

1 AN ACT concerning the Department of Public Health.

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

4 Section 5. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by adding Section 2310-22 as follows:

7 (20 ILCS 2310/2310-22 new)

8 Sec. 2310-22. Patient safety center.

9 (a) The Department shall establish a patient safety
10 center for the following purposes:

11 (1) To maximize patient safety.

12 (2) To reduce medical errors.

13 (3) To eliminate avoidable mistakes.

14 (4) To improve the quality of health care by
15 improving the systems of data reporting, collection,
16 analysis, and dissemination.

17 (b) The patient safety center shall do the following:

18 (1) Identify available information useful to
19 accomplish the center's purposes.

20 (2) Use the data collected under this Section to
21 recommend statewide medical safety goals and track the
22 progress of providers in meeting these safety goals.

23 (3) Develop programs, including random audits, to
24 ensure the validity of data reported under this Section.

25 (4) Develop a mandatory provider reporting system
26 and establish related reporting requirements for
27 collection of data under subsection (d).

28 (5) Develop a best practices clearinghouse as
29 required by subsection (c).

30 (c) The best practices clearinghouse established under
31 subsection (b) shall do the following:

1 (1) Review and promote research in identifying
2 systemic problems in health care leading to medical
3 errors or impairing patient safety or health care
4 quality.

5 (2) Identify and develop quality improvement
6 strategies and best practices for delivery of health
7 care.

8 (3) Serve as a clearinghouse of information for
9 providers concerning quality improvement strategies and
10 best practices.

11 (d) In addition to any data collected by the Department
12 of Professional Regulation, the Department shall collect and
13 providers shall submit incident data for every event
14 associated with medical intervention, but not the condition
15 that caused the intervention, over which a provider could
16 exercise control and that meets any of the following
17 criteria:

18 (1) Resulted in a patient's death or impairment of
19 bodily function in circumstances other than those related
20 to the natural course of illness, disease, or proper
21 treatment in accordance with generally accepted medical
22 standards.

23 (2) Required surgical repair of damage to a patient
24 that resulted from a planned surgical procedure.

25 (3) Related to a surgical procedure on the wrong
26 patient, a wrong surgical procedure, a wrong-site
27 surgical procedure, or a surgical procedure otherwise
28 unrelated to the patient's diagnosis or medical
29 condition.

30 (4) Related to the removal of unplanned foreign
31 objects.

32 (5) Related to equipment malfunction during
33 treatment or diagnosis that adversely affected a patient.

34 (6) Resulted in a judgment or settlement against

1 the provider in a malpractice claim or a disciplinary
2 action taken against the provider.

3 (7) Is otherwise required to be reported under
4 rules adopted by the Department.

5 (e) Incident data collected under this Section is
6 confidential and may be used only by the Department for the
7 purposes of the patient safety center. Nothing in this
8 Section, however, shall be construed to abridge public access
9 to information currently available or permitted by any other
10 provision or rule of law. Nothing in this Section shall be
11 construed to authorize the disclosure of otherwise
12 confidential information, except pursuant to rules adopted by
13 the Department.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.