

1 AN ACT concerning regulation.

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

4 (20 ILCS 2310/2310-685 rep.)

5 Section 5. The Department of Public Health Powers and
6 Duties Law of the Civil Administrative Code of Illinois is
7 amended by repealing Section 2310-685 (as added by Public Act
8 99-315).

9 Section 10. The Illinois Health Facilities Planning Act is
10 amended by changing Section 5.3 as follows:

11 (20 ILCS 3960/5.3)

12 (Section scheduled to be repealed on December 31, 2019)

13 Sec. 5.3. Annual report of capital expenditures.

14 (a) In addition to the State Board's authority to require
15 reports, the State Board shall require each health care
16 facility to submit an annual report of all capital expenditures
17 in excess of \$200,000 (which shall be annually adjusted to
18 reflect the increase in construction costs due to inflation)
19 made by the health care facility during the most recent year.
20 This annual report shall consist of a brief description of the
21 capital expenditure, the amount and method of financing the
22 capital expenditure, the certificate of need project number if

1 the project was reviewed, and the total amount of capital
2 expenditures obligated for the year. Data collected from health
3 care facilities pursuant to this Section shall not duplicate or
4 overlap other data collected by the Department and must be
5 collected as part of the State Board's Annual Questionnaires or
6 supplements for health care facilities that report these data.

7 (b) (1) For the purposes of this subsection (b), "capital
8 expenditures" means only expenditures required under
9 subsection (a) for the erection, building, alteration,
10 reconstruction, modernization, improvement, extension, or
11 demolition of or by a hospital.

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

20 (3) Each hospital shall include the following information
21 in its annual report:

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

1 (B) The hospital's actual capital expenditure spending
2 for female-owned, minority-owned, veteran-owned, and small
3 business enterprises. These actual expenditures shall be
4 expressed as a percentage of total capital expenditures
5 reported by the hospital submitting the report. The report
6 may include actual spending on female-owned,
7 minority-owned, veteran-owned, and small business
8 enterprises that is less than the capital expenditure
9 threshold required to be reported under subsection (a) of
10 this Section.

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

14 (D) An outline of the plan developed to alert and
15 encourage female-owned, minority-owned, veteran-owned, and
16 small business enterprises providing the type or types of
17 services identified in subparagraph (C) to seek business
18 from the hospital.

19 (E) An explanation of the challenges faced in finding
20 quality vendors and any suggestions for what the Health
21 Facilities and Services Review Board could do to be helpful
22 to identify those vendors.

23 (F) A list of the certifications the hospital
24 recognizes.

25 (G) The point of contact for any potential vendor who
26 wishes to do business with the hospital and an explanation

1 of the process for a vendor to enroll with the hospital as
2 a female-owned, minority-owned, veteran-owned, or small
3 business enterprise.

4 (H) Any particular success stories to encourage other
5 hospitals to emulate best practices.

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 the
11 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. 98-1086, eff. 8-26-14.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.