

1 AN ACT in relation to health.

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

4 Section 5. The Community Services Act is amended by
5 changing Section 3 as follows:

6 (405 ILCS 30/3) (from Ch. 91 1/2, par. 903)

7 Sec. 3. Responsibilities for Community Services.
8 Pursuant to this Act, the Department of Human Services shall
9 facilitate the establishment of a comprehensive and
10 coordinated array of community services based upon a federal,
11 State and local partnership. In order to assist in
12 implementation of this Act, the Department shall prescribe
13 and publish rules and regulations. The Department may
14 request the assistance of other State agencies, local
15 government entities, direct services providers and others in
16 the development of these regulations or other policies
17 related to community services.

18 The Department shall assume the following roles and
19 responsibilities for community services:

20 (a) Service Priorities. Within the service categories
21 described in Section 2 of this Act, establish and publish
22 priorities for community services to be rendered, and
23 priority populations to receive these services.

24 (b) Planning. By January 1, 1994 and by January 1 of
25 each third year thereafter, prepare and publish a Plan which
26 describes goals and objectives for community services
27 state-wide and for regions and subregions needs assessment,
28 steps and time-tables for implementation of the goals also
29 shall be included; programmatic goals and objectives for
30 community services shall cover the service categories defined
31 in Section 2 of this Act; the Department shall insure local

1 participation in the planning process.

2 (c) Public Information and Education. Develop programs
3 aimed at improving the relationship between communities and
4 their disabled residents; prepare and disseminate public
5 information and educational materials on the prevention of
6 developmental disabilities, mental illness, and alcohol or
7 drug dependence, and on available treatment and habilitation
8 services for persons with these disabilities.

9 (d) Quality Assurance. Promulgate minimum program
10 standards, rules and regulations to insure that Department
11 funded services maintain acceptable quality and assure
12 enforcement of these standards through regular monitoring of
13 services and through program evaluation; this applies except
14 where this responsibility is explicitly given by law to
15 another State agency.

16 (d-5) Accreditation requirements for providers of mental
17 health and substance abuse treatment services. Except when
18 the federal or State statutes authorizing a program, or the
19 federal regulations implementing a program, are to the
20 contrary, accreditation shall be accepted by the Department
21 in lieu of the Department's facility or program certification
22 or licensure onsite review requirements and shall be accepted
23 as a substitute for the Department's administrative and
24 program monitoring requirements, except as required by
25 subsection (d-10), in the case of:

26 (1) Any organization from which the Department
27 purchases mental health or substance abuse services and
28 that is accredited under any of the following: the
29 Comprehensive Accreditation Manual for Behavioral Health
30 Care (Joint Commission on Accreditation of Healthcare
31 Organizations (JCAHO)); the Comprehensive Accreditation
32 Manual for Hospitals (JCAHO); the Standards Manual for
33 the Council on Accreditation for Children and Family
34 Services (Council on Accreditation for Children and

1 Family Services (COA)); or the Standards Manual for
2 Organizations Serving People with Disabilities (the
3 Rehabilitation Accreditation Commission (CARF)).

4 (2) Any mental health facility or program licensed
5 or certified by the Department, or any substance abuse
6 service licensed by the Department, that is accredited
7 under any of the following: the Comprehensive
8 Accreditation Manual for Behavioral Health Care (JCAHO);
9 the Comprehensive Accreditation Manual for Hospitals
10 (JCAHO); the Standards Manual for the Council on
11 Accreditation for Children and Family Services (COA); or
12 the Standards Manual for Organizations Serving People
13 with Disabilities (CARF).

14 (3) Any network of providers from which the
15 Department purchases mental health or substance abuse
16 services and that is accredited under any of the
17 following: the Comprehensive Accreditation Manual for
18 Behavioral Health Care (JCAHO); the Comprehensive
19 Accreditation Manual for Hospitals (JCAHO); the Standards
20 Manual for the Council on Accreditation for Children and
21 Family Services (COA); the Standards Manual for
22 Organizations Serving People with Disabilities (CARF); or
23 the National Committee for Quality Assurance. A provider
24 organization that is part of an accredited network shall
25 be afforded the same rights under this subsection.

26 (d-10) For mental health and substance abuse services,
27 the Department may develop standards or promulgate rules that
28 establish additional standards for monitoring and licensing
29 accredited programs, services, and facilities that the
30 Department has determined are not covered by the
31 accreditation standards and processes. These additional
32 standards for monitoring and licensing accredited programs,
33 services, and facilities and the associated monitoring must
34 not duplicate the standards and processes already covered by

1 the accrediting bodies.

2 (d-15) The Department shall be given proof of compliance
3 with fire and health safety standards, which must be
4 submitted as required by rule.

5 (d-20) The Department, by accepting the survey or
6 inspection of an accrediting organization, does not forfeit
7 its rights to perform inspections at any time, including
8 contract monitoring to ensure that services are provided in
9 accordance with the contract. The Department reserves the
10 right to monitor a provider of mental health and substance
11 abuse treatment services when the survey or inspection of an
12 accrediting organization has established any deficiency in
13 the accreditation standards and processes.

14 (d-25) On and after the effective date of this
15 amendatory Act of the 92nd General Assembly, the
16 accreditation requirements of this Section apply to
17 contracted organizations that are already accredited.

18 (e) Program Evaluation. Develop a system for conducting
19 evaluation of the effectiveness of community services,
20 according to preestablished performance standards; evaluate
21 the extent to which performance according to established
22 standards aids in achieving the goals of this Act; evaluation
23 data also shall be used for quality assurance purposes as
24 well as for planning activities.

25 (f) Research. Conduct research in order to increase
26 understanding of mental illness, developmental disabilities
27 and alcohol and drug dependence.

28 (g) Technical Assistance. Provide technical assistance
29 to provider agencies receiving funds or serving clients in
30 order to assist these agencies in providing appropriate,
31 quality services; also provide assistance and guidance to
32 other State agencies and local governmental bodies serving
33 the disabled in order to strengthen their efforts to provide
34 appropriate community services; and assist provider agencies

1 in accessing other available funding, including federal,
2 State, local, third-party and private resources.

3 (h) Placement Process. Promote the appropriate placement
4 of clients in community services through the development and
5 implementation of client assessment and diagnostic
6 instruments to assist in identifying the individual's service
7 needs; client assessment instruments also can be utilized for
8 purposes of program evaluation; whenever possible, assure
9 that placements in State-operated facilities are referrals
10 from community agencies.

11 (i) Interagency Coordination. Assume leadership in
12 promoting cooperation among State health and human service
13 agencies to insure that a comprehensive, coordinated
14 community services system is in place; to insure disabled
15 persons access to needed services; and to insure continuity
16 of care and allow clients to move among service settings as
17 their needs change; also work with other agencies to
18 establish effective prevention programs.

19 (j) Financial Assistance. Provide financial assistance
20 to local provider agencies through purchase-of-care contracts
21 and grants, pursuant to Section 4 of this Act.

22 (Source: P.A. 89-507, eff. 7-1-97.)

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