



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3814

by Rep. Elaine Nekritz

SYNOPSIS AS INTRODUCED:

20 ILCS 105/4.02g new

Amends the Illinois Act on the Aging. Provides that any person or organization authorized by the Department on Aging to provide services under the Community Care Program shall, in the good faith performance of those services, have immunity from any civil, criminal, or other liability in any civil, criminal, or other proceeding brought as a consequence of the performance of those services. Provides that the State shall indemnify and hold harmless any person or organization authorized by the Department to provide services under the Community Care Program for all the acts, omissions, decisions, or other conduct arising out of the scope of the Community Care Program duties of the person or organization; and that the method of providing indemnification shall be as provided in the State Employee Indemnification Act. Provides that the immunity and indemnification protections in the new provisions apply to the Community Care Program and any related program subsequently established by administrative rule.

LRB100 10357 KTG 20549 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Act on the Aging is amended by
5 adding Section 4.02g as follows:

6 (20 ILCS 105/4.02g new)

7 Sec. 4.02g. Community Care Program; immunity and
8 indemnification protections. Any person or organization
9 authorized by the Department to provide services under the
10 Community Care Program shall, in the good faith performance of
11 those services, have immunity from any civil, criminal, or
12 other liability in any civil, criminal, or other proceeding
13 brought as a consequence of the performance of those services.
14 The State shall indemnify and hold harmless any person or
15 organization authorized by the Department to provide services
16 under the Community Care Program for all the acts, omissions,
17 decisions, or other conduct arising out of the scope of the
18 Community Care Program duties of the person or organization.
19 The method of providing indemnification shall be as provided in
20 the State Employee Indemnification Act. The immunity and
21 indemnification protections in this Section apply to the
22 Community Care Program and any related program subsequently
23 established by administrative rule.