**Section 115.215 Criteria for Termination from a CILA Agency**

a) The community support team shall consider recommending termination of CILA services of an individual only if:

1) The medical needs of the individual cannot be met by the CILA program; or

2) The behavior of an individual places the individual or others in serious danger; or

3) The individual is to be transferred to a program offered by another agency and the transfer has been agreed upon by the individual, the individual's guardian, the transferring agency, and the receiving agency; or

4) The individual no longer benefits from CILA services.

b) A notice of termination issued by a CILA provider must:

1) Be in writing;

2) Be sent to the Individual and guardian;

3) Include a time frame for the action;

4) Provide a clear statement of the action to be taken;

5) Provide a clear statement of the reason for the action; and

6) Include a complete statement of the Individual's right to appeal, including the provider's grievance process.

c) Termination of services shall occur only if the termination recommendation has been approved by the Department. For individuals enrolled in the Department's Medicaid DDD Waiver, termination of services is subject to review according to 59 Ill. Adm. Code 120. For individuals not enrolled in the Department's Medicaid DDD Waiver, termination of services shall be addressed as indicated in Section 115.250(c).

d) Absences.

Whenever individuals are required to be absent from a living arrangement for an extended period of time, a CILA agency shall not consider this absence as a reason for termination of services. CILA providers shall protect individual’s rights as outlined in Section 115.250(c) and are therefore prohibited from coercing, restricting, or imposing any type of consequence on an individual who chooses to visit their family, friends or other persons important to the individual as documented in the individual’s Personal Plan and Implementation Strategy.

(Source: Amended at 47 Ill. Reg. 8485, effective May 31, 2023)