**Section 1126.410 Introduction**

a) Facilities to be licensed pursuant to SMHRA Section 1-101.5 are subject to the requirements of Section 12(17) of the Health Facilities Planning Act and HFSRB rules (77 Ill. Adm. Code 1126 and 1130).

b) A Certificate of Need permit is required for:

1) the relocation of an existing SMHRF to a planning area that does not have SMHRF services (see 20 ILCS 3960/5 and 12(17)); or

2) any establishment, erection, building, alteration, reconstruction, modernizations, improvement, or extension of a SMHRF with a total estimated project cost that exceeds the capital expenditures minimum (for facilities that are licensed by statutory requirement other than the Hospital Licensing Act [210 ILCS 85] or the Nursing Home Care Act [210 ILCS 45]). The current threshold is determined under 77 Ill. Adm. Code 1130.Appendix A and is posted on HFSRB's website (www.hfsrb.illinois.gov). (See 20 ILCS 3960/5.)

c) *No new facilities licensed under* SMHRA *shall be established* after June 16, 2014 *except in connection with the relocation of an existing facility to a new location*. [20 ILCS 3960/12(17)]

d) The process for relocating an existing SMHRF to a new, underserved location involves two actions, as follows:

1) Discontinuation of a licensed SMHRF at its current location; and

2) Establishment of a new SMHRF in an underserved planning area (i.e., one that does not currently have a SMHRF).