



August 20, 2008

MEMORANDUM

TO: CEOs, Member Institutions

FROM: Cathy Grossi, Health Policy and Regulation

SUBJECT: Mandatory Reporting Requirements for Physicians

The Illinois Department of Financial & Professional Regulation (IDFPR) has contacted the Illinois Hospital Association (IHA) requesting a reminder to hospitals about their mandatory reporting obligations required by the Illinois Medical Practice Act ([225 ILCS 60](#)). IDFPR notes recent cases where hospitals have apparently failed to notify the Department about final actions taken by the hospital against physicians for impairment or professional misconduct. Hospitals' failures to report are surfacing in both IDFPR's Medical Licensing Board and Medical Disciplinary Board proceedings.

Under [Section 23 of the Medical Practice Act](#), health care institutions licensed by the Illinois Department of Public Health must report to IDFPR within 60 days following hospital board action "when any person's clinical privileges are terminated or are restricted based on a final determination...that a person has either committed an act or acts which may directly threaten patient care" or for physicians "impaired by reason of age, drug or alcohol abuse or physical or mental impairment." Specific requirements for reporting impaired physicians are addressed further in the administrative rules, providing that such reports will remain confidential. ([68 Ill. Adm. Code 1285.235](#))

Under the law, a hospital's chief administrator or executive officer is also required to report to the Department "if a person accepts voluntary termination or restriction of clinical privileges in lieu of formal action." The Act provides immunity from criminal prosecution or civil damages for chief administrative or chief executive officers and health care institutions who submit the mandated reports in good faith. ([225 ILCS 60/23\(c\)](#))

Additional information and official reporting forms may be obtained by contacting IDFPR's Mandatory Reporting Coordinator, Debra Brown, at 217/524-2039 or Debbie.Brown@illinois.gov. While IDFPR's forms are not available online, hospitals may make additional hard copies for future use.

If you should have any questions or concerns, please contact me directly at 630/276-5706 or cgrossi@ihastaff.org.