



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB2962

Introduced 2/16/2023, by Rep. Bradley Fritts

SYNOPSIS AS INTRODUCED:

20 ILCS 301/55-41 new
20 ILCS 301/55-40 rep.
65 ILCS 5/11-12-6.5 new
65 ILCS 5/11-13-28 new

Amends the Substance Use Disorder Act. Provides that no later than one year after the effective date of the amendatory act of the 103rd General Assembly, the Department of Human Services shall adopt rules to establish minimum standards and requirements for the licensure of recovery residences in the State necessary to ensure public health, safety, and welfare. Provides that the Department may impose a civil penalty or sanctions or commence disciplinary actions against a person or licensee in violation of the rules and standards established by the Department. Provides that the Department may contract with a third party to assist the Department with licensure and inspections. Amends the Illinois Municipal Code. Provides that the corporate authorities of a municipality may classify, regulate, and restrict recovery residences, including on the basis of a recovery residence's compliance with the Department of Human Services' rules for recovery residences.

LRB103 29958 AWJ 56373 b

1 AN ACT concerning government.

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

4 Section 5. The Substance Use Disorder Act is amended by
5 adding Section 55-41 as follows:

6 (20 ILCS 301/55-41 new)

7 Sec. 55-41. Recovery residences.

8 (a) As used in this Section, "recovery residence" means a
9 sober, safe, and healthy living environment that promotes
10 recovery from alcohol and other drug use and associated
11 problems.

12 (b) No later than one year after the effective date of this
13 amendatory Act of the 103rd General Assembly, the Department
14 shall adopt rules to establish minimum standards and
15 requirements for the licensure of recovery residences in the
16 State necessary to ensure public health, safety, and welfare.
17 The Department may use the current standards adopted by any
18 recognized national organization approved by the Department as
19 guidelines in prescribing the minimum standards and
20 requirements.

21 (c) The Department may impose a civil penalty on a person
22 in violation of the rules and standards established by the
23 Department. The Department may impose sanctions and commence

1 disciplinary actions against a licensed recovery residence,
2 including revoking the license. The Department may contract
3 with a third party to assist the Department with licensure and
4 inspections.

5 (20 ILCS 301/55-40 rep.)

6 Section 10. The Substance Use Disorder Act is amended by
7 repealing Section 55-40.

8 Section 15. The Illinois Municipal Code is amended by
9 adding Sections 11-12-6.5 and 11-13-28 as follows:

10 (65 ILCS 5/11-12-6.5 new)

11 Sec. 11-12-6.5. Recovery residences. Notwithstanding any
12 other provision of law, the corporate authorities of a
13 municipality may, in its ordinances passed under Section
14 11-12-5, classify, regulate, and restrict recovery residences,
15 including on the basis of a recovery residence's compliance
16 with the Department of Human Services' rules for recovery
17 residences.

18 As used in this Section, "recovery residence" has the
19 meaning given to that term in Section 55-41 of the Substance
20 Use Disorder Act.

21 (65 ILCS 5/11-13-28 new)

22 Sec. 11-13-28. Recovery residences. Notwithstanding any

1 other provision of law, the corporate authorities of a
2 municipality may, in its ordinances passed under Section
3 11-13-1, classify, regulate, and restrict recovery residences,
4 including on the basis of a recovery residence's compliance
5 with the Department of Human Services' rules for recovery
6 residences.

7 As used in this Section, "recovery residence" has the
8 meaning given to that term in Section 55-41 of the Substance
9 Use Disorder Act.