

1 AMENDMENT TO SENATE BILL 2226

2 AMENDMENT NO. _____. Amend Senate Bill 2226 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by changing Section 2310-315 as follows:

7 (20 ILCS 2310/2310-315) (was 20 ILCS 2310/55.41)

8 (Text of Section before amendment by P.A. 92-84)

9 Sec. 2310-315. Prevention and treatment of AIDS. To
10 perform the following in relation to the prevention and
11 treatment of acquired immunodeficiency syndrome (AIDS):

12 (1) Establish a State AIDS Control Unit within the
13 Department as a separate administrative subdivision, to
14 coordinate all State programs and services relating to the
15 prevention, treatment, and amelioration of AIDS.

16 (2) Conduct a public information campaign for
17 physicians, hospitals, health facilities, public health
18 departments, law enforcement personnel, public employees,
19 laboratories, and the general public on acquired
20 immunodeficiency syndrome (AIDS) and promote necessary
21 measures to reduce the incidence of AIDS and the mortality
22 from AIDS. This program shall include, but not be limited to,

1 the establishment of a statewide hotline and a State AIDS
2 information clearinghouse that will provide periodic reports
3 and releases to public officials, health professionals,
4 community service organizations, and the general public
5 regarding new developments or procedures concerning
6 prevention and treatment of AIDS.

7 (3) (Blank). Establish---an---AIDS---Advisory---Council
8 consisting-of-25-persons-appointed-by-the-Governor, including
9 representation---from---public---and---private---agencies,
10 organizations,--and--facilities--involved--in--AIDS-research,
11 prevention,--and--treatment,--which--shall--advise--the--Department
12 on--the--State--AIDS--Control--Plan.--The--terms--of--the--initial
13 appointments--shall--be--staggered--so--that--13--members--are
14 appointed--for--2-year-terms--and--12--members--are--appointed--for
15 4-year-terms.--All--subsequent--appointments--shall--be--for--4-year
16 terms.--Members--shall--serve--without--compensation,--but--may--be
17 reimbursed--for--expenses--incurred--in--relation--to--their--duties
18 on--the--Council.--A--Chairman--and--other--officers--that--may--be
19 considered--necessary--shall--be--elected--from--among--the--members.
20 Any--vacancy--shall--be--filled--for--the--term--of--the--original
21 appointment.--Members--whose--terms--have--expired--may--continue
22 to--serve--until--their--successors--are--appointed.

23 (4) Establish alternative blood test services that are
24 not operated by a blood bank, plasma center or hospital. The
25 Department shall prescribe by rule minimum criteria,
26 standards and procedures for the establishment and operation
27 of such services, which shall include, but not be limited to
28 requirements for the provision of information, counseling and
29 referral services that ensure appropriate counseling and
30 referral for persons whose blood is tested and shows evidence
31 of exposure to the human immunodeficiency virus (HIV) or
32 other identified causative agent of acquired immunodeficiency
33 syndrome (AIDS).

34 (5) Establish regional and community service networks of

1 public and private service providers or health care
2 professionals who may be involved in AIDS research,
3 prevention and treatment.

4 (6) Provide grants to individuals, organizations or
5 facilities to support the following:

6 (A) Information, referral, and treatment services.

7 (B) Interdisciplinary workshops for professionals
8 involved in research and treatment.

9 (C) Establishment and operation of a statewide
10 hotline.

11 (D) Establishment and operation of alternative
12 testing services.

13 (E) Research into detection, prevention, and
14 treatment.

15 (F) Supplementation of other public and private
16 resources.

17 (G) Implementation by long-term care facilities of
18 Department standards and procedures for the care and
19 treatment of persons with AIDS and the development of
20 adequate numbers and types of placements for those
21 persons.

22 (7) Conduct a study and report to the Governor and the
23 General Assembly by July 1, 1988, on the public and private
24 costs of AIDS medical treatment, including the availability
25 and accessibility of inpatient, outpatient, physician, and
26 community support services.

27 (8) Accept any gift, donation, bequest, or grant of
28 funds from private or public agencies, including federal
29 funds that may be provided for AIDS control efforts.

30 (9) Develop and implement, in consultation with the
31 Long-Term Care Facility Advisory Board, standards and
32 procedures for long-term care facilities that provide care
33 and treatment of persons with AIDS, including appropriate
34 infection control procedures. The Department shall work

1 cooperatively with organizations representing those
2 facilities to develop adequate numbers and types of
3 placements for persons with AIDS and shall advise those
4 facilities on proper implementation of its standards and
5 procedures.

6 (10) The Department shall create and administer a
7 training program for State employees who have a need for
8 understanding matters relating to AIDS in order to deal with
9 or advise the public. The training shall include information
10 on the cause and effects of AIDS, the means of detecting it
11 and preventing its transmission, the availability of related
12 counseling and referral, and other matters that may be
13 appropriate. The training may also be made available to
14 employees of local governments, public service agencies, and
15 private agencies that contract with the State; in those cases
16 the Department may charge a reasonable fee to recover the
17 cost of the training.

18 (11) Approve tests or testing procedures used in
19 determining exposure to HIV or any other identified causative
20 agent of AIDS.

21 (Source: P.A. 91-239, eff. 1-1-00.)

22 (Text of Section after amendment by P.A. 92-84)

23 Sec. 2310-315. Prevention and treatment of AIDS. To
24 perform the following in relation to the prevention and
25 treatment of acquired immunodeficiency syndrome (AIDS):

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31 physicians, hospitals, health facilities, public health
32 departments, law enforcement personnel, public employees,
33 laboratories, and the general public on acquired
34 immunodeficiency syndrome (AIDS) and promote necessary

1 measures to reduce the incidence of AIDS and the mortality
 2 from AIDS. This program shall include, but not be limited to,
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 4 information clearinghouse that will provide periodic reports
 5 and releases to public officials, health professionals,
 6 community service organizations, and the general public
 7 regarding new developments or procedures concerning
 8 prevention and treatment of AIDS.

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 15 appointments-shall--be--staggered--so--that--13--members--are
 16 appointed--for--2-year-terms-and-12-members-are-appointed-for
 17 4-year-terms.--All-subsequent-appointments-shall-be-for-4-year
 18 terms.--Members-shall-serve-without-compensation,--but-may--be
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 20 on-the-Council.--A-Chairman-and-other--officers--that--may--be
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 34 other identified causative agent of acquired immunodeficiency

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16 treatment.

17 (F) Supplementation of other public and private
18 resources.

19 (G) Implementation by long-term care facilities of
20 Department standards and procedures for the care and
21 treatment of persons with AIDS and the development of
22 adequate numbers and types of placements for those
23 persons.

24 (7) (Blank).

25 (8) Accept any gift, donation, bequest, or grant of
26 funds from private or public agencies, including federal
27 funds that may be provided for AIDS control efforts.

28 (9) Develop and implement, in consultation with the
29 Long-Term Care Facility Advisory Board, standards and
30 procedures for long-term care facilities that provide care
31 and treatment of persons with AIDS, including appropriate
32 infection control procedures. The Department shall work
33 cooperatively with organizations representing those
34 facilities to develop adequate numbers and types of

1 placements for persons with AIDS and shall advise those
2 facilities on proper implementation of its standards and
3 procedures.

4 (10) The Department shall create and administer a
5 training program for State employees who have a need for
6 understanding matters relating to AIDS in order to deal with
7 or advise the public. The training shall include information
8 on the cause and effects of AIDS, the means of detecting it
9 and preventing its transmission, the availability of related
10 counseling and referral, and other matters that may be
11 appropriate. The training may also be made available to
12 employees of local governments, public service agencies, and
13 private agencies that contract with the State; in those cases
14 the Department may charge a reasonable fee to recover the
15 cost of the training.

16 (11) Approve tests or testing procedures used in
17 determining exposure to HIV or any other identified causative
18 agent of AIDS.

19 (Source: P.A. 91-239, eff. 1-1-00; 92-84, eff. 7-1-02.)

20 (20 ILCS 2310/2310-375 rep.)

21 (20 ILCS 2310/2310-545 rep.)

22 Section 6. The Department of Public Health Powers and
23 Duties Law of the Civil Administrative Code of Illinois is
24 amended by repealing Sections 2310-375 and 2310-545.

25 (20 ILCS 4022/Act rep.)

26 Section 10. The Primary Care Medical Education Advisory
27 Committee Act is repealed.

28 (30 ILCS 105/5.360 rep.)

29 Section 15. The State Finance Act is amended by repealing
30 Section 5.360.

1 (30 ILCS 405/4a rep.)

2 Section 20. The Anti-Pollution Bond Act is amended by
3 repealing Section 4a.

4 (35 ILCS 5/507D rep.)

5 Section 25. The Illinois Income Tax Act is amended by
6 repealing Section 507D.

7 Section 30. The Baccalaureate Assistance Law for
8 Registered Nurses is amended by changing Section 9 as
9 follows:

10 (110 ILCS 915/9) (from Ch. 144, par. 1409)

11 Sec. 9. Advisory Council. To assist and advise the
12 Department in the administration of the Nursing Education
13 Scholarship Act and this Act, advise on rules and
14 regulations, recommend standards relating to the awarding of
15 scholarships, and recommend the awarding of loans and
16 scholarship and grant forgiveness, there is hereby
17 established a Nurse Scholarship and Baccalaureate Nursing
18 Assistance Advisory Council, of 11 members who shall be
19 appointed for terms of 4 years by the Director as follows: 4
20 members from a recognized statewide professional nurses
21 association, 2 members from recognized statewide associations
22 for professional nurses from associate degree or hospital
23 based programs in nursing, 2 members from recognized
24 statewide associations for licensed practical nurses, one
25 member from the members or employees of the Board, one member
26 from the Committee of Nurse Examiners under the Illinois
27 Nursing Practice Act, and one member representative of
28 consumers of nursing services. The first appointments of
29 4-year terms, in 1988, shall be staggered, with 3
30 appointments terminating in 1990 and 4 terminating in 1992.
31 The terms of the two new appointments required by this

1 amendatory Act of 1990, shall terminate in 1994. The 2
 2 members added as a result of this amendatory Act of 1991
 3 shall be appointed as soon as possible after the effective
 4 date of this amendatory Act of 1991 and their terms shall
 5 expire in 1995. Each member shall continue to serve after the
 6 expiration of his or her term until a successor has been
 7 appointed and qualified. No person shall serve more than 2
 8 terms. Vacancies shall be filled by appointment for the
 9 unexpired term of any member in the same manner as the vacant
 10 position had been filled. The Department may delegate all or
 11 any of its functions hereunder to the Advisory Council. ~~From~~
 12 ~~time-to-time,-and-at-least-once-in-each-5-years,-the-Advisory~~
 13 ~~Council--shall--make-and-publish-an-evaluation-of-the-program~~
 14 ~~under-this-Act.~~

15 (Source: P.A. 86-1467; 87-577.)

16 (210 ILCS 85/6.05 rep.)

17 (210 ILCS 85/6.18 rep.)

18 Section 35. The Hospital Licensing Act is amended by
 19 repealing Sections 6.05 and 6.18.

20 Section 40. The Senior Citizens and Disabled Persons
 21 Property Tax Relief and Pharmaceutical Assistance Act is
 22 amended by changing Section 3.15 as follows:

23 (320 ILCS 25/3.15) (from Ch. 67 1/2, par. 403.15)

24 Sec. 3.15. "Covered prescription drug" means (1) any
 25 cardiovascular agent or drug; (2) any insulin or other
 26 prescription drug used in the treatment of diabetes,
 27 including syringe and needles used to administer the insulin;
 28 (3) any prescription drug used in the treatment of arthritis,
 29 (4) beginning on January 1, 2001, any prescription drug used
 30 in the treatment of cancer, (5) beginning on January 1, 2001,
 31 any prescription drug used in the treatment of Alzheimer's

1 disease, (6) beginning on January 1, 2001, any prescription
 2 drug used in the treatment of Parkinson's disease, (7)
 3 beginning on January 1, 2001, any prescription drug used in
 4 the treatment of glaucoma, (8) beginning on January 1, 2001,
 5 any prescription drug used in the treatment of lung disease
 6 and smoking related illnesses, and (9) beginning on July 1,
 7 2001, any prescription drug used in the treatment of
 8 osteoporosis. The specific agents or products to be included
 9 under such categories shall be listed in a handbook to be
 10 prepared and distributed by the Department. The general
 11 types of covered prescription drugs shall be indicated by
 12 rule. ~~The Department of Public Health shall promulgate a~~
 13 ~~list of covered prescription drugs under this program that~~
 14 ~~meet the definition of a narrow therapeutic index drug as~~
 15 ~~described in subsection (f) of Section 4.~~

16 (Source: P.A. 91-699, eff. 1-1-01; 92-10, eff. 6-11-01.)

17 (410 ILCS 315/2c rep.)

18 Section 45. The Communicable Disease Prevention Act is
 19 amended by repealing Section 2c.

20 (410 ILCS 420/3.5 rep.)

21 Section 50. The Hemophilia Care Act is amended by
 22 repealing Section 3.5.

23 Section 99. Effective date. This Act takes effect upon
 24 becoming law."