

1 AN ACT in relation to mental health.

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

4 Section 5. The Community-Integrated Living Arrangements
5 Licensure and Certification Act is amended by changing
6 Section 3 as follows:

7 (210 ILCS 135/3) (from Ch. 91 1/2, par. 1703)

8 Sec. 3. As used in this Act, unless the context requires
9 otherwise:

10 (a) "Applicant" means a person, group of persons,
11 association, partnership or corporation that applies for a
12 license as a community mental health or developmental
13 services agency under this Act.

14 (b) "Community mental health or developmental services
15 agency" or "agency" means a public or private agency,
16 association, partnership, corporation or organization which,
17 pursuant to this Act, certifies community-integrated living
18 arrangements for persons with mental illness or persons with
19 a developmental disability.

20 (c) "Department" means the Department of Human Services
21 (as successor to the Department of Mental Health and
22 Developmental Disabilities).

23 (d) "Community-integrated living arrangement" means a
24 living arrangement certified by a community mental health or
25 developmental services agency under this Act where 8 or fewer
26 recipients with mental illness or recipients with a
27 developmental disability who reside under the supervision of
28 the agency. Examples of community integrated living
29 arrangements include but are not limited to the following:

30 (1) "Adult foster care", a living arrangement for
31 recipients in residences of families unrelated to them,

1 for the purpose of providing family care for the
2 recipients on a full-time basis;

3 (2) "Assisted residential care", an independent
4 living arrangement where recipients are intermittently
5 supervised by off-site staff;

6 (3) "Crisis residential care", a non-medical living
7 arrangement where recipients in need of non-medical,
8 crisis services are supervised by on-site staff 24 hours
9 a day;

10 (4) "Home individual programs", living arrangements
11 for 2 unrelated adults outside the family home;

12 (5) "Supported residential care", a living
13 arrangement where recipients are supervised by on-site
14 staff and such supervision is provided less than 24 hours
15 a day; and

16 (6) "Community residential alternatives", as
17 defined in the Community Residential Alternatives
18 Licensing Act; ~~and~~.

19 (7) "Special needs trust-supported residential
20 care", a living arrangement where recipients are
21 supervised by on-site staff and that supervision is
22 provided 24 hours per day or less, as dictated by the
23 needs of the recipients, and determined by service
24 providers. As used in this item (7), "special needs
25 trust" means a trust for the benefit of a disabled
26 beneficiary as described in Section 15.1 of the Trusts
27 and Trustees Act.

28 (e) "Recipient" means a person who has received, is
29 receiving, or is in need of treatment or habilitation as
30 those terms are defined in the Mental Health and
31 Developmental Disabilities Code.

32 (f) "Unrelated" means that persons residing together in
33 programs or placements certified by a community mental health
34 or developmental services agency under this Act do not have

1 any of the following relationships by blood, marriage or
2 adoption: parent, son, daughter, brother, sister,
3 grandparent, uncle, aunt, nephew, niece, great grandparent,
4 great uncle, great aunt, stepbrother, stepsister, stepson,
5 stepdaughter, stepparent or first cousin.

6 (Source: P.A. 88-380; 89-507, eff. 7-1-97.)