



Rep. Patricia R. Bellock

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LRB095 06245 DRJ 32255 a

1 AMENDMENT TO HOUSE BILL 378

2 AMENDMENT NO. _____. Amend House Bill 378, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 1. Short title. This Act may be cited as the MRSA
6 Screening and Reporting Act.

7 Section 5. MRSA control program. In order to improve the
8 prevention of hospital-associated bloodstream infections due
9 to methicillin-resistant Staphylococcus aureus ("MRSA"), every
10 hospital shall establish an MRSA control program that requires:

11 (1) Identification of all MRSA-colonized patients in
12 all intensive care units, and at-risk patients identified
13 by the hospital, through active surveillance testing.

14 (2) Isolation of identified MRSA-colonized or
15 MRSA-infected patients in an appropriate manner.

16 (3) Strict adherence to hand washing and hygiene

1 guidelines.

2 (4) Maintenance of records and reporting of cases under
3 Section 10 of this Act.

4 Section 10. Reports to Department of Public Health.

5 (a) For all patients who are identified with nosocomial S.
6 aureus bloodstream infection due to MRSA pursuant to Section 5,
7 the Department of Public Health shall require the annual
8 reporting of such cases as a communicable disease or condition.
9 The report shall include the total numbers of all nosocomial S.
10 aureus bloodstream infections due to MRSA, defined as those S.
11 aureus bloodstream infections that are acquired during the
12 initial stay in the hospital with onset of symptoms after 72
13 hours in the hospital. The Department shall compile aggregate
14 data from all hospitals for all such patients and shall make
15 such data available on its website and in all reports on health
16 statistics and reportable communicable disease cases in
17 Illinois.

18 (b) The Department of Public Health shall establish by
19 regulation a list of those communicable diseases and conditions
20 for which annual reporting of specific data shall be required.

21 (c) After October 1, 2007, such reportable diseases and
22 conditions shall include the total number of infections due to
23 methicillin-resistant Staphylococcus aureus (MRSA) that (1)
24 are present on admission to a hospital and (2) occurred during
25 the stay, reported separately, as compiled from diagnostic

1 codes contained in hospital discharge data provided to the
2 Department; provided that such reporting requirement shall
3 apply only for patients in all intensive care units and other
4 at-risk patients identified by hospitals for active
5 surveillance testing for MRSA. The Department is authorized to
6 require hospitals, based on guidelines developed by the
7 National Center for Health Statistics, after October 1, 2007,
8 to submit data to the Department that is coded as "present on
9 admission" and "occurred during the stay".

10 Section 90. Repeal. This Act is repealed on January 1,
11 2011.

12 Section 95. The Hospital Licensing Act is amended by
13 changing Section 6.08 as follows:

14 (210 ILCS 85/6.08) (from Ch. 111 1/2, par. 147.08)

15 Sec. 6.08. (a) Every hospital shall provide notification as
16 required in this Section to police officers, firefighters,
17 emergency medical technicians, and ambulance personnel who
18 have provided or are about to provide emergency care or life
19 support services to a patient who has been diagnosed as having
20 a dangerous communicable or infectious disease. Such
21 notification shall not include the name of the patient, and the
22 emergency services provider agency and any person receiving
23 such notification shall treat the information received as a

1 confidential medical record.

2 (b) The Department shall establish by regulation a list of
3 those communicable reportable diseases and conditions for
4 which notification shall be provided.

5 (b-5) The Department shall establish by regulation a list
6 of those communicable diseases and conditions for which annual
7 reporting of specific data shall be required. This subsection
8 (b-5) is inoperative after December 31, 2010.

9 (b-10) After October 1, 2007, such reportable diseases and
10 conditions shall include the total number of infections due to
11 methicillin-resistant Staphylococcus aureus (MRSA) that (1)
12 are present on admission to a hospital and (2) occurred during
13 the stay, reported separately, as compiled from diagnostic
14 codes contained in hospital discharge data provided to the
15 Department; provided that such reporting requirement shall
16 apply only for patients in all intensive care units and other
17 at-risk patients identified by hospitals for active
18 surveillance testing for MRSA. The Department is authorized to
19 require hospitals, based on guidelines developed by the
20 National Center for Health Statistics, after October 1, 2007,
21 to submit data to the Department that is coded as "present on
22 admission" and "occurred during the stay". This subsection
23 (b-10) is inoperative after December 31, 2010.

24 (c) The hospital shall send the letter of notification
25 within 72 hours after a confirmed diagnosis of any of the
26 communicable diseases listed by the Department pursuant to

1 subsection (b), except confirmed diagnoses of Acquired
2 Immunodeficiency Syndrome (AIDS). If there is a confirmed
3 diagnosis of AIDS, the hospital shall send the letter of
4 notification only if the police officers, firefighters,
5 emergency medical technicians, or ambulance personnel have
6 indicated on the ambulance run sheet that a reasonable
7 possibility exists that they have had blood or body fluid
8 contact with the patient, or if hospital personnel providing
9 the notification have reason to know of a possible exposure.

10 (d) Notification letters shall be sent to the designated
11 contact at the municipal or private provider agencies listed on
12 the ambulance run sheet. Except in municipalities with a
13 population over 1,000,000, a list attached to the ambulance run
14 sheet must contain all municipal and private provider agency
15 personnel who have provided any pre-hospital care immediately
16 prior to transport. In municipalities with a population over
17 1,000,000, the ambulance run sheet must contain the company
18 number or unit designation number for any fire department
19 personnel who have provided any pre-hospital care immediately
20 prior to transport. The letter shall state the names of crew
21 members listed on the attachment to the ambulance run sheet and
22 the name of the communicable disease diagnosed, but shall not
23 contain the patient's name. Upon receipt of such notification
24 letter, the applicable private provider agency or the
25 designated infectious disease control officer of a municipal
26 fire department or fire protection district shall contact all

1 personnel involved in the pre-hospital or inter-hospital care
2 and transport of the patient. Such notification letter may, but
3 is not required to, consist of the following form:

4 NOTIFICATION LETTER

5 (NAME OF HOSPITAL)

6 (ADDRESS)

7 TO:..... (Name of Organization)

8 FROM:.....(Infection Control Coordinator)

9 DATE:.....

10 As required by Section 6.08 of the Illinois Hospital
11 Licensing Act,(name of hospital) is hereby providing
12 notification that the following crew members or agencies
13 transported or provided pre-hospital care to a patient on
14 (date), and the transported patient was later diagnosed as
15 having(name of communicable disease):(list of crew
16 members). The Hospital Licensing Act requires you to maintain
17 this information as a confidential medical record. Disclosure
18 of this information may therefore result in civil liability for
19 the individual or company breaching the patient's
20 confidentiality, or both.

21 If you have any questions regarding this patient, please
22 contact me at(telephone number), between(hours).
23 Questions regarding exposure or the financial aspects of
24 obtaining medical care should be directed to your employer.

25 (e) Upon discharge of a patient with a communicable disease
26 to emergency personnel, the hospital shall notify the emergency

1 personnel of appropriate precautions against the communicable
2 disease, but shall not identify the name of the disease.

3 (f) The hospital may, in its discretion, take any measures
4 in addition to those required in this Section to notify police
5 officers, firefighters, emergency medical technicians, and
6 ambulance personnel of possible exposure to any communicable
7 disease. However, in all cases this information shall be
8 maintained as a confidential medical record.

9 (g) Any person providing or failing to provide notification
10 under the protocol required by this Section shall have immunity
11 from any liability, either criminal or civil, that might result
12 by reason of such action or inaction, unless such action or
13 inaction is willful.

14 (h) Any person who willfully fails to provide any
15 notification required pursuant to an applicable protocol which
16 has been adopted and approved pursuant to this Section commits
17 a petty offense, and shall be subject to a fine of \$200 for the
18 first offense, and \$500 for a second or subsequent offense.

19 (i) Nothing in this Section shall preclude a civil action
20 by a firefighter, emergency medical technician, or ambulance
21 crew member against an emergency services provider agency,
22 municipal fire department, or fire protection district that
23 fails to inform the member in a timely fashion of the receipt
24 of a notification letter.

25 (Source: P.A. 92-363, eff. 1-1-02.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".