

1 AN ACT in relation to human services.

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

4 Section 1. Short title. This Act may be cited as the State  
5 Advocacy Program for the Homeless Mentally Ill and  
6 Developmentally Disabled Act.

7 Section 5. Legislative findings. The General Assembly  
8 finds that a disproportionate number of people in this State  
9 are unable to secure housing for themselves and their families,  
10 and that many people are forced to live in the streets without  
11 shelter or in emergency shelters. A substantial number of the  
12 homeless population are mentally ill or developmentally  
13 disabled, and these homeless people are more readily subjected  
14 to abuse. Despite current public and private efforts, the  
15 homeless problem in this State is a critical threat to the  
16 health, safety, and welfare of many people and communities  
17 across the State. Therefore, it is in the public interest that  
18 the General Assembly take immediate and necessary action to  
19 ensure a more adequate response to the needs of homeless  
20 people, including providing the necessary funds to effectively  
21 carry out the provisions of this Act. The General Assembly also  
22 acknowledges that the complex problem of homelessness in this  
23 State is being addressed by a rapidly growing range of services  
24 from the State and local governments as well as the private  
25 sector. This creates the need for coordination and planning in  
26 the allocation of resources and in the design and  
27 implementation of new programs to serve the homeless, and the  
28 General Assembly finds that there is a need for a single entity  
29 to coordinate these efforts.

30 Section 10. Definitions. In this Act:

31 "Department" means the Department of Human Services.

1 "Developmentally disabled" means a person who has a  
2 developmental disability as defined in Section 1-3 of the  
3 Developmental Disability and Mental Disability Services Act.

4 "Homeless individual with mental illness or a  
5 developmental disability" means a person who does not have a  
6 home and has a mental illness or a developmental disability, or  
7 both, including, but not limited to, a person with a mental  
8 illness or developmental disability: (i) who is in a shelter or  
9 drop-in center for the homeless, (ii) who is being discharged  
10 from a State or private institution without a residence to go  
11 to, (iii) who has a temporary residence or no regular abode in  
12 which to live, or (iv) who has a history of chronic residential  
13 instability.

14 "Mentally ill" means a person who has a severe mental  
15 illness as defined in Section 2-3 of the Developmental  
16 Disability and Mental Disability Services Act.

17 Section 15. Advocacy position. A staff advocacy position  
18 within the Bureau of Homeless Services and Supportive Services  
19 of the Department of Human Services shall be created to do the  
20 following:

21 (1) Promote and facilitate the development of  
22 community-based support systems to protect the health,  
23 safety, welfare, and human and civil rights of homeless  
24 individuals with mental illness or developmental  
25 disabilities.

26 (2) Enter into agreements with local community-based  
27 support systems to carry out the provisions of Sections 20  
28 through 30.

29 (3) Implement the programs established under Sections  
30 20 through 30.

31 (4) Conduct periodic programmatic and administrative  
32 reviews of the programs created under Sections 20 through  
33 30 to ensure the delivery of quality services.

34 (5) Serve as an advocate for homeless individuals with  
35 other governmental and community service providers.

1           (6) Assist in the development of financial and human  
2 resources to respond to the needs of homeless individuals  
3 with mental illness or developmental disabilities.

4           Section 20. Community-based support systems.

5           (a) The Department shall initiate requests for proposals or  
6 continued funding forms for the establishment or expansion of  
7 nonprofit agencies and organizations that will be responsible  
8 for developing or coordinating comprehensive and integrated  
9 community-based support systems for homeless individuals with  
10 mental illness or developmental disabilities.

11           (b) Through community-based providers, the Department  
12 shall take appropriate steps to encourage homeless persons to  
13 use these services and shall provide information on services  
14 available to them.

15           Section 25. Community service agreements.

16           (a) Through agreements with community-based providers and  
17 based on available funding, the following components may be  
18 addressed within the service system for homeless individuals  
19 with mental illness or developmental disabilities:

20           (1) Community needs assessment and resource  
21 development.

22           (2) Case management, including case review, tracking,  
23 service evaluation, and networking.

24           (3) Training and staff development.

25           (4) Consultation with and technical assistance for  
26 providers of shelters.

27           (5) Outreach services that are available at times and  
28 in places where homeless individuals with mental illness or  
29 developmental disabilities can be located, such as  
30 overnight shelters.

31           (6) Emergency and crisis intervention services,  
32 including the availability of shelter facilities.

33           (b) Each service area, local board, or local service system  
34 must do the following:

1           (1) Assist in maintaining sources of income, food,  
2           clothing, health care, counseling, training, and  
3           employment, and in maintaining a stable living environment  
4           within the community when possible.

5           (2) Develop individualized service plans for homeless  
6           persons that may include, but need not be limited to, the  
7           following:

8           (A) Personal assistance in securing and  
9           maintaining housing, food, and clothing arrangements.

10           (B) Crisis intervention services focusing on  
11           finding appropriate alternatives to acute inpatient  
12           hospital care.

13           (C) Assistance in securing and maintaining income  
14           and health care benefits.

15           (D) Social and vocational skill development  
16           activities as determined by the client's needs,  
17           interests, and abilities.

18           (E) Money management assistance or representative  
19           payeeship.

20           (F) Other self-help skills.

21           (G) Other counseling and referral and legal and  
22           administrative proceeding services as needed.

23           Section 30. Refusal of services. The Department shall  
24           explore the provisions of the Mental Health and Developmental  
25           Disabilities Code in relation to homeless individuals with  
26           mental illness or developmental disabilities who refuse  
27           services for themselves.

28           Section 35. Grants-in-aid. The Department shall make  
29           grants-in-aid to entities recognized under Section 20 based on  
30           appropriations to provide services pursuant to Sections 20  
31           through 30. The Department shall establish and publish criteria  
32           in requests for proposals for determining eligible services and  
33           the amount of grants-in-aid so that all interested individuals,  
34           agencies, associations, and other entities may have access to

1 that information.

2 Section 90. The Illinois Housing Development Act is amended  
3 by changing Section 10 as follows:

4 (20 ILCS 3805/10) (from Ch. 67 1/2, par. 310)

5 Sec. 10. Prior to making a loan commitment for a  
6 development under this Act, the Authority shall approve a  
7 tenant selection plan submitted by the applicant for the loan.  
8 The Authority shall formulate regulations from time to time  
9 setting forth the criteria for tenant selection plans. These  
10 criteria shall include income limits, which may vary with the  
11 size and circumstances of the family unit of tenants. The  
12 income limits shall be sufficiently flexible to avoid undue  
13 economic homogeneity among the tenants of a development. The  
14 Authority may formulate regulations from time to time for the  
15 alteration of occupancies of tenants who exceed established  
16 income limits. The tenant selection plan shall specify how many  
17 units in the development shall be held available for rentals to  
18 persons of low or moderate income, as defined in this Act, and  
19 for rental to homeless individuals with mental illness or a  
20 developmental disability, as defined in the State Advocacy  
21 Program for the Homeless Mentally Ill and Developmentally  
22 Disabled Act.

23 In determining the number of units which shall be so held  
24 available for rental to persons of low or moderate income and  
25 for rental to homeless individuals with mental illness or a  
26 developmental disability, as defined in the State Advocacy  
27 Program for the Homeless Mentally Ill and Developmentally  
28 Disabled Act, the Authority shall require that the number of  
29 dwelling units so held reserved for them in each development  
30 shall not be less than the number required by applicable  
31 federal and State law.

32 In connection with any mortgage loan for a development, the  
33 Authority may enter into an agreement with the owner of the  
34 development as a part of the loan providing that as long as the

1 loan remains outstanding or such longer period as is set forth  
2 in the agreement, the development shall be held available for  
3 such rentals. Any such agreement shall, upon being recorded in  
4 the manner provided for recording of deeds or registered in the  
5 manner specified for registration of titles, be binding upon  
6 any subsequent owners of the development as provided by its  
7 terms.

8 (Source: P.A. 87-250.)