



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

SB3473

Introduced 2/10/2010, by Sen. Heather Steans

#### SYNOPSIS AS INTRODUCED:

20 ILCS 105/4.03

from Ch. 23, par. 6104.03

Amends the Illinois Act on the Aging. Requires the Department on Aging, in cooperation with certain agencies, to determine whether any persons (instead of only "Alzheimer's Disease and related disorders victims and persons who are deemed as blind or disabled under the Social Security Act") who are in need of long-term care may be satisfactorily cared for in their homes. Vests responsibility for pre-screening in case coordination units or any agencies designated by the Department of Human Services (instead of only in case coordination units). Requires all persons who are admitted to and remain in a nursing facility for 90 or more days to be re-screened at the end of the 90 day period to assess their continuing need for nursing facility care. Effective immediately.

LRB096 17119 KTG 32443 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning state government.

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

4 Section 5. The Illinois Act on the Aging is amended by  
5 changing Section 4.03 as follows:

6 (20 ILCS 105/4.03) (from Ch. 23, par. 6104.03)

7 Sec. 4.03. The Department on Aging, in cooperation with the  
8 Department of Human Services and any other appropriate State,  
9 local or federal agency, shall, without regard to income  
10 guidelines, establish a nursing home prescreening program to  
11 determine whether any persons ~~Alzheimer's Disease and related~~  
12 ~~disorders victims, and persons who are deemed as blind or~~  
13 ~~disabled as defined by the Social Security Act and~~ who are in  
14 need of long term care, may be satisfactorily cared for in  
15 their homes through the use of home and community based  
16 services. Responsibility for prescreening shall be vested with  
17 case coordination units or any agencies designated by the  
18 Department. Prescreening shall occur: (i) when hospital  
19 discharge planners have advised the case coordination unit of  
20 the imminent risk of nursing home placement of a patient who  
21 meets the above criteria and in advance of discharge of the  
22 patient; or (ii) when a case coordination unit has been advised  
23 of the imminent risk of nursing home placement of an individual

1 in the community. The individual who is prescreened shall be  
2 informed of all appropriate options, including placement in a  
3 nursing home and the availability of in-home and  
4 community-based services and shall be advised of her or his  
5 right to refuse nursing home, in-home, community-based, or all  
6 services. All persons admitted to a nursing home facility who  
7 remain in the facility for a period of 90 days shall be  
8 re-screened at the end of the 90 day period to assess their  
9 continuing need for nursing facility care and shall be advised  
10 of all other available care options. Case coordination units  
11 under contract with the Department may charge a fee for the  
12 prescreening provided under this Section and the fee shall be  
13 no greater than the cost of such services to the case  
14 coordination unit. At the time of each prescreening, case  
15 coordination units shall provide information regarding the  
16 Office of State Long Term Care Ombudsman's Residents Right to  
17 Know database as authorized in subsection (c-5) of Section  
18 4.04.

19 (Source: P.A. 95-80, eff. 8-13-07; 95-823, eff. 1-1-09; 96-328,  
20 eff. 8-11-09.)

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.