



Rep. Robyn Gabel

Filed: 5/10/2016

09900SB2734ham001

LRB099 20471 MJP 47722 a

1 AMENDMENT TO SENATE BILL 2734

2 AMENDMENT NO. _____. Amend Senate Bill 2734 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Advisory Board for the Maternal and Child Health Block Grant
6 Programs Act.

7 Section 5. Legislative findings and purpose. The General
8 Assembly finds the following:

9 (1) The people of Illinois continue to experience and
10 bear the consequences of unacceptable rates of low birth
11 weight, infant mortality, maternal mortality, child and
12 adolescent health problems, including obesity and teen
13 pregnancy, and disparities among racial and ethnic groups
14 with regard to maternal and child health.

15 (2) The resolution of these challenges requires an
16 approach that considers the health of the entire population

1 and directs resources to high-risk groups based on
2 epidemiological analysis in order to prevent disability,
3 disease, death, or other adverse circumstance, or what may
4 be termed a public health approach.

5 (3) The General Assembly began the transfer of maternal
6 and child health programs from the Department of Human
7 Services to the Department of Public Health through the
8 budget for State fiscal year 2014.

9 Therefore, it is the purpose of the new and amendatory
10 provisions of this Act to complete the transfer of programs and
11 responsibility for direction of Illinois' Maternal and Child
12 Health Block Grant to the Department of Public Health and to
13 complete the transfer of certain statutory authority and
14 regulations from the Department of Human Services to the
15 Department of Public Health, which has already begun through
16 the budget for State fiscal year 2016.

17 Section 10. Definitions. As used in this Act:

18 "Board" means the Advisory Board for the Maternal and Child
19 Health Block Grant Programs.

20 "Department" means the Department of Public Health.

21 "Director" means the Director of Public Health.

22 Section 15. Advisory Board for the Maternal and Child
23 Health Block Grant Programs.

24 (a) The Advisory Board for the Maternal and Child Health

1 Block Grant Programs is created within the Department to advise
2 the Department on programs and activities related to maternal
3 and child health in the State of Illinois.

4 The Board shall consist of the Director's designee
5 responsible for maternal and child health programs, who shall
6 serve as the Chair of the Board; the Department's Title V
7 administrator, if the Director's designee is not serving in the
8 capacity of Title V Director at the Department; one
9 representative each from the Department of Children and Family
10 Services, the Department of Human Services, and the Department
11 of Healthcare and Family Services, appointed by the Director or
12 Secretary of each Department; the Director of the University of
13 Illinois at Chicago's Division of Specialized Care for
14 Children; 4 members of the General Assembly, one each appointed
15 by the President and Minority Leader of the Senate and the
16 Speaker and Minority Leader of the House of Representatives;
17 and 20 additional members appointed by the Director.

18 Of the members appointed by the Director:

19 (1) Two shall be physicians licensed to practice
20 medicine in all of its branches who currently serve
21 patients enrolled in maternal and child health programs
22 funded by the State of Illinois, one of whom shall be an
23 individual with a specialty in obstetrics and gynecology
24 and one of whom shall be an individual with a specialty in
25 pediatric medicine;

26 (2) Sixteen shall be persons with expertise in one or

1 more of the following areas, with no more than 3 persons
2 from each listed area of expertise and with preference
3 given to the areas of need identified by the most recent
4 State needs assessment: the health of women, infants, young
5 children, school-aged children, adolescents, and children
6 with special health care needs; public health;
7 epidemiology; behavioral health; nursing; social work;
8 substance abuse prevention; juvenile justice; oral health;
9 child development; chronic disease prevention; health
10 promotion; and education; 5 of the 16 members shall
11 represent organizations that provide maternal and child
12 health services with funds from the Department; and

13 (3) either 2 consumers who have received services
14 through a Department-funded maternal and child health
15 program, 2 representatives from advocacy groups that
16 advocate on behalf of such consumers, or one such consumer
17 and one such representative of an advocacy group.

18 Members appointed by the Director shall be selected to
19 represent the racial, ethnic, and geographic diversity of the
20 State's population and shall include representatives of local
21 health departments, other direct service providers, and
22 faculty of the University of Illinois at Chicago School of
23 Public Health Center of Excellence in Maternal and Child
24 Health.

25 Legislative members shall serve during their term of office
26 in the General Assembly. Members appointed by the Director

1 shall serve a term of 4 years or until their successors are
2 appointed.

3 Any member appointed to fill a vacancy occurring prior to
4 the expiration of the term for which his or her predecessor was
5 appointed shall be appointed for the remainder of such term.
6 Members of the Board shall serve without compensation but shall
7 be reimbursed for necessary expenses incurred in the
8 performance of their duties.

9 (b) The Board shall advise the Director on improving the
10 well-being of mothers, fathers, infants, children, families,
11 and adults, considering both physical and social determinants
12 of health, and using a life-span approach to health promotion
13 and disease prevention in the State of Illinois. In addition,
14 the Board shall review and make recommendations to the
15 Department and the Governor in regard to the system for
16 maternal and child health programs, collaboration, and
17 interrelation between and delivery of programs, both within the
18 Department and with related programs in other departments. In
19 performing its duties, the Board may hold hearings throughout
20 the State and advise and receive advice from any local advisory
21 bodies created to address maternal and child health.

22 (c) The Board may offer recommendations and feedback
23 regarding the development of the State's annual Maternal and
24 Child Health Services Block Grant application and report as
25 well as the periodic needs assessment.

1 Section 90. The Department of Public Health Powers and
2 Duties Law of the Civil Administrative Code of Illinois is
3 amended by adding Section 2310-450 as follows:

4 (20 ILCS 2310/2310-450 new)

5 Sec. 2310-450. Office for maternal and child health.

6 (a) The Department shall be responsible for administration
7 of the Maternal and Child Health Services Block Grant
8 authorized by Title V of the federal Social Security Act. The
9 Department shall be responsible for the Maternal and Child
10 Health Block Grant and for preparation and submission of the
11 annual application, annual report, and periodic needs
12 assessment required for the receipt of these funds.

13 (b) The Department shall be responsible for the
14 administration of the Family Planning Program award to the
15 State of Illinois from Title X of the federal Public Health
16 Service Act (42 U.S.C. 300).

17 (c) All of the rights, powers, duties, and functions vested
18 by law or that otherwise pertain to the programs and services
19 transferred to the Department by this amendatory Act of the
20 99th General Assembly are transferred to the Department by July
21 1, 2016.

22 (d) The Department may adopt rules necessary to implement
23 this Section. This Section does not affect the legality of any
24 rules that are in force on the effective date of this Section
25 that have been duly adopted by the Department of Human Services

1 in its administration of the Maternal and Child Health Services
2 Block Grant. Those rules shall transfer to the Department and
3 continue in effect until amended or repealed, except that
4 references to a predecessor department shall, in appropriate
5 contexts, be deemed to refer to the successor department under
6 this Section. Any rules proposed prior to the effective date
7 shall also transfer to the Department.

8 (e) The rights of State employees, the State, and its
9 agencies under the Personnel Code and applicable collective
10 bargaining agreements and retirement plans are not affected by
11 this Section.

12 (f) The Department of Central Management Services shall
13 establish a sufficient number of full-time positions at the
14 Department, based on input from the Department of Human
15 Services in order to provide for effective administration of
16 these programs.

17 (g) All books, records, documents, and pending business
18 pertaining to the rights, powers, duties, and functions
19 transferred to the Department under this Section shall be
20 transferred and delivered to the Department by July 1, 2016.

21 (h) In the case of books, records, or documents that
22 pertain both to a function transferred to the Department under
23 this Section and to a function retained by a predecessor agency
24 or office, the Director and the Secretary of Human Services
25 shall determine whether the books, records, or documents shall
26 be transferred, copied, or left with the predecessor agency or

1 office; until this determination has been made, the transfer of
2 these materials shall not take effect.

3 (i) In the case of administrative functions performed by
4 other units within the Department of Human Services and for the
5 allocation of State or federal funds that benefited the
6 programs transferred by this amendatory Act of the 99th General
7 Assembly as well as other divisions within the Department of
8 Human Services, the Director of Public Health and the Secretary
9 of Human Services shall establish interagency agreements to
10 continue these services, as well as cooperation for purposes of
11 federal match and maintenance of effort and distribution of
12 funds after July 1, 2016.

13 (410 ILCS 212/20 rep.)

14 (410 ILCS 212/25 rep.)

15 Section 95. The Illinois Family Case Management Act is
16 amended by repealing Sections 20 and 25.

17 Section 100. The Prenatal and Newborn Care Act is amended
18 by changing Section 7 as follows:

19 (410 ILCS 225/7) (from Ch. 111 1/2, par. 7027)

20 Sec. 7. Advisory board consultation. The Department shall
21 consult with the Maternal and Child Health Advisory Board
22 ~~created~~ under the Advisory Board for the Maternal and Child
23 Health Block Grant Programs Act ~~Illinois Family Case Management~~

1 ~~Act~~ regarding the implementation of this program. In addition,
2 the Board shall advise the Department on the coordination of
3 services provided under this program with services provided
4 under the Illinois Family Case Management Act and the Problem
5 Pregnancy Health Services and Care Act.

6 (Source: P.A. 94-407, eff. 8-2-05.)

7 Section 110. The Developmental Disability Prevention Act
8 is amended by changing Section 8 as follows:

9 (410 ILCS 250/8) (from Ch. 111 1/2, par. 2108)

10 Sec. 8. The Department of Public Health, in cooperation
11 with the Department of Human Services, shall establish
12 guidelines for the development of areawide or local programs
13 designed to prevent high risk pregnancies through early
14 identification, screening, management, and followup of the
15 childbearing age high risk female. Such programs shall be based
16 on the local assessment typically by schools, health
17 departments, hospitals, perinatal centers, and local medical
18 societies of need and with emphasis on the coordination of
19 existing resources private and public and in conjunction with
20 local health planning agencies. Funding needs for
21 demonstration and continuing programs shall be determined by
22 the Department of Human Services and Department of Public
23 Health under their respective programs and reported to the
24 General Assembly along with the guidelines for such programs.

1 (Source: P.A. 89-507, eff. 7-1-97.)

2 Section 999. Effective date. This Act takes effect upon
3 becoming law.".