



Rep. Edward J. Acevedo

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09800HB4168ham001

LRB098 15722 JLS 57680 a

1 AMENDMENT TO HOUSE BILL 4168

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4168 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Day and Temporary Labor Services Act is  
5 amended by changing Section 35 and by adding Section 48 as  
6 follows:

7 (820 ILCS 175/35)

8 Sec. 35. Public Access Area. Each day and temporary labor  
9 service agency shall provide adequate seating in the public  
10 access area of the offices of the agency. The public access  
11 area shall be the location for the notices required by Sections  
12 ~~Section~~ 45 and 48 of this Act and any other State or federally  
13 mandated posting. The public access area shall allow for access  
14 to restrooms and water.

15 (Source: P.A. 94-511, eff. 1-1-06.)

1 (820 ILCS 175/48 new)

2 Sec. 48. Informational posters; workers' compensation  
3 fraud. All day and temporary labor service agencies shall post  
4 informational posters in English and Spanish concerning  
5 workers' compensation fraud. The Department shall specify the  
6 contents of the posters.

7 Section 10. The Consumer Fraud and Deceptive Business  
8 Practices Act is amended by adding Section 2RRR as follows:

9 (815 ILCS 505/2RRR new)

10 Sec. 2RRR. Chiropractic physicians; day or temporary  
11 laborers.

12 (a) In this Section, "day and temporary labor service  
13 agency" and "day or temporary laborer" have the meanings  
14 ascribed to those terms in Section 5 of the Day and Temporary  
15 Labor Services Act.

16 (b) A chiropractic physician must inquire of each patient  
17 or prospective patient, by means of the patient intake form or  
18 otherwise, whether he or she is a day or temporary laborer who  
19 contracts for employment with a day and temporary labor service  
20 agency. If the patient or prospective patient answers in the  
21 affirmative, the chiropractic physician must:

22 (1) obtain the name and address of the day and  
23 temporary labor service agency and maintain that  
24 information on file for 5 years;

1           (2) provide to the patient or prospective patient a  
2           written notice in English and Spanish concerning workers'  
3           compensation fraud, specifically disclosing the  
4           requirements of Section 25.5 of the Workers' Compensation  
5           Act and require the patient or prospective patient to sign  
6           a form stating that he or she has read and understood the  
7           notice. A copy of the written notice shall be given to the  
8           patient or prospective patient to keep in his or her  
9           possession should additional questions arise;

10           (3) limit any transportation fee charged to the patient  
11           or prospective patient for an appointment or treatment to  
12           not more than \$50 one way or \$100 round trip;

13           (4) provide to the patient or prospective patient a  
14           written notice in English and Spanish that discloses that  
15           false advertising targeting patients or prospective  
16           patients or presenting falsehoods about Illinois workers'  
17           compensation law is prohibited; and

18           (5) provide to the patient or prospective patient a  
19           written statement confirming that the patient or  
20           prospective patient will only receive treatment that is a  
21           genuine medical necessity and that the patient or  
22           prospective patient has the right to review all billing  
23           codes with his or her health insurance company or workers'  
24           compensation benefit provider to ensure that he or she is  
25           only receiving treatment that is medically necessary.

26           (c) All advertisements by chiropractic physicians must be

1 in accordance with this Section.

2 (d) It is an unlawful practice under this Act for a  
3 chiropractic physician to violate any provision of this  
4 Section. "