

1 AN ACT concerning health facilities.

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

4 Section 5. The Home Health, Home Services, and Home Nursing  
5 Agency Licensing Act is amended by adding Section 6.4 as  
6 follows:

7 (210 ILCS 55/6.4 new)

8 Sec. 6.4. Oversight and direction of skilled home care  
9 services. A physician licensed in another state may oversee or  
10 direct the delivery of skilled home care services provided by  
11 home health and home nursing agencies licensed in Illinois  
12 following care or treatment originally provided to the patient  
13 in the state in which the physician is licensed to practice  
14 medicine until care is transitioned to a physician licensed to  
15 practice medicine in all its branches in Illinois under the  
16 following conditions:

17 (1) The out-of-state physician shall ask the patient  
18 whether the patient has a primary care physician in  
19 Illinois. If the patient has a primary care physician in  
20 Illinois, the out-of-state physician shall contact the  
21 primary care physician and obtain the concurrence of that  
22 individual for ordering home health care services. The  
23 out-of-state physician shall make a notation of that

1 contact in the patient's medical record.

2 (2) The transition period may not exceed 90 days of  
3 skilled home care services except as provided by paragraph  
4 (3) of this Section.

5 (3) The transition period may be up to 180 days of  
6 skilled home care services for patients where home health  
7 services are needed to care for 2 or more medical  
8 conditions requiring intensive management by 2 or more  
9 physicians, with documentation supporting unsuccessful  
10 efforts in identifying an appropriate physician in  
11 Illinois within the initial 90-day time period.

12 (4) Any significant change in the patient's condition  
13 shall be communicated by the Illinois licensed agency to  
14 the out-of-state physician and the patient's Illinois  
15 licensed physician.

16 (5) A copy of the license or evidence of licensure by  
17 another state of the out-of-state physician must be  
18 retained in the patient's chart.