



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB6006

Introduced 2/10/2010, by Rep. Michael J. Zalewski

#### SYNOPSIS AS INTRODUCED:

210 ILCS 9/45

210 ILCS 45/3-115

from Ch. 111 1/2, par. 4153-115

Amends the Assisted Living and Shared Housing Act. Provides that under certain conditions the Department of Public Health may renew the license of an assisted living or shared housing establishment for an additional 2 year period at the request of the licensee. Amends the Nursing Home Care Act. Provides that following approval, the Department shall renew the license of a nursing home facility in accordance with specified provisions under the Act at the request of the licensee. Effective immediately.

LRB096 18169 KTG 35927 b

1 AN ACT concerning regulation.

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

4 Section 5. The Assisted Living and Shared Housing Act is  
5 amended by changing Section 45 as follows:

6 (210 ILCS 9/45)

7 Sec. 45. Renewal of licenses. At least 120 days, but not  
8 more than 150 days prior to license expiration, the licensee  
9 shall submit an application for renewal of the license in such  
10 form and containing such information as the Department  
11 requires. If the application is approved, and if the licensee  
12 (i) has not committed a Type 1 violation in the preceding 24  
13 months, (ii) has not committed a Type 2 violation in the  
14 preceding 24 months, (iii) has not had an inspection, review,  
15 or evaluation that resulted in a finding of 10 or more Type 3  
16 violations in the preceding 24 months, and (iv) has not  
17 admitted or retained a resident in violation of Section 75 of  
18 this Act in the preceding 24 months, the Department may renew  
19 the license for an additional period of 2 years at the request  
20 of the licensee. If a licensee whose license has been renewed  
21 for 2 years under this Section subsequently fails to meet any  
22 of the conditions set forth in items (i), (ii), and (iii),  
23 then, in addition to any other sanctions that the Department

1 may impose under this Act, the Department shall revoke the  
2 2-year license and replace it with a one-year license until the  
3 licensee again meets all of the conditions set forth in items  
4 (i), (ii), and (iii). If appropriate, the renewal application  
5 shall not be approved unless the applicant has provided to the  
6 Department an accurate disclosure document in accordance with  
7 the Alzheimer's Special Care Disclosure Act. If the application  
8 for renewal is not timely filed, the Department shall so inform  
9 the licensee.

10 (Source: P.A. 95-590, eff. 9-10-07; 95-876, eff. 8-21-08.)

11 Section 10. The Nursing Home Care Act is amended by  
12 changing Section 3-115 as follows:

13 (210 ILCS 45/3-115) (from Ch. 111 1/2, par. 4153-115)

14 Sec. 3-115. License renewal application. At least 120 days  
15 but not more than 150 days prior to license expiration, the  
16 licensee shall submit an application for renewal of the license  
17 in such form and containing such information as the Department  
18 requires. If the application is approved, the license shall be  
19 renewed in accordance with Section 3-110 at the request of the  
20 licensee. The renewal application for a sheltered care or  
21 long-term care facility shall not be approved unless the  
22 applicant has provided to the Department an accurate disclosure  
23 document in accordance with the Alzheimer's Special Care  
24 Disclosure Act. If application for renewal is not timely filed,

1 the Department shall so inform the licensee.

2 (Source: P.A. 90-341, eff. 1-1-98; 91-215, eff. 7-20-99.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.