



Rep. Kevin John Olickal

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10300HB3060ham001

LRB103 27769 BMS 59630 a

1 AMENDMENT TO HOUSE BILL 3060

2 AMENDMENT NO. _____. Amend House Bill 3060 on page 1,
3 line 4, after "by", by inserting "changing Section 2 and by";
4 and

5 on page 1, immediately below line 5, by inserting the
6 following:

7 "(210 ILCS 40/2) (from Ch. 111 1/2, par. 4160-2)

8 Sec. 2. As used in this Act, unless the context otherwise
9 requires:

10 "At-home continuing care" means an agreement to provide a
11 person with services and supports based upon the person's
12 needs and coordinated by a case manager, including services
13 provided to the person in his or her residence and services of
14 the community's affiliated facilities.

15 "At-home continuing care resident" means an at-home
16 continuing care agreement holder who resides in a private

1 residence outside of the continuing care retirement community
2 campus.

3 ~~(a)~~ "Department" means the Department of Public Health.

4 ~~(b)~~ "Director" means the Director of the Department.

5 ~~(c)~~ "Life care contract" means a contract to provide to a
6 person for the duration of such person's life or for a term in
7 excess of one year, nursing services, medical services or
8 personal care services, in addition to maintenance services
9 for such person in a facility, conditioned upon the transfer
10 of an entrance fee to the provider of such services in addition
11 to or in lieu of the payment of regular periodic charges for
12 the care and services involved.

13 ~~(d)~~ "Provider" means a person who provides services
14 pursuant to a life care contract.

15 ~~(e)~~ "Resident" means a person who enters into a life care
16 contract with a provider, or who is designated in a life care
17 contract to be a person provided with maintenance and nursing,
18 medical or personal care services.

19 ~~(f)~~ "Facility" means a place or places in which a provider
20 undertakes to provide a resident with nursing services,
21 medical services or personal care services, in addition to
22 maintenance services for a term in excess of one year or for
23 life pursuant to a life care contract. The term also means a
24 place or places in which a provider undertakes to provide such
25 services to a non-resident.

26 ~~(g)~~ "Living unit" means an apartment, room or other area

1 within a facility set aside for the exclusive use of one or
2 more identified residents.

3 ~~(h)~~ "Entrance fee" means an initial or deferred transfer
4 to a provider of a sum of money or property, made or promised
5 to be made by a person entering into a life care contract,
6 which assures a resident of services pursuant to a life care
7 contract.

8 ~~(i)~~ "Permit" means a written authorization to enter into
9 life care contracts issued by the Department to a provider.

10 ~~(j)~~ "Medical services" means those services pertaining to
11 medical or dental care that are performed in behalf of
12 patients at the direction of a physician licensed under the
13 Medical Practice Act of 1987 or a dentist licensed under the
14 Illinois Dental Practice Act by such physicians or dentists,
15 or by a registered or licensed practical nurse as defined in
16 the Nurse Practice Act or by other professional and technical
17 personnel.

18 ~~(k)~~ "Nursing services" means those services pertaining to
19 the curative, restorative and preventive aspects of nursing
20 care that are performed at the direction of a physician
21 licensed under the Medical Practice Act of 1987 by or under the
22 supervision of a registered or licensed practical nurse as
23 defined in the Nurse Practice Act.

24 ~~(l)~~ "Personal care services" means assistance with meals,
25 dressing, movement, bathing or other personal needs or
26 maintenance, or general supervision and oversight of the

1 physical and mental well-being of an individual, who is
2 incapable of maintaining a private, independent residence or
3 who is incapable of managing his person whether or not a
4 guardian has been appointed for such individual.

5 ~~(m)~~ "Maintenance services" means food, shelter and laundry
6 services.

7 ~~(n)~~ "Certificates of Need" means those permits issued
8 pursuant to the Illinois Health Facilities Planning Act as now
9 or hereafter amended.

10 ~~(o)~~ "Non-resident" means a person admitted to a facility
11 who has not entered into a life care contract.

12 (Source: P.A. 95-639, eff. 10-5-07.)".