**Section 955.300 Health Care Worker Registry**

a) The Department will establish and maintain a Health Care Worker Registry of unlicensed individuals and employees who:

1) Are *employed or retained by a health care employer as home health care aides, nurse aides,* certified nursing assistants*, personal care assistants, private duty nurse aides, day training personnel, or an individual working in any similar health-related occupation where he or she provides direct care* (e.g., resident attendants, child care/habilitation aides/developmental disabilities aides, and psychiatric rehabilitation services aides), *or* in positions where they have *access to long-term care residents or the living quarters or financial, medical, or personal records of long-term care residents*;(Section 10 of the Act)

2) *Have satisfactorily completed the training required by Section 3-206 of the Nursing Home Care Act, Section 3-206 of the MC/DD Act, or Section 3-206 of the ID/DD Community Care Act*; (Section 26 of the Act) or

3) *Have begun a current course of training as set forth in Section 3-206 of the Nursing Home Care Act, Section 3-206 of the MC/DD Act, or Section 3-206 of the ID/DD Community Care Act*. (Section 26 of the Act)

b) *Any individual* or employee *placed on the Health Care Worker Registry is required to inform the Department of any change of address within 30 days after the effective date of the change of address.* (Section 26 of the Act)

c) *The Health Care Worker Registry will include the information contained in the registries established under Section 3-206.01 of the Nursing Home Care Act, Section 3-206.01 of the MC/DD Act, and Section 3-206.01 of the ID/DD Community Care Act*. (Section 26 of the Act)

d) The Health Care Worker Registry *will* *document criminal history records check results pursuant to the requirements of* *the* *Act* and this Part. (Section 28(c) of the Act)

e) *The Health Care Worker Registry maintained by the Department exclusive to health care employers*, staffing agencies, workforce intermediaries, organizations that provide pro bono legal services, and educational entities *will* *clearly indicate whether an individual is eligible for employment and* *will* *include the following*:

1) *The individual's* *name*;

2) *His or her current address;*

3) *Social Security number or federal taxpayer identification number*;

4) *The date and location of the training course completed by the individual*; (Section 26 of the Act)

5) *Information identifying where an individual received his or her clinical training*; (Section 3-206(a)(5) of the Nursing Home Care Act)

6) *Whether the individual has any of the disqualifying convictions listed in Section 25 of the Health Care Worker Background Check Act from the date of the* *training course completed by the individual*;

7) *The date of the individual's last criminal records check*; (Section 26 of the Act)

8) Whether the individual has any *findings as reported by the Inspector General of the Department of Human Services*, *under subsection (s) of Section 1-17 of the Department of Human Services Act*; (Section 27(g) of the Act)

9) *Whether the individual* *has a waiver pending under Section 40 of the Health Care Worker Background Check Act* (Section 3-206.01(a-5)(1) of the Nursing Home Care Act), and *the following language:*

*"A waiver granted by the Department of Public Health is a determination that the individual is eligible to work in a health care facility. The Equal Employment Opportunity Commission provides guidance about federal law regarding hiring of individuals with criminal records."* (Section 3-206.01(a-5)(2) of the Nursing Home Care Act); *and*

10) *A link to Equal Employment Opportunity Commission guidance regarding hiring of individuals with criminal records*. (Section 3-206.01(a-5)(3) of the Nursing Home Care Act)

f) *The publicly accessible* version of the Health Care Worker *Registry* will:

1) *Report that an individual is ineligible to work, if he or she has a disqualifying offense under Section 25 of the Health Care Worker Background Check Act and has not received a waiver under Section 40 of* *the* *Act*;

2) *Report that an individual is eligible to work,* if the individual *has received a waiver for one or more disqualifying offenses under Section 40 of* *the* *Act and he or she is otherwise eligible to work.* The publicly accessible Health Care Worker Registry *shall not report information regarding* the granting or denialof *a waiver*; (Section 3-206.01(a-10) of the Nursing Home Care Act)

3) Include findings as reported by the Department *that an employee, or former employee, has been guilty of abuse or neglect of a resident or misappropriation of resident property or* whether the Department *has made any other applicable finding as set forth* in this Part, including the *employee's, or former employee's, statement relating to the finding or a clear and accurate summary of the statement*;(Section 27(f) of the Act) and

4) Include *findings as reported by the Inspector General of the Department of Human Services, under subsection (s) of Section 1-17 of the Department of Human Services Act*. (Section 27(g) of the Act)

(Source: Amended at 47 Ill. Reg. 6567, effective April 27, 2023)