



Sen. Edward D. Maloney

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09400SB1220sam001

LRB094 09548 DRJ 43592 a

1 AMENDMENT TO SENATE BILL 1220

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1220 on page 1,  
3 after line 3, by inserting the following:

4 "Section 2. The Assisted Living and Shared Housing Act is  
5 amended by changing Section 76 as follows:

6 (210 ILCS 9/76)

7 Sec. 76. Vaccinations.

8 (a) Before a prospective resident's admission to an  
9 assisted living establishment or shared housing establishment  
10 that does not provide medication administration as an optional  
11 service, the establishment shall advise the prospective  
12 resident to consult a physician to determine whether the  
13 prospective resident should obtain a vaccination against  
14 pneumococcal pneumonia or influenza, or both.

15 (b) An assisted living establishment or shared housing  
16 establishment that provides medication administration as an  
17 optional service shall annually administer or arrange for  
18 administration of a vaccination against influenza to each  
19 resident, in accordance with the recommendations of the  
20 Advisory Committee on Immunization Practices of the Centers for  
21 Disease Control and Prevention that are most recent to the time  
22 of vaccination, unless the vaccination is medically  
23 contraindicated or the resident has refused the vaccine.  
24 Influenza vaccinations for all residents age 65 or over shall

1 be completed by November 30 of each year or as soon as  
2 practicable if vaccine supplies are not available before  
3 November 1. Residents admitted after November 30, during the  
4 flu season, and until February 1 shall, as medically  
5 appropriate, receive an influenza vaccination prior to or upon  
6 admission or as soon as practicable if vaccine supplies are not  
7 available at the time of the admission, unless the vaccine is  
8 medically contraindicated or the resident has refused the  
9 vaccine. In the event that the Advisory Committee on  
10 Immunization Practices of the Centers for Disease Control and  
11 Prevention determines that dates of administration other than  
12 those stated in this Section are optimal to protect the health  
13 of residents, the Department is authorized to adopt rules to  
14 require vaccinations at those times rather than the times  
15 stated in this Section. An establishment shall document in the  
16 resident's medication record that an annual vaccination  
17 against influenza was administered, arranged, refused, or  
18 medically contraindicated.

19 An assisted living establishment or shared housing  
20 establishment that provides medication administration as an  
21 optional service shall administer or arrange for  
22 administration of a pneumococcal vaccination to each resident  
23 who is age 65 or over, in accordance with the recommendations  
24 of the Advisory Committee on Immunization Practices of the  
25 Centers for Disease Control and Prevention, who has not  
26 received this immunization prior to or upon admission to the  
27 establishment, unless the resident refuses the offer for  
28 vaccination or the vaccination is medically contraindicated.  
29 An establishment shall document in each resident's medication  
30 record that a vaccination against pneumococcal pneumonia was  
31 offered and administered, arranged, refused, or medically  
32 contraindicated.

33 (Source: P.A. 92-562, eff. 6-24-02; 93-1003, eff. 8-23-04.)

1 Section 3. The Nursing Home Care Act is amended by changing  
2 Section 2-213 as follows:

3 (210 ILCS 45/2-213)

4 Sec. 2-213. Vaccinations.

5 (a) A facility shall annually administer or arrange for  
6 administration of a vaccination against influenza to each  
7 resident, in accordance with the recommendations of the  
8 Advisory Committee on Immunization Practices of the Centers for  
9 Disease Control and Prevention that are most recent to the time  
10 of vaccination, unless the vaccination is medically  
11 contraindicated or the resident has refused the vaccine.  
12 Influenza vaccinations for all residents age 65 and over shall  
13 be completed by November 30 of each year or as soon as  
14 practicable if vaccine supplies are not available before  
15 November 1. Residents admitted after November 30, during the  
16 flu season, and until February 1 shall, as medically  
17 appropriate, receive an influenza vaccination prior to or upon  
18 admission or as soon as practicable if vaccine supplies are not  
19 available at the time of the admission, unless the vaccine is  
20 medically contraindicated or the resident has refused the  
21 vaccine. In the event that the Advisory Committee on  
22 Immunization Practices of the Centers for Disease Control and  
23 Prevention determines that dates of administration other than  
24 those stated in this Act are optimal to protect the health of  
25 residents, the Department is authorized to develop rules to  
26 mandate vaccinations at those times rather than the times  
27 stated in this Act. A facility shall document in the resident's  
28 medical record that an annual vaccination against influenza was  
29 administered, arranged, refused or medically contraindicated.

30 (b) A facility shall administer ~~provide~~ or arrange for  
31 administration of a pneumococcal vaccination to each resident  
32 who is age 65 and over, in accordance with the recommendations  
33 of the Advisory Committee on Immunization Practices of the

1 Centers for Disease Control and Prevention, who has not  
2 received this immunization prior to or upon admission to the  
3 facility, unless the resident refuses the offer for vaccination  
4 or the vaccination is medically contraindicated. A facility  
5 shall document in each resident's medical record that a  
6 vaccination against pneumococcal pneumonia was offered and  
7 administered, arranged, refused, or medically contraindicated.  
8 (Source: P.A. 93-384, eff. 7-25-03.); and

9 on page 1, line 8, after "administer", by inserting "or arrange  
10 for administration of"; and

11 on page 1, line 31, after "administered", by inserting  
12 "arranged"; and

13 on page 2, line 1, by replacing "provide" with "administer";  
14 and

15 on page 2, line 11, after "administered", by inserting  
16 "arranged".