



Rep. Nicolle Grasse

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10400HB4509ham001

LRB104 17964 BAB 36300 a

1 AMENDMENT TO HOUSE BILL 4509

2 AMENDMENT NO. _____. Amend House Bill 4509 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Nursing Home Care Act is amended by
5 changing Section 2-104.3 as follows:

6 (210 ILCS 45/2-104.3)

7 Sec. 2-104.3. Serious mental illness; resident review
8 ~~rescreening~~.

9 (a) All persons admitted to a nursing home facility with a
10 diagnosis of serious mental illness shall receive a follow-up
11 visit by the Department of Human Services or its designee
12 within 60 days after admission. After admission, any resident
13 with a diagnosis of serious mental illness who experiences a
14 significant change in physical or mental condition as defined
15 in 42 CFR 483.20(b)(2)(ii) shall be referred by the nursing
16 facility for a resident review ~~who remain in the facility for a~~

1 ~~period of 90 days shall be re-screened~~ by the Department of
2 Human Services or its designee within 72 hours after the
3 significant change ~~at the end of the 90-day period, at 6~~
4 ~~months, and annually thereafter to assess their continuing~~
5 ~~need for nursing facility care and shall be advised of all~~
6 ~~other available care options.~~

7 (b) The Department of Human Services, ~~by rule,~~ shall
8 ensure there are no ~~provide for a prohibition on~~ conflicts of
9 interest for pre-admission screeners. ~~The rule shall provide~~
10 ~~for waiver of those conflicts by the Department of Human~~
11 ~~Services if the Department of Human Services determines that a~~
12 ~~scarcity of qualified pre-admission screeners exists in a~~
13 ~~given community and that, absent a waiver of conflict, an~~
14 ~~insufficient number of pre admission screeners would be~~
15 ~~available. If a conflict is waived, the pre admission screener~~
16 ~~shall disclose the conflict of interest to the screened~~
17 ~~individual in the manner provided for by rule of the~~
18 ~~Department of Human Services. For the purposes of this~~
19 ~~subsection, a "conflict of interest" includes, but is not~~
20 ~~limited to, the existence of a professional or financial~~
21 ~~relationship between (i) a PAS-MH corporate or a PAS-MH agent~~
22 ~~performing the rescreening and (ii) a community provider or~~
23 ~~long-term care facility.~~

24 (Source: P.A. 96-1372, eff. 7-29-10.)".