

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 Community Living Facilities Licensing Act is
5 amended by adding Section 8.5 as follows:

6 (210 ILCS 35/8.5 new)

7 Sec. 8.5. Fire inspections; authority.

8 (a) Per the requirements of Public Act 96-1141, on January
9 1, 2011 a report titled "Streamlined Auditing and Monitoring
10 for Community Based Services: First Steps Toward a More
11 Efficient System for Providers, State Government, and the
12 Community" was provided for members of the General Assembly.
13 The report, which was developed by a steering committee of
14 community providers, trade associations, and designated
15 representatives from the Departments of Children and Family
16 Services, Healthcare and Family Services, Human Services, and
17 Public Health, issued a series of recommendations, including
18 recommended changes to Administrative Rules and Illinois
19 statutes, on the categories of deemed status for accreditation,
20 fiscal audits, centralized repository of information,
21 Medicaid, technology, contracting, and streamlined monitoring
22 procedures. It is the intent of the 97th General Assembly to
23 pursue implementation of those recommendations that have been

1 determined to require Acts of the General Assembly.

2 (b) For facilities licensed under this Act, the Office of
3 the State Fire Marshal shall provide the necessary fire
4 inspection to comply with licensing requirements. The Office of
5 the State Fire Marshal may enter into an agreement with another
6 State agency to conduct this inspection if qualified personnel
7 are employed by that agency. Code enforcement inspection of the
8 facility by the local authority shall only occur if the local
9 authority having jurisdiction enforces code requirements that
10 are more stringent than those enforced by the State Fire
11 Marshal. Nothing in this Section shall prohibit a local fire
12 authority from conducting fire incident planning activities.

13 Section 10. The MR/DD Community Care Act is amended by
14 adding Section 3-216 as follows:

15 (210 ILCS 47/3-216 new)

16 Sec. 3-216. Fire inspections; authority.

17 (a) Per the requirements of Public Act 96-1141, on January
18 1, 2011 a report titled "Streamlined Auditing and Monitoring
19 for Community Based Services: First Steps Toward a More
20 Efficient System for Providers, State Government, and the
21 Community" was provided for members of the General Assembly.
22 The report, which was developed by a steering committee of
23 community providers, trade associations, and designated
24 representatives from the Departments of Children and Family

1 Services, Healthcare and Family Services, Human Services, and
2 Public Health, issued a series of recommendations, including
3 recommended changes to Administrative Rules and Illinois
4 statutes, on the categories of deemed status for accreditation,
5 fiscal audits, centralized repository of information,
6 Medicaid, technology, contracting, and streamlined monitoring
7 procedures. It is the intent of the 97th General Assembly to
8 pursue implementation of those recommendations that have been
9 determined to require Acts of the General Assembly.

10 (b) For facilities licensed under this Act, the Office of
11 the State Fire Marshal shall provide the necessary fire
12 inspection to comply with licensing requirements. The Office of
13 the State Fire Marshal may enter into an agreement with another
14 State agency to conduct this inspection if qualified personnel
15 are employed by that agency. Code enforcement inspection of the
16 facility by the local authority shall only occur if the local
17 authority having jurisdiction enforces code requirements that
18 are more stringent than those enforced by the State Fire
19 Marshal. Nothing in this Section shall prohibit a local fire
20 authority from conducting fire incident planning activities.

21 Section 15. The Community-Integrated Living Arrangements
22 Licensure and Certification Act is amended by adding Section 13
23 as follows:

24 (210 ILCS 135/13 new)

1 Sec. 13. Fire inspections; authority.

2 (a) Per the requirements of Public Act 96-1141, on January
3 1, 2011 a report titled "Streamlined Auditing and Monitoring
4 for Community Based Services: First Steps Toward a More
5 Efficient System for Providers, State Government, and the
6 Community" was provided for members of the General Assembly.
7 The report, which was developed by a steering committee of
8 community providers, trade associations, and designated
9 representatives from the Departments of Children and Family
10 Services, Healthcare and Family Services, Human Services, and
11 Public Health, issued a series of recommendations, including
12 recommended changes to Administrative Rules and Illinois
13 statutes, on the categories of deemed status for accreditation,
14 fiscal audits, centralized repository of information,
15 Medicaid, technology, contracting, and streamlined monitoring
16 procedures. It is the intent of the 97th General Assembly to
17 pursue implementation of those recommendations that have been
18 determined to require Acts of the General Assembly.

19 (b) For community-integrated living arrangements licensed
20 under this Act, the Office of the State Fire Marshal shall
21 provide the necessary fire inspection to comply with licensing
22 requirements. The Office of the State Fire Marshal may enter
23 into an agreement with another State agency to conduct this
24 inspection if qualified personnel are employed by that agency.
25 Code enforcement inspection of the facility by the local
26 authority shall only occur if the local authority having

1 jurisdiction enforces code requirements that are more
2 stringent than those enforced by the State Fire Marshal.
3 Nothing in this Section shall prohibit a local fire authority
4 from conducting fire incident planning activities.

5 Section 20. The Child Care Act of 1969 is amended by adding
6 Section 5.7 as follows:

7 (225 ILCS 10/5.7 new)

8 Sec. 5.7. Fire inspections; authority.

9 (a) Per the requirements of Public Act 96-1141, on January
10 1, 2011 a report titled "Streamlined Auditing and Monitoring
11 for Community Based Services: First Steps Toward a More
12 Efficient System for Providers, State Government, and the
13 Community" was provided for members of the General Assembly.
14 The report, which was developed by a steering committee of
15 community providers, trade associations, and designated
16 representatives from the Departments of Children and Family
17 Services, Healthcare and Family Services, Human Services, and
18 Public Health, issued a series of recommendations, including
19 recommended changes to Administrative Rules and Illinois
20 statutes, on the categories of deemed status for accreditation,
21 fiscal audits, centralized repository of information,
22 Medicaid, technology, contracting, and streamlined monitoring
23 procedures. It is the intent of the 97th General Assembly to
24 pursue implementation of those recommendations that have been

1 determined to require Acts of the General Assembly.

2 (b) For child care facilities licensed under this Act, the
3 Office of the State Fire Marshal shall provide the necessary
4 fire inspection to comply with licensing requirements. The
5 Office of the State Fire Marshal may enter into an agreement
6 with another State agency to conduct this inspection if
7 qualified personnel are employed by that agency. Code
8 enforcement inspection of the facility by the local authority
9 shall only occur if the local authority having jurisdiction
10 enforces code requirements that are more stringent than those
11 enforced by the State Fire Marshal. Nothing in this Section
12 shall prohibit a local fire authority from conducting fire
13 incident planning activities.

14 Section 25. The Community Services Act is amended by adding
15 Section 3.5 as follows:

16 (405 ILCS 30/3.5 new)

17 Sec. 3.5. Fire inspections; authority.

18 (a) Per the requirements of Public Act 96-1141, on January
19 1, 2011 a report titled "Streamlined Auditing and Monitoring
20 for Community Based Services: First Steps Toward a More
21 Efficient System for Providers, State Government, and the
22 Community" was provided for members of the General Assembly.
23 The report, which was developed by a steering committee of
24 community providers, trade associations, and designated

1 representatives from the Departments of Children and Family
2 Services, Healthcare and Family Services, Human Services, and
3 Public Health, issued a series of recommendations, including
4 recommended changes to Administrative Rules and Illinois
5 statutes, on the categories of deemed status for accreditation,
6 fiscal audits, centralized repository of information,
7 Medicaid, technology, contracting, and streamlined monitoring
8 procedures. It is the intent of the 97th General Assembly to
9 pursue implementation of those recommendations that have been
10 determined to require Acts of the General Assembly.

11 (b) For provider organizations established under this Act,
12 the Office of the State Fire Marshal shall provide the
13 necessary fire inspection to comply with this Act. The Office
14 of the State Fire Marshal may enter into an agreement with
15 another State agency to conduct this inspection if qualified
16 personnel are employed by that agency. Code enforcement
17 inspection of the facility by the local authority shall only
18 occur if the local authority having jurisdiction enforces code
19 requirements that are more stringent than those enforced by the
20 State Fire Marshal. Nothing in this Section shall prohibit a
21 local fire authority from conducting fire incident planning
22 activities.

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