



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5133

Introduced 2/8/2012, by Rep. David R. Leitch

SYNOPSIS AS INTRODUCED:

210 ILCS 45/3-108

from Ch. 111 1/2, par. 4153-108

Amends the Nursing Home Care Act. Provides that the Department of Public Health shall enter into an interagency agreement with the Office of the State Fire Marshal under which the latter shall conduct all surveys, evaluations, or inspections of nursing homes with respect to facility standards regulating protection of residents from fire hazard.

LRB097 18771 DRJ 64007 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Nursing Home Care Act is amended by changing
5 Section 3-108 as follows:

6 (210 ILCS 45/3-108) (from Ch. 111 1/2, par. 4153-108)

7 Sec. 3-108. The Department shall coordinate the functions
8 within State government affecting facilities licensed under
9 this Act and shall cooperate with other State agencies which
10 establish standards or requirements for facilities to assure
11 necessary, equitable, and consistent State supervision of
12 licensees without unnecessary duplication of survey,
13 evaluation, and consultation services or complaint
14 investigations. The Department shall cooperate with the
15 Department of Human Services in regard to facilities containing
16 more than 20% of residents for whom the Department of Human
17 Services has mandated follow-up responsibilities under the
18 Mental Health and Developmental Disabilities Administrative
19 Act.

20 The Department shall cooperate with the Department of
21 Healthcare and Family Services in regard to facilities where
22 recipients of public aid are residents.

23 The Department shall immediately refer to the Department of

1 Professional Regulation for investigation any credible
2 evidence of which it has knowledge that an individual licensed
3 by that Department has violated this Act or any rule issued
4 under this Act.

5 The Department shall enter into an interagency agreement
6 with the Office of the State Fire Marshal under which the
7 Office of the State Fire Marshal shall conduct all surveys,
8 evaluations, or inspections of nursing homes with respect to
9 facility standards prescribed by the Department regulating
10 protection of residents from fire hazard.

11 The Department shall enter into agreements with other State
12 Departments, agencies or commissions to effectuate the purpose
13 of this Section.

14 (Source: P.A. 95-331, eff. 8-21-07.)