



Rep. Lindsey LaPointe

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10200HB4952ham001

LRB102 25541 KTG 35905 a

1 AMENDMENT TO HOUSE BILL 4952

2 AMENDMENT NO. _____. Amend House Bill 4952 by replacing
3 everything after the enacting clause with the following:

4 "Section 3. The Illinois Administrative Procedure Act is
5 amended by adding Section 5-45.21 as follows:

6 (5 ILCS 100/5-45.21 new)

7 Sec. 5-45.21. Emergency rulemaking; Department of Children
8 and Family Services. To provide for the expeditious and timely
9 implementation of Section 5.29 of the Children and Family
10 Services Act, emergency rules implementing Section 5.29 of the
11 Children and Family Services Act may be adopted in accordance
12 with Section 5-45 by the Department of Children and Family
13 Services. The adoption of emergency rules authorized by
14 Section 5-45 and this Section is deemed to be necessary for the
15 public interest, safety, and welfare.

16 This Section is repealed one year after the effective date

1 of this amendatory Act of the 102nd General Assembly.

2 Section 5. The Children and Family Services Act is amended
3 by adding Sections 5.26, 5.27, 5.28, and 5.29 as follows:

4 (20 ILCS 505/5.26 new)

5 Sec. 5.26. Behavioral health referrals; agency monitoring.

6 The Department of Children and Family Services, in conjunction
7 with the Department of Human Services, shall develop a
8 comprehensive list of children and youth under the age of 18
9 who are diagnosed with intellectual and developmental
10 disabilities or with a mental illness and are referred to a
11 children's group home, an Illinois public school, a
12 therapeutic day school, or a private in-state or out-of-state
13 residential program or hospital due to their need for
14 behavioral health services and supports.

15 The Department of Children and Family Services shall work
16 in conjunction with the Department of Human Services, the
17 State Board of Education, and the Department of Juvenile
18 Justice to track the referrals, monitor any possible overlap
19 between agencies, track funding streams, track the number of
20 available facilities, staff, and beds, and establish clear
21 processes and memoranda of understanding for the exchange of
22 this information.

23 (20 ILCS 505/5.27 new)

1 Sec. 5.27. Short-Term Stabilization Home Model.

2 The Department of Children and Family Services, in
3 conjunction with the Department of Human Services and the
4 State Board of Education, shall establish a Short-Term
5 Stabilization Home Model for children and youth under the age
6 of 18 who are diagnosed with intellectual and developmental
7 disabilities or with a mental illness and are receiving
8 services under any home and community-based services waiver
9 program authorized under Section 1915(c) of the Social
10 Security Act.

11 The Short-Term Stabilization Home Model shall serve
12 eligible children and youth who have behavioral challenges
13 that have not been stabilized despite interventions to support
14 such children and youth in their communities. Under the model,
15 eligible children and youth shall not stay in a short-term
16 stabilization home for more than 90 days. Each short-term
17 stabilization home in the model shall be staffed by the
18 following personnel:

19 (1) board-certified behavior analysts;

20 (2) qualified intellectual disabilities
21 professionals;

22 (3) registered nurses;

23 (4) direct support persons;

24 (5) registered behavior technicians; and

25 (6) consulting psychiatrists.

26 The Department of Children and Family Services, the

1 Department of Human Services, and the State Board of
2 Education, in conjunction with local school districts, shall
3 be responsible for making referrals to the short-term
4 stabilization homes.

5 The Department of Children and Family Services shall
6 ensure all children and youth under the age of 18 with
7 intellectual and developmental disabilities, regardless of
8 funding streams, have access to the short-term stabilization
9 home model. The Department shall work in conjunction with
10 individual service coordination agencies in the child or
11 youth's geographic area to identify potential short-term
12 stabilization home participants.

13 (20 ILCS 505/5.28 new)

14 Sec. 5.28. Transition to Adulthood Model.

15 (a) The Department of Children and Family Services, in
16 conjunction with the Department of Human Services and the
17 State Board of Education, shall establish a Transition to
18 Adulthood Model as an intensive transition program that serves
19 young adults from the age of 18 to the day before their 26th
20 birthday.

21 (b) The Transition to Adulthood Model shall include
22 educational services so that young adults receiving services
23 under the model can learn how to navigate within their own
24 community, use public transportation, plan and purchase meals,
25 self-advocate, plan social activities, and attend institutions

1 of higher learning, among other social activities.

2 The Transition to Adulthood Model shall also emphasize
3 transition-to-adulthood planning to facilitate young adults
4 with intellectual and developmental disabilities into their
5 adult living arrangement and to prepare them to live as
6 independently as possible within their own communities, while
7 also emphasizing the intermittent supports they need to
8 thrive. Young adults receiving services under the model shall
9 be evaluated on an individual basis and strategies shall be
10 based on person-centered planning.

11 Each young adult shall have an individualized transition
12 plan in which transition specialists ensure communication,
13 visits, and social engagements with other individuals (staff
14 and peers) within the identified adult provider agency.

15 (c) The Transition to Adulthood Model shall employ
16 transition specialists with job coaching skills to create a
17 support replacement plan to ensure benchmarks toward
18 independence are met by young adults receiving services under
19 the model. These transition specialists shall have specialized
20 training in transition and independence planning. A transition
21 specialist, in collaboration with work site employees, shall
22 work with a young adult toward helping the young adult achieve
23 job independence.

24 (20 ILCS 505/5.29 new)

25 Sec. 5.29. Children's group homes; staffing; emergency

1 rules. The Department shall amend 89 Ill. Adm. Code 403.18 to
2 permit licensed children's group homes to employ and utilize
3 child care staff who are at least 18 years of age without an
4 on-duty supervisor. The Department shall file emergency rules
5 in accordance with the Illinois Administrative Procedure Act
6 to implement this Section.

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.".