

**HB5537**



**100TH GENERAL ASSEMBLY**

**State of Illinois**

**2017 and 2018**

**HB5537**

by Rep. Sheri Jesiel

**SYNOPSIS AS INTRODUCED:**

210 ILCS 135/10

from Ch. 91 1/2, par. 1710

Amends the Community-Integrated Living Arrangements Licensure and Certification Act. Removes language requiring the Department of Human Services to adopt a State plan for the distribution of community-integrated living arrangements throughout the State and makes related changes. Effective immediately.

LRB100 15988 MJP 31106 b

**A BILL FOR**

1 AN ACT concerning regulation.

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

4 Section 5. The Community-Integrated Living Arrangements  
5 Licensure and Certification Act is amended by changing Section  
6 10 as follows:

7 (210 ILCS 135/10) (from Ch. 91 1/2, par. 1710)

8 Sec. 10. Community integration ~~State plan.~~

9 (a) Community-integrated living arrangements shall be  
10 located so as to enable residents to participate in and be  
11 integrated into their community or neighborhood. The location  
12 of such arrangements shall promote community integration of  
13 persons with mental disabilities. ~~The Department shall adopt a~~  
14 ~~plan ("State plan") for the distribution of community living~~  
15 ~~arrangements throughout the State, considering the need for~~  
16 ~~such arrangements in the various locations in which they are to~~  
17 ~~be used. Each agency licensed under this Act must define the~~  
18 ~~process of obtaining community acceptance of community living~~  
19 ~~arrangements. The State plan shall include guidelines~~  
20 ~~regarding the location of community integrated living~~  
21 ~~arrangements within the geographic areas to be served by the~~  
22 ~~agencies, and the availability of support services within those~~  
23 ~~areas for residents under such arrangements. The Department~~

1 ~~shall promulgate such guidelines as rules pursuant to the~~  
2 ~~Illinois Administrative Procedure Act.~~

3 ~~The Department shall require any agency licensed under this~~  
4 ~~Act to establish procedures for assuring compliance with such~~  
5 ~~criteria, including annual review and comment by~~  
6 ~~representatives of local governmental authorities, community~~  
7 ~~mental health and developmental disabilities planning and~~  
8 ~~service agencies, and other interested civil organizations,~~  
9 ~~regarding the impact on their community areas of any living~~  
10 ~~arrangements, programs or services to be certified by such~~  
11 ~~agency. The Department shall give consideration to the comments~~  
12 ~~of such community representatives in determinations of~~  
13 ~~compliance with the State plan under this Section, and the~~  
14 ~~Department may modify, suspend or withhold funding of such~~  
15 ~~programs and services subject to this Act until such times as~~  
16 ~~assurance is achieved.~~

17 (b) Beginning January 1, 1990, no Department of State  
18 government, as defined in the Civil Administrative Code of  
19 Illinois, shall place any person in or utilize any services of  
20 a community-integrated living arrangement which is not  
21 certified by an agency under this Act.

22 (Source: P.A. 98-463, eff. 8-16-13.)

23 Section 99. Effective date. This Act takes effect upon  
24 becoming law.