Blood Bank Act, of  
6 a clinical laboratory that is providing services for the  
7 accountable care organization or a pathologist designated  
8 by such a medical director.

9 Section 20. Advisory board functions.

10 (a) An advisory board may make recommendations to the  
11 accountable care organization's governing board for the  
12 adoption of guidelines or protocols for (i) clinical laboratory  
13 testing used for diagnostic purposes or disease management and  
14 (ii) pathologist consultation on episodes of care.

15 (b) An advisory board may recommend guidelines or protocols  
16 for clinical laboratory testing to ensure appropriate use of  
17 such testing.

18 Section 25. Adoption of advisory board recommendations.  
19 Notwithstanding the requirement of this Act to establish a  
20 clinical laboratory testing advisory board, nothing contained  
21 in this Act shall be construed to require an accountable care  
22 organization's governing board to adopt a clinical laboratory  
23 testing guideline or protocol recommended by the accountable  
24 care organization's advisory board.

1           Section 30. Application of Act. Nothing in this Act applies  
2 to an accountable care organization owned or operated by or  
3 affiliated with any of the following:

4           (1) The Cook County Health and Hospitals System.

5           (2) The University of Illinois.

6           (3) A hospital licensed under the Hospital Licensing  
7 Act.

8           (4) A hospital affiliate as defined in the Hospital  
9 Licensing Act.

10          Section 99. Effective date. This Act takes effect January  
11 1, 2015.