



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1426

by Rep. John E. Bradley

SYNOPSIS AS INTRODUCED:

320 ILCS 42/20

Amends the Older Adult Services Act. Requires the Department on Aging to investigate the cost of complying with the Act's provisions concerning the expansion of older adult community-based services, and to report these findings to the appropriation committees of both chambers assigned to hear the agency's budget no later than January 1, 2012. Requires the Department to recommend action in the alternative if the Department determines that compliance is cost prohibitive, and to identify priority service areas for the purpose of directing the allocation of new resources and the reallocation of existing resources to areas of greatest need. Changes the types of projects the Department may include in its Older Adult Services Demonstration Grants program. Makes other changes. Effective immediately.

LRB097 07247 KTG 47356 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning aging.

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

4 Section 5. The Older Adult Services Act is amended by
5 changing Section 20 as follows:

6 (320 ILCS 42/20)

7 Sec. 20. Priority service areas; service expansion.

8 (a) (Blank) ~~The requirements of this Section are subject to~~
9 ~~the availability of funding.~~

10 (b) The Department, subject to appropriation, shall expand
11 older adult services that promote independence and permit older
12 adults to remain in their own homes and communities. Priority
13 shall be given to both the expansion of services and the
14 development of new services in priority service areas.

15 (c) Inventory of services. The Department shall develop and
16 maintain an inventory and assessment of (i) the types and
17 quantities of public older adult services and, to the extent
18 possible, privately provided older adult services, including
19 the unduplicated count, location, and characteristics of
20 individuals served by each facility, program, or service and
21 (ii) the resources supporting those services, no later than
22 July 1, 2012. The Department shall investigate the cost of
23 compliance with this provision and report these findings to the

1 appropriation committees of both chambers assigned to hear the
2 agency's budget no later than January 1, 2012. If the
3 Department determines that compliance is cost prohibitive, it
4 shall recommend action in the alternative to achieve the intent
5 of this Section and identify priority service areas for the
6 purpose of directing the allocation of new resources and the
7 reallocation of existing resources to areas of greatest need.

8 (d) Priority service areas. The Departments shall assess
9 the current and projected need for older adult services
10 throughout the State, analyze the results of the inventory, and
11 identify priority service areas, which shall serve as the basis
12 for a priority service plan to be filed with the Governor and
13 the General Assembly no later than July 1, 2006, and every 5
14 years thereafter. The January 1, 2012 report required under
15 subsection (c) of this Section shall serve as compliance with
16 the July 1, 2011 reporting requirement.

17 (e) Moneys appropriated by the General Assembly for the
18 purpose of this Section, receipts from transfers, donations,
19 grants, fees, or taxes that may accrue from any public or
20 private sources to the Department for the purpose of providing
21 services and care to older adult services ~~this Section~~, and
22 savings attributable to the nursing home conversion program as
23 calculated in subsection (h) shall be deposited into the
24 Department on Aging State Projects Fund. Interest earned by
25 those moneys in the Fund shall be credited to the Fund.

26 (f) Moneys described in subsection (e) from the Department

1 on Aging State Projects Fund shall be used for older adult
2 services, regardless of where the older adult receives the
3 service, with priority given to both the expansion of services
4 and the development of new services in priority service areas.
5 Fundable services shall include:

6 (1) Housing, health services, and supportive services:

7 (A) adult day care;

8 (B) adult day care for persons with Alzheimer's
9 disease and related disorders;

10 (C) activities of daily living;

11 (D) care-related supplies and equipment;

12 (E) case management;

13 (F) community reintegration;

14 (G) companion;

15 (H) congregate meals;

16 (I) counseling and education;

17 (J) elder abuse prevention and intervention;

18 (K) emergency response and monitoring;

19 (L) environmental modifications;

20 (M) family caregiver support;

21 (N) financial;

22 (O) home delivered meals;

23 (P) homemaker;

24 (Q) home health;

25 (R) hospice;

26 (S) laundry;

1 (T) long-term care ombudsman;
2 (U) medication reminders;
3 (V) money management;
4 (W) nutrition services;
5 (X) personal care;
6 (Y) respite care;
7 (Z) residential care;
8 (AA) senior benefits outreach;
9 (BB) senior centers;
10 (CC) services provided under the Assisted Living
11 and Shared Housing Act, or sheltered care services that
12 meet the requirements of the Assisted Living and Shared
13 Housing Act, or services provided under Section
14 5-5.01a of the Illinois Public Aid Code (the Supportive
15 Living Facilities Program);
16 (DD) telemedicine devices to monitor recipients in
17 their own homes as an alternative to hospital care,
18 nursing home care, or home visits;
19 (EE) training for direct family caregivers;
20 (FF) transition;
21 (GG) transportation;
22 (HH) wellness and fitness programs; and
23 (II) other programs designed to assist older
24 adults in Illinois to remain independent and receive
25 services in the most integrated residential setting
26 possible for that person.

1 (2) Older Adult Services Demonstration Grants,
2 pursuant to subsection (g) of this Section.

3 (g) Older Adult Services Demonstration Grants. The
4 Department may ~~shall~~ establish a program of demonstration
5 grants to assist in the restructuring of the delivery system
6 for older adult services and provide funding for innovative
7 service delivery models and system change and integration
8 initiatives. The Department shall prescribe, by rule, the grant
9 application process. At a minimum, every application must
10 include:

- 11 (1) The type of grant sought;
- 12 (2) A description of the project;
- 13 (3) The objective of the project;
- 14 (4) The likelihood of the project meeting identified
15 needs;
- 16 (5) The plan for financing, administration, and
17 evaluation of the project;
- 18 (6) The timetable for implementation;
- 19 (7) The roles and capabilities of responsible
20 individuals and organizations;
- 21 (8) Documentation of collaboration with other service
22 providers, local community government leaders, and other
23 stakeholders, other providers, and any other stakeholders
24 in the community;
- 25 (9) Documentation of community support for the
26 project, including support by other service providers,

1 local community government leaders, and other
2 stakeholders;

3 (10) The total budget for the project;

4 (11) The financial condition of the applicant; and

5 (12) Any other application requirements that may be
6 established by the Department by rule.

7 Each project may include provisions for a designated staff
8 person who is responsible for the development of the project
9 and recruitment of providers.

10 Projects may include, but are not limited to: adult family
11 foster care; family adult day care; assisted living in a
12 supervised apartment; personal services in a subsidized
13 housing project; small incentive grants to attract new
14 providers; money following the person; cash and counseling;
15 managed long-term care; respite care; training for caregivers;
16 community-based support groups; and specialized assisted
17 living units ~~evening and weekend home care coverage; small~~
18 ~~incentive grants to attract new providers; money following the~~
19 ~~person; cash and counseling; managed long term care; and at~~
20 ~~least one respite care project that establishes a local~~
21 ~~coordinated network of volunteer and paid respite workers,~~
22 ~~coordinates assignment of respite workers to caregivers and~~
23 ~~elder adults, ensures the health and safety of the older adult,~~
24 ~~provides training for caregivers, and ensures that support~~
25 ~~groups are available in the community.~~

26 A demonstration project funded in whole or in part by an

1 Older Adult Services Demonstration Grant is exempt from the
2 requirements of the Illinois Health Facilities Planning Act. To
3 the extent applicable, however, for the purpose of maintaining
4 the statewide inventory authorized by the Illinois Health
5 Facilities Planning Act, the Department shall send to the
6 Health Facilities and Services Review Board a copy of each
7 grant award made under this subsection (g).

8 The Department, in collaboration with the Departments of
9 Public Health and Healthcare and Family Services, shall
10 evaluate the effectiveness of the projects receiving grants
11 under this Section.

12 (h) No later than July 1 of each year, the Department of
13 Public Health shall provide information to the Department of
14 Healthcare and Family Services to enable the Department of
15 Healthcare and Family Services to annually document and verify
16 the savings attributable to the nursing home conversion program
17 for the previous fiscal year to estimate an annual amount of
18 such savings that may be appropriated to the Department on
19 Aging State Projects Fund and notify the General Assembly, the
20 Department on Aging, the Department of Human Services, and the
21 Advisory Committee of the savings no later than October 1 of
22 the same fiscal year.

23 (Source: P.A. 95-331, eff. 8-21-07; 96-31, eff. 6-30-09.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.