

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 3-713.5 as follows:

6 (210 ILCS 45/3-713.5)

7 Sec. 3-713.5. Informal dispute resolution. Pursuant to the  
8 requirements of subsection (c) of Section 3-212 of this Act,  
9 when a facility submits comments refuting ~~to~~ licensure  
10 findings, it shall be considered an informal dispute resolution  
11 if the same findings were not submitted for an informal dispute  
12 resolution pursuant to protocols for federal certification  
13 deficiencies established by the federal Centers for Medicare  
14 and Medicaid Services. The Department shall review  
15 documentation submitted as the basis for an informal dispute  
16 resolution. If the Department determines that the submitted  
17 evidence or arguments were insufficient to refute the findings,  
18 then the Department shall provide a written explanation of the  
19 reason or reasons why the evidence or arguments were  
20 insufficient to refute the finding. If the Department fails to  
21 provide a written explanation of the reason or reasons why the  
22 evidence or arguments were insufficient to refute the informal  
23 dispute resolution findings within 60 days of receipt, the

1 alleged, disputed licensure violation shall be cited, but no  
2 penalty shall be imposed.

3 (Source: P.A. 97-863, eff. 1-1-13.)