

**Sexual Assault Medical Forensic Services Implementation Task Force
April 30, 2019 Meeting Minutes**

Video Conferencing Locations

Illinois Department of Natural Resources Building
One Natural Resources Way, Springfield, IL 62702

Illinois Department of Public Health
Chicago Director's Office Conference Room
69 W. Washington St., 35th Floor
Chicago, IL 60602

Task Force Members Present: Ann Adlington (SANEs), Christy Alexander (SANEs), Sarah Beuning (Sexual Assault Survivors and Rape Crisis Centers), Nancee Brown (Sexual Assault Survivors and Rape Crisis Centers), Dr. Scott Cooper (Physicians), Dr. Marjorie Fujara (Child Abuse Pediatricians), Marites Gonzaga-Reardon (Nurses), Dr. James Hildebrandt (Hospitals), Eva Hopp (Hospitals), Heather Keirnan (Hospitals), Sandy Kraiss (Hospitals), Kim Mangiaracino (Children's Advocacy Centers), Lisa Mathey (Hospitals), Debra Perry (Sexual Assault Survivors and Rape Crisis Centers), Dr. Channing Petrak (Child Abuse Pediatricians), Dr. Monika Pitzele (Emergency Physicians), Jaclyn Rodriguez (Office of the Illinois Attorney General (OAG)), Karen Senger (Illinois Department of Public Health (IDPH))

I. Opening Remarks and Roll Call

- Co-Chair Karen Senger (IDPH), called the meeting to order at 1:05pm. Karen announced the retirement of Co-Chair Cindy Hora (OAG). A new co-chair has not yet been named.
- Roll call was taken and a quorum was met.

II. Membership Updated

- Jessica O'Leary (OAG) provided an update on Task Force membership. Donna Cruz (State's Attorneys) has resigned from the Task Force and an appointment is pending with the Illinois State's Attorney's Association. The Co-Chairs reached out to the Illinois Department of Healthcare and Family Services and are awaiting confirmation on an appointment of a representative. There is also an appointment pending with the Office of the Illinois Attorney General.

III. Approval of Minutes from February 15, 2019 Meeting

- A correction was noted to the minutes. Dr. Marjorie Fujara made a motion to approve the minutes as amended. Jaclyn Rodriguez seconded the motion. The motion passed unanimously by voice vote.

IV. Illinois Department of Public Health Update

- Status of Rule Making – Emergency Rules have been published addressing the new categories of Approved Pediatric Health Care Providers and Treatment Hospitals with Approved Pediatric Transfer.
<http://dph.illinois.gov/sites/default/files/545%20Sexual%20Assault%20Emergency.pdf>
Regular rules are being drafted with the intent that the rules will be published in July for the first period of public comment.

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- Hospital List - Four Year Public University Provision, 410 ILCS 70/2(a) - An updated list of hospitals within a 20 mile radius of a four year public university was provided. This is the list IDPH will use when determining compliance with this provision. Corrections or questions regarding the list should be directed to Jessica O'Leary at joleary@atg.state.il.us.
- Letter to Hospitals re: Submission of Sexual Assault Transfer and Treatment Plans
 - A copy of a letter sent by IDPH to all hospitals on April 1st and 2nd was shared with members. The letter requested that all hospitals submit updated Sexual Assault Transfer or Treatment Plans within 60 days of receipt. Hospitals are encouraged to submit an updated plan retaining their current designation as a Transfer Hospital or Treatment Hospital until an Areawide Treatment Plan can be worked out, if applicable. A revised Transfer or Treatment Plan can be submitted as part of an Areawide Treatment Plan at a later date.
 - Revised Treatment Plans should include usage of the correct Illinois State Police Toxicology Consent Form, available on the Illinois State Police website.
<https://www.isp.state.il.us/docs/6-713.pdf>
- Photography Requirement for Medical Forensic Services – Members were reminded that the forensic photography requirement goes into effect on July 1, 2019 and a Sample Photo Policy has been made available on the OAG website. If hospitals are not yet offering forensic photography, their Treatment Plan should address the hospital's plan to offer it by July 1, 2019.
- Areawide Treatment Plans and Written Transfer Agreements – Hospitals submitting written transfer agreements to IDPH must also include an Areawide Treatment Plan. The Areawide Treatment Plan is a separate document submitted by the Treatment Hospital indicating the Transfer Hospitals, Treatment Hospitals with Approved Pediatric Transfer, and Approved Pediatric Health Care Facilities that have signed a transfer agreement with the Treatment Hospital. A one-page cover letter with this information is sufficient and participating facilities do not need to sign the Areawide Treatment Plan. Facilities participating in an Areawide Treatment Plan should submit each of their Sexual Assault Treatment or Transfer Plans at the same time. They do not need to be mailed in the same package.
- IDPH Surveyors – IDPH Surveyors are currently receiving training on the new requirements in the Sexual Assault Survivors Emergency Treatment Act (SASETA). Onsite visits of hospitals and Approved Pediatric Health Care Facilities will likely start in the fall. Surveyors will continue to go to hospitals in response to reported violations of SASETA.

V. Office of the Illinois Attorney General Update

- Online Emergency Department Training – Jaclyn Rodriguez informed Task Force members that the Illinois Attorney General's Office is actively working on the online training as required by Sec. 10 of the Sexual Assault Survivors Emergency Treatment Act (SASETA). The OAG is hoping to have the online training available soon and will provide additional information once the training is ready for distribution. Task Force members were reminded that hospitals are not required to utilize the training created by the Illinois Attorney General's Office, but any training provided must meet the

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requirements listed in Sec. 2 of SASETA, including being provided by the a qualified medical provider.

- Medical Forensic Services Brochure – The OAG has drafted a Medical Forensic Services Brochure as required by Section 10 of SASETA and has shared it with a number of qualified medical providers and advocates. Once feedback is received, it will be worked it into a format that is readable and easily printable. Hospitals and Approved Pediatric Health Care Facilities should indicate in their Sexual Assault Treatment Plans that they will give the brochure to sexual assault survivors once it becomes available.

VI. House Bill 3038 – Amends the Sexual Assault Survivors Emergency Treatment Act

- Jessica O’Leary provided information regarding House Bill 3038, which Rep. Unes introduced to address concerns raised during previous Task Force meetings regarding the transfer of sexual assault survivors 13 years old and older. HB 3038 would allow Transfer Hospitals to transfer adult and adolescent survivors to the closest Treatment Hospital with Approved Pediatric Transfer, if it is closer than the nearest Treatment Hospital. The bill passed House unanimously, 112-0, and is now pending in Senate. Senator Morrison is the Senate sponsor and there is no known opposition to the bill. The changes in this bill would not go into effect until signed into law, likely in August 2019. Treatment plans cannot reflect these changes until the Senate passes and the Governor signs HB 3038.

VII. Committee Reports

- Jaclyn Rodriguez informed Task Force Members that due to training schedules, staff changes and other duties IDPH and the OAG were unable to schedule any committee meetings since the last Task Force meeting. All committees have meetings scheduled for the end of May.
- On-Call SANE/SAFE Programs
 - Existing On-Call SANE Programs in Other States – Jaclyn discussed a handout that compared three different models of SANE programs in other states. The example from Texas was a fully staffed model, Massachusetts contracts with on-call SANEs to provide all acute exams, and there is a business in Oregon that has contracts with hospitals to provide SANE nurses when medical forensic services are required.
 - Updated Sample Personnel Budget for On-Call and Staffed SANE Programs – Jaclyn provided the revised sample budget and went over the changes made based on feedback from Task Force members at the February meeting. Jessica will email an electronic version of the document after the meeting. Any questions regarding entering information in the template should be directed to Jaclyn at sane@atg.state.il.us.
 - Next Meeting – Wednesday, May 22, 2019, 2:30pm – 4:00pm
- Areawide Treatment Plans: Rural; Urban; Out-of-State Hospitals
 - Jaclyn provided a Sample Agreement Template for the Transfer of Pediatric Patients and reviewed changes made to document after the February meeting. She asked Task Force members to provide any additional feedback in writing to Jessica by Wednesday, May 15th, in order for the Committee to finalize the document at its next meeting.

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- Next Meeting – May 28, 2019, 2:00pm – 3:30pm
- Medical Forensic Services Costs
 - First Meeting – Thursday, May 23, 2019, 2:00pm – 3:00pm

VIII. Public Comment

- There was a request that information from IDPH regarding SASETA be sent to Emergency Department Managers. There is concern that not all information is making its way to the Emergency Departments. Karen Senger will work with the Illinois Hospital Association to get information directly to the Emergency Departments.
- Regarding written transfer agreements between hospitals, it was asked whether an addendum to an existing transfer agreement under the EMS for Children Program would be acceptable. Karen responded that it is possible that an addendum would be acceptable, but until she reviewed that actual documents she would be unable to say for sure.

IX. 2019 Meeting Dates

- August 5, 2019
- November 21, 2019

X. Adjournment – Dr. Channing Petrak made a motion to adjourn. Debbie Perry seconded the motion. The motion passed unanimously by voice vote.