



Sen. Doris Turner

Filed: 1/18/2022

10200SB3017sam001

LRB102 22168 CMG 34415 a

1 AMENDMENT TO SENATE BILL 3017

2 AMENDMENT NO. _____. Amend Senate Bill 3017 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 2310-220 as follows:

7 (20 ILCS 2310/2310-220) (was 20 ILCS 2310/55.73)

8 Sec. 2310-220. Findings; rural obstetrical care. The
9 General Assembly finds that substantial areas of rural
10 Illinois lack adequate access to obstetrical care. The primary
11 cause of this problem is the absence of qualified
12 practitioners who are willing to offer obstetrical services. A
13 significant barrier to recruiting and retaining those
14 practitioners is the high cost of professional liability
15 insurance for practitioners offering obstetrical care.

16 Therefore, the Department, from funds appropriated for

1 that purpose, shall award grants to physicians practicing
2 obstetrics in rural designated shortage areas, as defined in
3 Section 3.04 of the Underserved Health Care Provider ~~Physician~~
4 Workforce Act, for the purpose of reimbursing those physicians
5 for the costs of obtaining malpractice insurance relating to
6 obstetrical services. The Department shall establish
7 reasonable conditions, standards, and duties relating to the
8 application for and receipt of the grants.

9 (Source: P.A. 101-118, eff. 7-22-19.)

10 Section 10. The Underserved Physician Workforce Act is
11 amended by changing Sections 1, 3.04, and 3.09 as follows:

12 (110 ILCS 935/1) (from Ch. 144, par. 1451)

13 Sec. 1. This Act shall be known and may be cited as the
14 Underserved Health Care Provider ~~Physician~~ Workforce Act.

15 (Source: P.A. 101-118, eff. 7-22-19.)

16 (110 ILCS 935/3.04) (from Ch. 144, par. 1453.04)

17 Sec. 3.04. "Designated Shortage Area" means an area
18 designated by the Director as a physician shortage area, a
19 medically underserved area, or a critical health manpower
20 shortage area as defined by the United States Department of
21 Health, Education and Welfare, or as further defined by the
22 Department to enable it to effectively fulfill the purpose
23 stated in Section 2 of this Act. Such areas may include the

1 following:

2 (a) an urban or rural area which is a rational area for
3 the delivery of health services;

4 (b) a population group; ~~or~~

5 (c) a public or nonprofit private medical facility;
6 or;

7 (d) a government-owned, privately owned, independent,
8 or provider-based Rural Health Clinic or hospital that
9 accepts Medicaid patients and assists patients who are
10 uninsured to qualify for Medicaid or develop a discount
11 payment plan, or both, according to financial need.

12 (Source: P.A. 80-478.)

13 (110 ILCS 935/3.09)

14 Sec. 3.09. Eligible health care provider. "Eligible health
15 care provider" means a primary care physician, general
16 surgeon, emergency medicine physician, ~~or~~ obstetrician,
17 advanced practice registered nurse, or physician assistant who
18 accepts Medicaid patients or develops a discount payment plan,
19 or both, for patients according to financial need.

20 (Source: P.A. 101-118, eff. 7-22-19.)

21 Section 15. The Nurses in Advancement Law is amended by
22 changing Section 1-20 as follows:

23 (110 ILCS 970/1-20) (from Ch. 144, par. 2781-20)

1 Sec. 1-20. Scholarship requirements. It shall be lawful
2 for any organization to condition any loan or grant upon the
3 recipient's executing an agreement to commit not more than 5
4 years of his or her professional career to the goals
5 specifically outlined within the agreement including a
6 requirement that recipient practice nursing or medicine in
7 specifically designated practice and geographic areas.

8 Any agreement executed by an organization and any
9 recipient of loan or grant assistance shall contain a
10 provision for liquidated damages to be paid for any breach of
11 any provision of the agreement, or any commitment contained
12 therein, together with attorney's fees and costs for the
13 enforcement thereof. Any such covenant shall be valid and
14 enforceable in the courts of this State as liquidated damages
15 and shall not be considered a penalty, provided that the
16 provision for liquidated damages does not exceed \$2,500 for
17 each year remaining for the performance of the agreement.

18 This Section shall not be construed as pertaining to or
19 limiting any liquidated damages resulting from scholarships
20 awarded under the Underserved Health Care Provider ~~Physician~~
21 Workforce Act.

22 (Source: P.A. 101-118, eff. 7-22-19.)

23 Section 20. The Private Medical Scholarship Agreement Act
24 is amended by changing Section 3 as follows:

1 (110 ILCS 980/3) (from Ch. 144, par. 2703)

2 Sec. 3. Any such agreement executed by such an
3 organization and any recipient of loan, grant assistance or
4 recommendation may contain a provision for liquidated damages
5 to be paid for any breach of any provision of the agreement, or
6 any commitment contained therein, together with attorney's
7 fees and costs for the enforcement thereof. Any such covenant
8 shall be valid and enforceable in the courts of this State as
9 liquidated damages and shall not be considered a penalty,
10 provided that such provision for liquidated damages does not
11 exceed \$2,500 for each year remaining for the performance of
12 such agreement.

13 This Section shall not be construed as pertaining to or
14 limiting any liquidated damages resulting from scholarships
15 awarded under the Underserved Health Care Provider ~~Physician~~
16 Workforce Act.

17 (Source: P.A. 101-118, eff. 7-22-19.)

18 Section 25. The Illinois Public Aid Code is amended by
19 changing Section 12-4.24a as follows:

20 (305 ILCS 5/12-4.24a) (from Ch. 23, par. 12-4.24a)

21 Sec. 12-4.24a. Report and recommendations concerning
22 designated shortage area. The Illinois Department shall
23 analyze payments made to providers of medical services under
24 Article V of this Code to determine whether any special

1 compensatory standard should be applied to payments to such
2 providers in designated shortage areas as defined in Section
3 3.04 of the Underserved Health Care Provider ~~Physician~~
4 Workforce Act. The Illinois Department shall, not later than
5 June 30, 1990, report to the Governor and the General Assembly
6 concerning the results of its analysis, and may provide by
7 rule for adjustments in its payment rates to medical service
8 providers in such areas.

9 (Source: P.A. 101-118, eff. 7-22-19.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law."