

1 AN ACT concerning professional regulation.

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

4 Section 5. The Home Medical Equipment and Services  
5 Provider License Act is amended by changing Section 20 as  
6 follows:

7 (225 ILCS 51/20)

8 Sec. 20. Powers and duties of the Department.

9 (a) The Department must ~~shall~~ exercise the powers and  
10 duties prescribed by the Civil Administrative Code of  
11 Illinois for the administration of licensure Acts and must  
12 ~~shall~~ exercise other powers and duties necessary for  
13 effectuating the purposes of this Act.

14 (b) The Department may adopt rules to administer and  
15 enforce this Act, including but not limited to fees for  
16 original licensure and renewal and restoration of licenses,  
17 and may prescribe forms to be issued to implement this Act.  
18 At a minimum, the rules adopted by the Department must ~~shall~~  
19 include standards and criteria for licensure and for  
20 professional conduct and discipline. The Department must  
21 ~~shall~~ consult with the Board in adopting rules. Notice of  
22 proposed rulemaking must ~~shall~~ be transmitted to the Board,  
23 and the Department must ~~shall~~ review the Board's response and  
24 any recommendations made in the response. The Department must  
25 ~~shall~~ notify the Board in writing with proper explanation of  
26 deviations from the Board's recommendations and response.

27 (c) The Department may at any time seek the advice and  
28 expert knowledge of the Board on any matter relating to the  
29 administration of this Act.

30 (d) The Department must ~~shall~~ issue a quarterly report  
31 to the Board of the status of all complaints related to the

1 profession and filed with the Department.

2 (Source: P.A. 90-532, eff. 11-14-97.)