

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 3-423 as follows:

6 (210 ILCS 45/3-423) (from Ch. 111 1/2, par. 4153-423)

7 Sec. 3-423. The administrator ~~Any owner~~ of a facility  
8 licensed under this Act shall give 60 ~~90~~ days notice prior to  
9 voluntarily closing a facility or closing any part of a  
10 facility, or prior to closing any part of a facility if closing  
11 such part will require the transfer or discharge of more than  
12 10% of the residents. Such notice shall be given to the  
13 Department, to the Office of State Long Term Care Ombudsman, to  
14 any resident who must be transferred or discharged, to the  
15 resident's representative, and to a member of the resident's  
16 family, where practicable. If the Department suspends,  
17 revokes, or denies renewal of the facility's license, then  
18 notice shall be given no later than the date specified by the  
19 Department. Notice shall state the proposed date of closing and  
20 the reason for closing. The facility shall submit a closure  
21 plan to the Department for approval which shall address the  
22 process for the safe and orderly transfer of residents. The  
23 approved plan shall be included in the notice. The facility

1 shall offer to assist the resident in securing an alternative  
2 placement and shall advise the resident on available  
3 alternatives. Where the resident is unable to choose an  
4 alternate placement and is not under guardianship, the  
5 Department shall be notified of the need for relocation  
6 assistance. A facility closing in its entirety shall not admit  
7 any new residents on or after the date written notice is  
8 submitted to the Department under this Section. The facility  
9 shall comply with all applicable laws and regulations until the  
10 date of closing, including those related to transfer or  
11 discharge of residents. The Department may place a relocation  
12 team in the facility as provided under Section 3-419.

13 (Source: P.A. 81-223.)

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.