**Section 390.340 Incorporated and Referenced Materials**

a) The following regulations, guidelines, and standards are incorporated in this Part:

1) ANSI/ASME Standard No. A17.1-2007, Safety Code for Elevators and Escalators, which may be obtained from the American Society of Mechanical Engineers (ASME) International, 22 Law Drive, Box 2900, Fairfield, NJ 07007-2900.

2) ANSI/ASHRAE/ASHE Standard 170-2008, Ventilation of Health Care Facilities, which may be accessed at: http://sspc170.ashraepcs.org/pdf/170\_2008\_FINAL.pdf

3) American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), Handbook of Fundamentals (2009), and Handbook of Applications (2007), which may be obtained from the American Society of Heating, Refrigerating, and Air Conditioning Engineers, Inc., 1791 Tullie Circle, N.E., Atlanta, GA 30329.

4) American Society for Testing and Materials (ASTM), International Standard No. E90-02 (2009): Standard Test Method for Laboratory Measurement of Airborne Sound Transmission Loss of Building Partitions and Elements, and Standard No. E84-16, Standard Test Method for Surface Burning Characteristics of Building Materials (2006), Standard E 413 (2010) Classification for Rating Sound Insulation, which may be obtained from ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, PA 19428-2959.

5) International Building Code (IBC) (2012), which may be obtained from Building Officials and Code Administrators (BOCA) International, 4051 W. Flossmoor Road, Country Club Hills, IL 60478-5795.

6) For existing facilities (see Subpart N), National Fire Protection Association (NFPA) 101 (2012): Life Safety Code, Chapter 19 (Existing Health Care Occupancies), and all appropriate references under Chapter 2.12 (New Assembly Occupancies), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02169.

7) For new facilities (see Subpart M), NFPA 101 (2012): Life Safety Code, Chapter 18 (New Health Care Occupancies), including all appropriate references under Chapter 2 (Definitions) and Chapter 18, and excluding Chapter 5 (Performance Based Options), and all other references to performance based options. NFPA 101A: Alternative Approaches to Life Safety shall not apply to new construction. In addition to the publications referenced in Chapter 2, the following standards, which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02169, shall be applicable for all long-term facilities:

A) NFPA 20 (2010), Standard for the Installation of Stationary Pumps for Fire Protection

B) NFPA 22 (2008), Standard for Water Tanks for Private Fire Protection

C) NFPA 24 (2010), Standard for the Installation of Private Fire Service Mains and Their Appurtenances

D) NFPA 50 (2001), Standard for Bulk Oxygen Systems at Consumer Sites

8) The following standards, which may be obtained from Underwriters Laboratories (UL), Inc., 333 Pfingsten Rd., Northbrook, IL 60062:

A) Fire Resistance Directory (2015 Edition)

B) Building Material Directory (2015 Edition)

9) The following guidelines and toolkits of Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, and Agency for Healthcare Research and Quality:

A) Guideline for Prevention of Catheter-Associated Urinary Tract Infections (2009), available at: https://www.cdc.gov/infectioncontrol/pdf/guidelines/cauti-guidelines-H.pdf (June 6, 2019)

B) Guideline for Hand Hygiene in Health-Care Settings (October 25, 2002), available at: https://www.cdc.gov/infectioncontrol/guidelines/hand-hygiene/index.html

C) Guidelines for the Prevention of Intravascular Catheter-Related Infections (2011), available at: https://www.cdc.gov/hai/pdfs/bsi-guidelines-2011.pdf

D) Guideline for Prevention of Surgical Site Infection, 2017 (August 2017), available at: https://www.cdc.gov/infectioncontrol/guidelines/ssi/index.html

E) Guideline for Preventing Healthcare-Associated Pneumonia, 2003 (March 26, 2004), available at: https://www.cdc.gov/infectioncontrol/pdf/guidelines/healthcare-associated-pneumonia-H.pdf

F) 2007 Guideline for Isolation Precautions: Preventing Transmission of Infectious Agents in Healthcare Settings (July 2023), available at: http://www.cdc.gov/infectioncontrol/pdf/guidelines/isolation-guidelines-H.pdf

G) Infection Control in Healthcare Personnel, available in two parts: Infrastructure and Routine Practices for Occupational Infection Prevention and Control Services (October 25, 2019) and Epidemiology and Control of Selected Infections Transmitted Among Healthcare Personnel and Patients (October 3, 2022), both available at: https://www.cdc.gov/infectioncontrol/guidelines/healthcare-personnel/index.html

H) The Core Elements of Antibiotic Stewardship for Nursing Homes, available at: https://www.cdc.gov/antibiotic-use/core-elements/pdfs/core-elements-antibiotic-stewardship-H.pdf (August 20, 2021)

I) The Core Elements of Antibiotic Stewardship for Nursing Homes, Appendix A: Policy and Practice Actions to Improve Antibiotic Use, available at: https://www.cdc.gov/antibiotic-use/core-elements/pdfs/core-elements-antibiotic-stewardship-appendix-a-508.pdf

J) Nursing Home Antimicrobial Stewardship Guide, available at: https://www.ahrq.gov/nhguide/index.html (March 2023)

K) Toolkit 3. Minimum Criteria for Common Infections Toolkit, available at: https://www.ahrq.gov/nhguide/toolkits/determine-whether-to-treat/toolkit3-minimum-criteria.html (September 2017)

L) TB Infection Control in Health Care Settings (May 14, 2019) available at: https://www.cdc.gov/tb/topic/infectioncontrol/TBhealthCareSettings.htm

M) Interim Infection Prevention and Control Recommendations to Prevent SARS-CoV-2 Spread in Nursing Homes (February 2, 2022) available at: https://stacks.cdc.gov/view/cdc/114001

N) Implementation of Personal Protective Equipment (PPE) in Nursing Homes to Prevent Spread of Novel or Targeted Multidrug-resistant Organisms (MDROs) (July 12, 2022) available at: https://www.cdc.gov/hai/containment/PPE-Nursing-Homes.html

O) Hospital Respiratory Protection Program Toolkit: Resources for Respirator Program Administrators (April 2022) available at: https://www.cdc.gov/niosh/docs/2015-117/default.html

P) Respiratory Protection Guidance for the Employers of Those Working in Nursing Homes, Assisted Living, and Other Long-Term Care Facilities During the COVID-19 Pandemic available at: https://www.osha.gov/sites/default/files/respiratory-protection-covid19-long-term-care.pdf

Q) Guidelines for Environmental Infection Control in Health-Care Facilities (July 2019) available at: https://www.cdc.gov/infectioncontrol/pdf/guidelines/

environmental-guidelines-P.pdf

10) American College of Obstetricians and Gynecologists, Guidelines for Women's Health Care, Fourth Edition (2014), which may be obtained from the American College of Obstetricians and Gynecologists Distribution Center, P.O. Box 933104, Atlanta, GA 31193-3104 (800-762-2264). (See Section 390.3220.)

11) The Prescribers Digital Reference (PDR) database, which may be accessed at: www.pdr.net

12) The Lexicomp-online database, which may be accessed at: www.wolterskluwercdi.com/lexicomp-online/

13) The American Society of Health-System Pharmacists (ASHP) database, which may be accessed at: www.ashp.org/

b) All incorporations by reference of federal regulations and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any amendments or editions subsequent to the date specified.

c) The following federal and State statutes and regulations are referenced in this Part:

1) Federal statutes and regulations:

A) Civil Rights Act of 1964 (42 U.S.C. 2000e)

B) Social Security Act (42 U.S.C. 301, 1935 et seq. and 1936 et seq.)

C) Controlled Substances Act (21 U.S.C. 802)

D) 42 CFR 483, Requirements for States and Long-Term Care Facilities (October 1, 2022)

E) 42 CFR 483.80, Infection Control (October 1, 2022)

2) State of Illinois statutes:

A) Substance Use Disorder Act [20 ILCS 301]

B) Boiler and Pressure Vessel Safety Act [430 ILCS 75]

C) Child Care Act of 1969 [225 ILCS 10]

D) Code of Civil Procedure [735 ILCS 5]

E) Court of Claims Act [705 ILCS 505]

F) Illinois Dental Practice Act [225 ILCS 25]

G) Election Code [10 ILCS 5]

H) Freedom of Information Act [5 ILCS 140]

I) General Not For Profit Corporation Act of 1986 [805 ILCS 105]

J) Hospital Licensing Act [210 ILCS 85]

K) Illinois Controlled Substances Act [720 ILCS 570]

L) Illinois Health Facilities Planning Act [20 ILCS 3960]

M) Illinois Municipal Code [65 ILCS 5]

N) Life Care Facilities Act [210 ILCS 40]

O) Local Governmental and Governmental Employees Tort Immunity Act [745 ILCS 10]

P) Medical Practice Act of 1987 [225 ILCS 60]

Q) Mental Health and Developmental Disabilities Code [405 ILCS 5]

R) Nurse Practice Act [225 ILCS 65]

S) Nursing Home Administrators Licensing and Disciplinary Act [225 ILCS 70]

T) Nursing Home Care Act [210 ILCS 45]

U) Illinois Occupational Therapy Practice Act [225 ILCS 75]

V) Pharmacy Practice Act [225 ILCS 85]

W) Illinois Physical Therapy Act [225 ILCS 90]

X) Private Sewage Disposal Licensing Act [225 ILCS 225]

Y) Probate Act of 1975 [755 ILCS 5]

Z) Illinois Public Aid Code [305 ILCS 5]

AA) Safety Glazing Materials Act [430 ILCS 60]

BB) School Code [105 ILCS 5]

CC) Illinois Administrative Procedure Act [5 ILCS 100]

DD) Clinical Psychologist Licensing Act [225 ILCS 15]

EE) Dietitian Nutritionist Practice Act [225 ILCS 30]

FF) Health Care Worker Background Check Act [225 ILCS 46]

GG) Clinical Social Work and Social Work Practice Act [225 ILCS 20]

HH) Illinois Living Will Act [755 ILCS 35]

II) Illinois Power of Attorney Act [755 ILCS 45/Art. IV]

JJ) Health Care Surrogate Act [755 ILCS 40]

KK) Health Care Right of Conscience Act [745 ILCS 70]

LL) Abused and Neglected Long-Term Care Facility Residents Reporting Act [210 ILCS 30]

MM) Supportive Residences Licensing Act [210 ILCS 65]

NN) MC/DD Act [210 ILCS 46]

OO) Community Living Facilities Licensing Act [210 ILCS 35]

PP) Community-Integrated Living Arrangements Licensure and Certification Act [210 ILCS 135]

QQ) Counties Code [55 ILCS 5]

RR) Podiatric Medical Practice Act of 1987 [225 ILCS 100]

SS) Illinois Optometric Practice Act of 1987 [225 ILCS 80]

TT) Physician Assistant Practice Act of 1987 [225 ILCS 95]

UU) Alternative Health Care Delivery Act [210 ILCS 3]

VV) Illinois Uniform Conviction Information Act [20 ILCS 2635]

WW) Wrongs to Children Act [720 ILCS 150]

XX) Assisted Living and Shared Housing Act [210 ILCS 9]

YY) Language Assistance Services Act [210 ILCS 87]

ZZ) State Fire Marshal Act [20 ILCS 2905]

AAA) Illinois Speech-Language Pathology and Audiology Practice Act [225 ILCS 110]

BBB) Home Health, Home Services, and Home Nursing Agency Licensing Act [210 ILCS 55]

CCC) Sex Offender Registration Act [730 ILCS 150]

DDD) ID/DD Community Care Act [210 ILCS 47]

EEE) Cannabis Control Act [720 ILCS 550]

FFF) Methamphetamine Control and Community Protection Act [720 ILCS 646]

GGG) Authorized Electronic Monitoring in Long-Term Care Facilities Act [210 ILCS 32]

3) State of Illinois rules:

A) Office of the State Fire Marshal, Boiler and Pressure Vessel Safety (41 Ill. Adm. Code 2120)

B) Capital Development Board, Illinois Accessibility Code (71 Ill. Adm. Code 400)

C) Department of Public Health

i) Control of Communicable Diseases Code (77 Ill. Adm. Code 690)

ii) Control of Sexually Transmissible Infections Code (77 Ill. Adm. Code 693)

iii) Food Code (77 Ill. Adm. Code 750)

iv) Illinois Plumbing Code (77 Ill. Adm. Code 890)

v) Private Sewage Disposal Code (77 Ill. Adm. Code 905)

vi) Drinking Water Systems Code (77 Ill. Adm. Code 900)

vii) Water Well Construction Code (77 Ill. Adm. Code 920)

viii) Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925)

ix) Access to Records of the Department of Public Health (2 Ill. Adm. Code 1127)

x) Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)

xi) Skilled Nursing and Intermediate Care Facilities Code (77 Ill. Adm. Code 300)

xii) Sheltered Care Facilities Code (77 Ill. Adm. Code 330)

xiii) Intermediate Care for the Developmentally Disabled Facilities Code (77 Ill. Adm. Code 350)

xiv) Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395)

xv) Control of Tuberculosis Code (77 Ill. Adm. Code 696)

xvi) Health Care Worker Background Check Code (77 Ill. Adm. Code 955)

xvii) Language Assistance Services Code (77 Ill. Adm. Code 940)

xviii) Health Facilities and Services Review Operational Rules (77 Ill. Adm. Code 1130)

D) Department of Financial and Professional Regulation:

i) Illinois Controlled Substances Act (77 Ill. Adm. Code 3100)

ii) Pharmacy Practice Act (68 Ill. Adm. Code 1330)

E) Department of Human Services, Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 Ill. Adm. Code 2060)

F) Department of Natural Resources, Regulation of Construction within Flood Plains (17 Ill. Adm. Code 3706)

G) Department of Healthcare and Family Services, Medical Payment (89 Ill. Adm. Code 140)

(Source: Amended at 47 Ill. Reg. 14515, effective September 26, 2023)