

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 adding the heading of
6 Article VI and Sections 6-1 and 6-5 as follows:

7 (405 ILCS 80/Art. VI heading new)

8 ARTICLE VI. COMMUNITY RESIDENTIAL CHOICES PROGRAM

9 (405 ILCS 80/6-1 new)

10 Sec. 6-1. Community Residential Choices Program.

11 (a) The purpose of this Article is to promote greater
12 compatibility among individuals with developmental
13 disabilities who live together by allowing individuals with
14 developmental disabilities who meet either the emergency or
15 critical need criteria of the Department of Human Services as
16 defined under the Department's developmental disabilities
17 cross-disability database (as required by Section 10-26 of the
18 Department of Human Services Act), and who also meet the
19 Department's developmental disabilities priority population
20 criteria for residential services as defined in the
21 Department's developmental disabilities Community Services
22 Agreement and whose parents are over the age of 60, to choose

1 to live together in a community-based residential program.

2 (b) For purposes of this Article:

3 "Community-based residential program" means one of a
4 variety of living arrangements for persons with developmental
5 disabilities, including existing settings such as
6 community-integrated living arrangements, and may also include
7 newly developed settings that are consistent with this
8 definition.

9 "Developmental disability" may include an autism spectrum
10 disorder.

11 (c) A person diagnosed with an autism spectrum disorder may
12 be assessed for eligibility for services under Home and
13 Community-Based Services Waivers for persons with
14 developmental disabilities without regard to whether that
15 person is also diagnosed with mental retardation, so long as
16 the person otherwise meets applicable level-of-care criteria
17 under those waivers. This provision does not create any new
18 entitlement to a service, program, or benefit, but shall not
19 affect any entitlement to a service, program, or benefit
20 created by any other law.

21 (405 ILCS 80/6-5 new)

22 Sec. 6-5. Placements. Commencing with the State fiscal year
23 beginning on July 1, 2007, subject to appropriation, the
24 Department of Human Services shall fund residential capacities
25 in geographic locations in the State with the goal of placing

1 no fewer than 80 individuals who meet the emergency or critical
2 need criteria of the Department's developmental disabilities
3 cross-disabilities database, and who also meet the
4 Department's developmental disabilities priority population
5 criteria for residential services as defined in the
6 Department's developmental disabilities Community Services
7 Agreement and whose parents are over the age of 60, in
8 community-based residential programs with chosen housemates.
9 Priority in the allocation of funds for this program shall be
10 given to individuals who choose to reside with 3 or fewer
11 individuals.

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.