

1 AN ACT concerning health.

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

4 Section 5. The Developmental Disability and Mental  
5 Disability Services Act is amended by changing the heading of  
6 Article VII-A and Section 7A-1 and by adding Sections 7A-2,  
7 7A-3, and 7A-4 as follows:

8 (405 ILCS 80/Art. VII-A heading)

9 ARTICLE VII-A. STABILIZATION SUPPORT PILOT PROGRAMS ~~DIVERSION~~  
10 ~~FROM FACILITY-BASED CARE PROGRAM~~

11 (Source: P.A. 100-924, eff. 7-1-19; 101-81, eff. 7-12-19.)

12 (405 ILCS 80/7A-1)

13 (Section scheduled to be repealed on January 1, 2025)

14 Sec. 7A-1. Stabilization Support Pilot Programs ~~Diversion~~  
15 ~~from Facility based Care Pilot Program.~~

16 (a) The purposes of this Article are to:

17 (1) decrease the number of admissions to State  
18 developmental centers ~~State-operated facilities;~~

19 (2) address the needs of individuals receiving Home  
20 and Community Based Services (HCBS) with intellectual  
21 disabilities or developmental disabilities who are at risk  
22 of facility-based care due to significant behavioral

1 challenges, ~~some with a dual diagnosis of mental illness,~~  
2 by providing a community-based residential alternative to  
3 facility-based care consistent with their personal  
4 ~~individual~~ plans, and to transition these individuals back  
5 to home and community-based services programming ~~a~~  
6 ~~traditional community integrated living arrangement or~~  
7 ~~other HCBS community setting program;~~

8 (3) (blank); ~~create greater capacity within the~~  
9 ~~short term stabilization homes by allowing individuals who~~  
10 ~~need an extended period of treatment to transfer to a~~  
11 ~~long term stabilization home;~~

12 (4) stabilize the existing community-integrated living  
13 arrangement system ~~homes~~ where the presence of individuals  
14 with complex behavioral challenges is disruptive to their  
15 housemates; ~~and~~

16 (5) add support services to enhance community service  
17 providers who serve individuals with significant  
18 behavioral challenges; and ~~-~~

19 (6) increase the number of individuals transitioning  
20 out of State developmental centers into home and  
21 community-based services programming.

22 (b) (Blank). ~~Subject to appropriation or the availability~~  
23 ~~of other funds for these purposes at the discretion of the~~  
24 ~~Department, the Department shall establish the Diversion from~~  
25 ~~Facility-based Care Pilot Program consisting of at least 6~~  
26 ~~homes in various locations in this State in accordance with~~

1 ~~this Article and the following model:~~

2 ~~(1) the Diversion from Facility-based Care Model shall~~  
3 ~~serve individuals with intellectual disabilities or~~  
4 ~~developmental disabilities who are currently receiving~~  
5 ~~HCBS services and are at risk of facility based care due~~  
6 ~~to significant behavioral challenges, some with a dual~~  
7 ~~diagnosis of mental illness, for a period ranging from one~~  
8 ~~to 2 years, or longer if appropriate for the individual;~~

9 ~~(2) the Program shall be regulated in accordance with~~  
10 ~~the community integrated living arrangement guidelines;~~

11 ~~(3) each home shall support no more than 4 residents,~~  
12 ~~each having his or her own bedroom;~~

13 ~~(4) if, at any point, an individual, his or her~~  
14 ~~guardian, or family caregivers, in conjunction with the~~  
15 ~~provider and clinical staff, believe the individual is~~  
16 ~~capable of participating in a HCBS service, those~~  
17 ~~opportunities shall be offered as they become available;~~  
18 ~~and~~

19 ~~(5) providers shall have adequate resources,~~  
20 ~~experience, and qualifications to serve the population~~  
21 ~~target by the Program, as determined by the Department;~~

22 ~~(6) participating Program providers and the Department~~  
23 ~~shall participate in an ongoing collaborative whereby best~~  
24 ~~practices and treatment experiences would be shared and~~  
25 ~~utilized;~~

26 ~~(7) home locations shall be proposed by the provider~~

1 ~~in collaboration with other community stakeholders;~~

2 ~~(8) The Department, in collaboration with~~  
3 ~~participating providers, by rule shall develop data~~  
4 ~~collection and reporting requirements for participating~~  
5 ~~community service providers. Beginning December 31, 2020~~  
6 ~~the Department shall submit an annual report~~  
7 ~~electronically to the General Assembly and Governor that~~  
8 ~~outlines the progress and effectiveness of the pilot~~  
9 ~~program. The report to the General Assembly shall be filed~~  
10 ~~with the Clerk of the House of Representatives and the~~  
11 ~~Secretary of the Senate in electronic form only, in the~~  
12 ~~manner that the Clerk and the Secretary shall direct;~~

13 ~~(9) the staffing model shall allow for a high level of~~  
14 ~~community integration and engagement and family~~  
15 ~~involvement; and~~

16 ~~(10) appropriate day services, staff training~~  
17 ~~priorities, and home modifications shall be incorporated~~  
18 ~~into the Program model, as allowed by HCBS authorization.~~

19 (c) (Blank). ~~This Section is repealed on January 1, 2025.~~

20 (Source: P.A. 102-1109, eff. 12-21-22.)

21 (405 ILCS 80/7A-2 new)

22 Sec. 7A-2. Long-Term Stabilization Support Program.

23 (a) Subject to appropriation or the availability of other  
24 funds for these purposes at the discretion of the Department,  
25 the Department shall establish the Long-Term Stabilization

1 Support Program consisting of at least 8 homes across the  
2 State in accordance with this Article and the following  
3 requirements:

4 (1) The Long-Term Stabilization Support Program shall  
5 serve individuals with intellectual disabilities or  
6 developmental disabilities who are currently receiving  
7 home and community-based services and are at risk of  
8 facility-based care due to significant behavioral  
9 challenges and individuals transitioning out of State  
10 developmental centers for a period of up to 2 years, or  
11 longer if appropriate for the individual.

12 (2) The program shall be regulated by the Department  
13 in accordance with the community-integrated living  
14 arrangement guidelines set forth under the  
15 Community-Integrated Living Arrangement Licensure and  
16 Certification Act and any applicable rules or policies.

17 (3) Each home shall support no more than 4 residents,  
18 each having his or her own bedroom.

19 (4) If an individual is in need of this program, it  
20 must be reflected in his or her individual plan.

21 (5) The individual, in conjunction with his or her  
22 guardian, if applicable, may change his or her home and  
23 community-based services, including his or her  
24 participation in this program, including requesting  
25 alternate placement when the wants or needs of the  
26 individual, as reflected in the individual's personal

1 plan, would be better served in another setting along the  
2 full spectrum of care. If an individual, his or her  
3 guardian, if applicable, or family caregivers, in  
4 conjunction with the independent service coordination  
5 agency, the provider, and clinical staff, believe the  
6 individual's wants or needs, as reflected in the  
7 individual's personal plan, would be better served in an  
8 alternate setting along the full spectrum of care, those  
9 opportunities shall be discussed as they are identified.  
10 The request may be made at any point during the period  
11 specified in paragraph (1) or at the conclusion of that  
12 period, when assessing whether continued participation in  
13 the program would be appropriate for the individual.

14 (6) The Department shall ensure providers have  
15 adequate resources, experience, and qualifications to  
16 serve the population targeted by this program.

17 (7) The Department shall lead the providers in an  
18 ongoing collaboration, whereby best practices and  
19 treatment experiences shall be shared and utilized.

20 (8) The providers shall propose home locations in  
21 collaboration with other community stakeholders.

22 (b) Beginning March 31, 2025, the Department shall publish  
23 quarterly reports on the following:

24 (1) the number of individuals participating in the  
25 program;

26 (2) the number of individuals transitioning from the

1 program;

2 (3) the location where individuals transition to  
3 during and after participation in the program; and

4 (4) the length of time individuals are participating  
5 in the program.

6 The report to the General Assembly shall be filed with the  
7 Clerk of the House of Representatives and the Secretary of the  
8 Senate in electronic form, in the manner that the Clerk and the  
9 Secretary shall direct.

10 (c) The Department shall adopt rules to develop and  
11 implement this program.

12 (405 ILCS 80/7A-3 new)

13 Sec. 7A-3. Short-Term Stabilization Support Program.

14 (a) Subject to appropriation or the availability of other  
15 funds for these purposes at the discretion of the Department,  
16 the Department shall establish the Short-Term Stabilization  
17 Support Program consisting of at least 10 homes across the  
18 State, in accordance with this Article and the following  
19 requirements:

20 (1) The Short-Term Stabilization Support Program shall  
21 serve individuals with intellectual disabilities or  
22 developmental disabilities who are currently receiving  
23 home and community-based services and are at risk of  
24 facility-based care due to significant behavioral  
25 challenges for a period ranging up to 90 days with an

1 option to extend if appropriate for the individual.

2 (2) The program shall be regulated by the Department  
3 in accordance with the community-integrated living  
4 arrangement guidelines set forth under the  
5 Community-Integrated Living Arrangement Licensure and  
6 Certification Act and any applicable rules or policies or  
7 shall be regulated by the Department of Children and  
8 Family Services in accordance with child group home  
9 guidelines set forth under the Children and Family  
10 Services Act and any applicable rules or policies.

11 (3) Each home shall support no more than 4 residents,  
12 each having his or her own bedroom.

13 (4) If an individual is in need of this program, it  
14 must be reflected in his or her individual plan.

15 (5) The individual, in conjunction with his or her  
16 guardian, if applicable, may change his or her home and  
17 community-based services, including his or her  
18 participation in this program, including requesting  
19 alternate placement when the wants or needs of the  
20 individual, as reflected in the individual's personal  
21 plan, would be better served in another setting along the  
22 full spectrum of care. If an individual, his or her  
23 guardian, if applicable, or family caregivers, in  
24 conjunction with the independent service coordination  
25 agency, the provider, and clinical staff, believe the  
26 individual's wants or needs, as reflected in the



1 individual's personal plan, would be better served in an  
2 alternate setting along the full spectrum of care, those  
3 opportunities shall be discussed as they are identified.  
4 The request may be made at any point during the period  
5 specified in paragraph (1) or at the conclusion of that  
6 period, when assessing whether continued participation in  
7 the program would be appropriate for the individual.

8 (6) The Department shall ensure providers have  
9 adequate resources, experience, and qualifications to  
10 serve the population targeted by this program.

11 (7) The Department shall lead the providers in an  
12 ongoing collaboration, whereby best practices and  
13 treatment experiences shall be shared and utilized.

14 (8) The providers shall propose home locations in  
15 collaboration with other community stakeholders.

16 (b) Beginning March 31, 2025, the Department shall publish  
17 quarterly reports on the following:

18 (1) the number of individuals participating in the  
19 program;

20 (2) the number of individuals transitioning from the  
21 program;

22 (3) the location where individuals transition to  
23 during and after participation in the program; and

24 (4) the length of time individuals are participating  
25 in the program.

26 The report to the General Assembly shall be filed with the

1 Clerk of the House of Representatives and the Secretary of the  
2 Senate in electronic form, in the manner that the Clerk and the  
3 Secretary shall direct.

4 (c) The Department shall adopt rules to develop and  
5 implement this program.

6 (405 ILCS 80/7A-4 new)

7 Sec. 7A-4. Repealer. This Article is repealed January 1,  
8 2028.