

1 AN ACT in relation to aging.

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

4 Section 5. The Illinois Act on the Aging is amended by  
5 changing Section 4.02 as follows:

6 (20 ILCS 105/4.02) (from Ch. 23, par. 6104.02)

7 Sec. 4.02. The Department shall establish a program of  
8 services to prevent unnecessary institutionalization of  
9 persons age 60 and older in need of long term care or who are  
10 established as persons who suffer from Alzheimer's disease or a  
11 related disorder under the Alzheimer's Disease Assistance Act,  
12 thereby enabling them to remain in their own homes or in other  
13 living arrangements. Such preventive services, which may be  
14 coordinated with other programs for the aged and monitored by  
15 area agencies on aging in cooperation with the Department, may  
16 include, but are not limited to, any or all of the following:

- 17 (a) home health services;
- 18 (b) home nursing services;
- 19 (c) homemaker services;
- 20 (d) chore and housekeeping services;
- 21 (e) day care services;
- 22 (f) home-delivered meals;
- 23 (g) education in self-care;
- 24 (h) personal care services;
- 25 (i) adult day health services;
- 26 (j) habilitation services;
- 27 (k) respite care;
- 28 (k-5) community reintegration services;
- 29 (l) other nonmedical social services that may enable  
30 the person to become self-supporting; or
- 31 (m) clearinghouse for information provided by senior  
32 citizen home owners who want to rent rooms to or share

1 living space with other senior citizens. The eligibility  
2 standards must include a provision that, to be eligible for  
3 services under this Section, a person may not have assets  
4 (other than specifically exempt assets) totaling more than  
5 \$15,000 in the State fiscal year beginning July 1, 2005,  
6 \$17,500 in the State fiscal year beginning July 1, 2006,  
7 and \$20,000 in the State fiscal year beginning July 1, 2007  
8 and thereafter if:

9 (1) the person is unmarried; or

10 (2) the person is married and the Department determines  
11 that:

12 (A) the person's spouse receives services under  
13 this Section;

14 (B) the person's spouse resides in a skilled  
15 nursing or intermediate long-term care facility that  
16 is subject to licensure by the Department of Public  
17 Health under the Nursing Home Care Act;

18 (C) the person's spouse does not reside on a  
19 permanent basis with the person and does not receive  
20 support from or give support to the person;

21 (D) the person has been abandoned by his or her  
22 spouse; or

23 (E) the person has been the subject of a report of  
24 abuse (as defined in the Elder Abuse and Neglect Act)  
25 by his or her spouse.

26 Notwithstanding the preceding paragraph, the eligibility  
27 standards must include a provision that, to be eligible for  
28 services under this Section, a person who is married and whose  
29 spouse does not receive services under this Section may not  
30 have assets (other than specifically exempt assets) totaling  
31 more than the asset disregard amount used by the Department of  
32 Public Aid in determining eligibility for medical assistance  
33 under Article V of the Illinois Public Aid Code. A person who  
34 does not meet the eligibility standards for services under this  
35 Section because of excess assets may establish eligibility for  
36 those services by paying a monthly amount to the Department as

1 a spend-down or deductible. The Department shall establish  
2 appropriate procedures to permit payment of such amounts as a  
3 spend-down or deductible.

4 The Department shall establish eligibility standards for  
5 such services taking into consideration the unique economic and  
6 social needs of the target population for whom they are to be  
7 provided. Such eligibility standards shall be based on the  
8 recipient's ability to pay for services; provided, however,  
9 that in determining the amount and nature of services for which  
10 a person may qualify, consideration shall not be given to the  
11 value of cash, property or other assets held in the name of the  
12 person's spouse pursuant to a written agreement dividing  
13 marital property into equal but separate shares or pursuant to  
14 a transfer of the person's interest in a home to his spouse,  
15 provided that the spouse's share of the marital property is not  
16 made available to the person seeking such services.

17 Beginning July 1, 2002, the Department shall require as a  
18 condition of eligibility that all financially eligible  
19 applicants and recipients apply for medical assistance under  
20 Article V of the Illinois Public Aid Code in accordance with  
21 rules promulgated by the Department.

22 The Department shall, in conjunction with the Department of  
23 Public Aid, seek appropriate amendments under Sections 1915 and  
24 1924 of the Social Security Act. The purpose of the amendments  
25 shall be to extend eligibility for home and community based  
26 services under Sections 1915 and 1924 of the Social Security  
27 Act to persons who transfer to or for the benefit of a spouse  
28 those amounts of income and resources allowed under Section  
29 1924 of the Social Security Act. Subject to the approval of  
30 such amendments, the Department shall extend the provisions of  
31 Section 5-4 of the Illinois Public Aid Code to persons who, but  
32 for the provision of home or community-based services, would  
33 require the level of care provided in an institution, as is  
34 provided for in federal law. Those persons no longer found to  
35 be eligible for receiving noninstitutional services due to  
36 changes in the eligibility criteria shall be given 60 days

1 notice prior to actual termination. Those persons receiving  
2 notice of termination may contact the Department and request  
3 the determination be appealed at any time during the 60 day  
4 notice period. With the exception of the lengthened notice and  
5 time frame for the appeal request, the appeal process shall  
6 follow the normal procedure. In addition, each person affected  
7 regardless of the circumstances for discontinued eligibility  
8 shall be given notice and the opportunity to purchase the  
9 necessary services through the Community Care Program. If the  
10 individual does not elect to purchase services, the Department  
11 shall advise the individual of alternative services. The target  
12 population identified for the purposes of this Section are  
13 persons age 60 and older with an identified service need.  
14 Priority shall be given to those who are at imminent risk of  
15 institutionalization. The services shall be provided to  
16 eligible persons age 60 and older to the extent that the cost  
17 of the services together with the other personal maintenance  
18 expenses of the persons are reasonably related to the standards  
19 established for care in a group facility appropriate to the  
20 person's condition. These non-institutional services, pilot  
21 projects or experimental facilities may be provided as part of  
22 or in addition to those authorized by federal law or those  
23 funded and administered by the Department of Human Services.  
24 The Departments of Human Services, Public Aid, Public Health,  
25 Veterans' Affairs, and Commerce and Economic Opportunity and  
26 other appropriate agencies of State, federal and local  
27 governments shall cooperate with the Department on Aging in the  
28 establishment and development of the non-institutional  
29 services. The Department shall require an annual audit from all  
30 chore/housekeeping and homemaker vendors contracting with the  
31 Department under this Section. The annual audit shall assure  
32 that each audited vendor's procedures are in compliance with  
33 Department's financial reporting guidelines requiring a 27%  
34 administrative cost split and a 73% employee wages and benefits  
35 cost split. The audit is a public record under the Freedom of  
36 Information Act. The Department shall execute, relative to the

1 nursing home prescreening project, written inter-agency  
2 agreements with the Department of Human Services and the  
3 Department of Public Aid, to effect the following: (1) intake  
4 procedures and common eligibility criteria for those persons  
5 who are receiving non-institutional services; and (2) the  
6 establishment and development of non-institutional services in  
7 areas of the State where they are not currently available or  
8 are undeveloped. On and after July 1, 1996, all nursing home  
9 prescreenings for individuals 60 years of age or older shall be  
10 conducted by the Department.

11 The Department is authorized to establish a system of  
12 recipient copayment for services provided under this Section,  
13 such copayment to be based upon the recipient's ability to pay  
14 but in no case to exceed the actual cost of the services  
15 provided. Additionally, any portion of a person's income which  
16 is equal to or less than the federal poverty standard shall not  
17 be considered by the Department in determining the copayment.  
18 The level of such copayment shall be adjusted whenever  
19 necessary to reflect any change in the officially designated  
20 federal poverty standard.

21 The Department, or the Department's authorized  
22 representative, shall recover the amount of moneys expended for  
23 services provided to or in behalf of a person under this  
24 Section by a claim against the person's estate or against the  
25 estate of the person's surviving spouse, but no recovery may be  
26 had until after the death of the surviving spouse, if any, and  
27 then only at such time when there is no surviving child who is  
28 under age 21, blind, or permanently and totally disabled. This  
29 paragraph, however, shall not bar recovery, at the death of the  
30 person, of moneys for services provided to the person or in  
31 behalf of the person under this Section to which the person was  
32 not entitled; provided that such recovery shall not be enforced  
33 against any real estate while it is occupied as a homestead by  
34 the surviving spouse or other dependent, if no claims by other  
35 creditors have been filed against the estate, or, if such  
36 claims have been filed, they remain dormant for failure of

1 prosecution or failure of the claimant to compel administration  
2 of the estate for the purpose of payment. This paragraph shall  
3 not bar recovery from the estate of a spouse, under Sections  
4 1915 and 1924 of the Social Security Act and Section 5-4 of the  
5 Illinois Public Aid Code, who precedes a person receiving  
6 services under this Section in death. All moneys for services  
7 paid to or in behalf of the person under this Section shall be  
8 claimed for recovery from the deceased spouse's estate.  
9 "Homestead", as used in this paragraph, means the dwelling  
10 house and contiguous real estate occupied by a surviving spouse  
11 or relative, as defined by the rules and regulations of the  
12 Illinois Department of Public Aid, regardless of the value of  
13 the property.

14 The Department shall develop procedures to enhance  
15 availability of services on evenings, weekends, and on an  
16 emergency basis to meet the respite needs of caregivers.  
17 Procedures shall be developed to permit the utilization of  
18 services in successive blocks of 24 hours up to the monthly  
19 maximum established by the Department. Workers providing these  
20 services shall be appropriately trained.

21 Beginning on the effective date of this Amendatory Act of  
22 1991, no person may perform chore/housekeeping and homemaker  
23 services under a program authorized by this Section unless that  
24 person has been issued a certificate of pre-service to do so by  
25 his or her employing agency. Information gathered to effect  
26 such certification shall include (i) the person's name, (ii)  
27 the date the person was hired by his or her current employer,  
28 and (iii) the training, including dates and levels. Persons  
29 engaged in the program authorized by this Section before the  
30 effective date of this amendatory Act of 1991 shall be issued a  
31 certificate of all pre- and in-service training from his or her  
32 employer upon submitting the necessary information. The  
33 employing agency shall be required to retain records of all  
34 staff pre- and in-service training, and shall provide such  
35 records to the Department upon request and upon termination of  
36 the employer's contract with the Department. In addition, the

1 employing agency is responsible for the issuance of  
2 certifications of in-service training completed to their  
3 employees.

4 The Department is required to develop a system to ensure  
5 that persons working as homemakers and chore housekeepers  
6 receive increases in their wages when the federal minimum wage  
7 is increased by requiring vendors to certify that they are  
8 meeting the federal minimum wage statute for homemakers and  
9 chore housekeepers. An employer that cannot ensure that the  
10 minimum wage increase is being given to homemakers and chore  
11 housekeepers shall be denied any increase in reimbursement  
12 costs.

13 The Department on Aging and the Department of Human  
14 Services shall cooperate in the development and submission of  
15 an annual report on programs and services provided under this  
16 Section. Such joint report shall be filed with the Governor and  
17 the General Assembly on or before September 30 each year.

18 The requirement for reporting to the General Assembly shall  
19 be satisfied by filing copies of the report with the Speaker,  
20 the Minority Leader and the Clerk of the House of  
21 Representatives and the President, the Minority Leader and the  
22 Secretary of the Senate and the Legislative Research Unit, as  
23 required by Section 3.1 of the General Assembly Organization  
24 Act and filing such additional copies with the State Government  
25 Report Distribution Center for the General Assembly as is  
26 required under paragraph (t) of Section 7 of the State Library  
27 Act.

28 Those persons previously found eligible for receiving  
29 non-institutional services whose services were discontinued  
30 under the Emergency Budget Act of Fiscal Year 1992, and who do  
31 not meet the eligibility standards in effect on or after July  
32 1, 1992, shall remain ineligible on and after July 1, 1992.  
33 Those persons previously not required to cost-share and who  
34 were required to cost-share effective March 1, 1992, shall  
35 continue to meet cost-share requirements on and after July 1,  
36 1992. Beginning July 1, 1992, all clients will be required to

1 meet eligibility, cost-share, and other requirements and will  
2 have services discontinued or altered when they fail to meet  
3 these requirements.

4 (Source: P.A. 92-597, eff. 6-28-02; 93-85, eff. 1-1-04; 93-902,  
5 eff. 8-10-04.)

6 Section 10. The Disabled Persons Rehabilitation Act is  
7 amended by changing Section 3 as follows:

8 (20 ILCS 2405/3) (from Ch. 23, par. 3434)

9 Sec. 3. Powers and duties. The Department shall have the  
10 powers and duties enumerated herein:

11 (a) To co-operate with the federal government in the  
12 administration of the provisions of the federal Rehabilitation  
13 Act of 1973, as amended, of the Workforce Investment Act of  
14 1998, and of the federal Social Security Act to the extent and  
15 in the manner provided in these Acts.

16 (b) To prescribe and supervise such courses of vocational  
17 training and provide such other services as may be necessary  
18 for the habilitation and rehabilitation of persons with one or  
19 more disabilities, including the administrative activities  
20 under subsection (e) of this Section, and to co-operate with  
21 State and local school authorities and other recognized  
22 agencies engaged in habilitation, rehabilitation and  
23 comprehensive rehabilitation services; and to cooperate with  
24 the Department of Children and Family Services regarding the  
25 care and education of children with one or more disabilities.

26 (c) (Blank).

27 (d) To report in writing, to the Governor, annually on or  
28 before the first day of December, and at such other times and  
29 in such manner and upon such subjects as the Governor may  
30 require. The annual report shall contain (1) a statement of the  
31 existing condition of comprehensive rehabilitation services,  
32 habilitation and rehabilitation in the State; (2) a statement  
33 of suggestions and recommendations with reference to the  
34 development of comprehensive rehabilitation services,



1 habilitation and rehabilitation in the State; and (3) an  
2 itemized statement of the amounts of money received from  
3 federal, State and other sources, and of the objects and  
4 purposes to which the respective items of these several amounts  
5 have been devoted.

6 (e) (Blank).

7 (f) To establish a program of services to prevent  
8 unnecessary institutionalization of persons with Alzheimer's  
9 disease and related disorders or persons in need of long term  
10 care who are established as blind or disabled as defined by the  
11 Social Security Act, thereby enabling them to remain in their  
12 own homes or other living arrangements. Such preventive  
13 services may include, but are not limited to, any or all of the  
14 following:

- 15 (1) home health services;
- 16 (2) home nursing services;
- 17 (3) homemaker services;
- 18 (4) chore and housekeeping services;
- 19 (5) day care services;
- 20 (6) home-delivered meals;
- 21 (7) education in self-care;
- 22 (8) personal care services;
- 23 (9) adult day health services;
- 24 (10) habilitation services;
- 25 (11) respite care; or
- 26 (12) other nonmedical social services that may enable  
27 the person to become self-supporting.

28 The Department shall establish eligibility standards for  
29 such services taking into consideration the unique economic and  
30 social needs of the population for whom they are to be  
31 provided. The eligibility standards must include a provision  
32 that, to be eligible for services under this Section, a person  
33 may not have assets (other than specifically exempt assets)  
34 totaling more than \$15,000 in the State fiscal year beginning  
35 July 1, 2005, \$17,500 in the State fiscal year beginning July  
36 1, 2006, and \$20,000 in the State fiscal year beginning July 1,

1 2007 and thereafter if:

2 (1) the person is unmarried; or

3 (2) the person is married and the Department determines

4 that:

5 (A) the person's spouse receives services under  
6 this Section;

7 (B) the person's spouse resides in a skilled  
8 nursing or intermediate long-term care facility that  
9 is subject to licensure by the Department of Public  
10 Health under the Nursing Home Care Act;

11 (C) the person's spouse does not reside on a  
12 permanent basis with the person and does not receive  
13 support from or give support to the person;

14 (D) the person has been abandoned by his or her  
15 spouse; or

16 (E) the person has been the subject of a report of  
17 abuse (as defined in the Elder Abuse and Neglect Act)  
18 by his or her spouse.

19 Notwithstanding the preceding paragraph, the eligibility  
20 standards must include a provision that, to be eligible for  
21 services under this Section, a person who is married and whose  
22 spouse does not receive services under this Section may not  
23 have assets (other than specifically exempt assets) totaling  
24 more than the asset disregard amount used by the Department of  
25 Public Aid in determining eligibility for medical assistance  
26 under Article V of the Illinois Public Aid Code. A person who  
27 does not meet the eligibility standards for services under this  
28 Section because of excess assets may establish eligibility for  
29 those services by paying a monthly amount to the Department as  
30 a spend-down or deductible. The Department shall establish  
31 appropriate procedures to permit payment of such amounts as a  
32 spend-down or deductible.

33 Such eligibility standards may be based on the recipient's  
34 ability to pay for services; provided, however, that any  
35 portion of a person's income that is equal to or less than the  
36 "protected income" level shall not be considered by the

1 Department in determining eligibility. The "protected income"  
2 level shall be determined by the Department, shall never be  
3 less than the federal poverty standard, and shall be adjusted  
4 each year to reflect changes in the Consumer Price Index For  
5 All Urban Consumers as determined by the United States  
6 Department of Labor. Additionally, in determining the amount  
7 and nature of services for which a person may qualify,  
8 consideration shall not be given to the value of cash, property  
9 or other assets held in the name of the person's spouse  
10 pursuant to a written agreement dividing marital property into  
11 equal but separate shares or pursuant to a transfer of the  
12 person's interest in a home to his spouse, provided that the  
13 spouse's share of the marital property is not made available to  
14 the person seeking such services.

15 The services shall be provided to eligible persons to  
16 prevent unnecessary or premature institutionalization, to the  
17 extent that the cost of the services, together with the other  
18 personal maintenance expenses of the persons, are reasonably  
19 related to the standards established for care in a group  
20 facility appropriate to their condition. These  
21 non-institutional services, pilot projects or experimental  
22 facilities may be provided as part of or in addition to those  
23 authorized by federal law or those funded and administered by  
24 the Illinois Department on Aging.

25 Personal care attendants shall be paid:

26 (i) A \$5 per hour minimum rate beginning July 1, 1995.

27 (ii) A \$5.30 per hour minimum rate beginning July 1,  
28 1997.

29 (iii) A \$5.40 per hour minimum rate beginning July 1,  
30 1998.

31 Solely for the purposes of coverage under the Illinois  
32 Public Labor Relations Act (5 ILCS 315/), personal care  
33 attendants and personal assistants providing services under  
34 the Department's Home Services Program shall be considered to  
35 be public employees and the State of Illinois shall be  
36 considered to be their employer as of the effective date of

1 this amendatory Act of the 93rd General Assembly, but not  
2 before. The State shall engage in collective bargaining with an  
3 exclusive representative of personal care attendants and  
4 personal assistants working under the Home Services Program  
5 concerning their terms and conditions of employment that are  
6 within the State's control. Nothing in this paragraph shall be  
7 understood to limit the right of the persons receiving services  
8 defined in this Section to hire and fire personal care  
9 attendants and personal assistants or supervise them within the  
10 limitations set by the Home Services Program. The State shall  
11 not be considered to be the employer of personal care  
12 attendants and personal assistants for any purposes not  
13 specifically provided in this amendatory Act of the 93rd  
14 General Assembly, including but not limited to, purposes of  
15 vicarious liability in tort and purposes of statutory  
16 retirement or health insurance benefits. Personal care  
17 attendants and personal assistants shall not be covered by the  
18 State Employees Group Insurance Act of 1971 (5 ILCS 375/).

19 The Department shall execute, relative to the nursing home  
20 prescreening project, as authorized by Section 4.03 of the  
21 Illinois Act on the Aging, written inter-agency agreements with  
22 the Department on Aging and the Department of Public Aid, to  
23 effect the following: (i) intake procedures and common  
24 eligibility criteria for those persons who are receiving  
25 non-institutional services; and (ii) the establishment and  
26 development of non-institutional services in areas of the State  
27 where they are not currently available or are undeveloped. On  
28 and after July 1, 1996, all nursing home prescreenings for  
29 individuals 18 through 59 years of age shall be conducted by  
30 the Department.

31 The Department is authorized to establish a system of  
32 recipient cost-sharing for services provided under this  
33 Section. The cost-sharing shall be based upon the recipient's  
34 ability to pay for services, but in no case shall the  
35 recipient's share exceed the actual cost of the services  
36 provided. Protected income shall not be considered by the

1 Department in its determination of the recipient's ability to  
2 pay a share of the cost of services. The level of cost-sharing  
3 shall be adjusted each year to reflect changes in the  
4 "protected income" level. The Department shall deduct from the  
5 recipient's share of the cost of services any money expended by  
6 the recipient for disability-related expenses.

7 The Department, or the Department's authorized  
8 representative, shall recover the amount of moneys expended for  
9 services provided to or in behalf of a person under this  
10 Section by a claim against the person's estate or against the  
11 estate of the person's surviving spouse, but no recovery may be  
12 had until after the death of the surviving spouse, if any, and  
13 then only at such time when there is no surviving child who is  
14 under age 21, blind, or permanently and totally disabled. This  
15 paragraph, however, shall not bar recovery, at the death of the  
16 person, of moneys for services provided to the person or in  
17 behalf of the person under this Section to which the person was  
18 not entitled; provided that such recovery shall not be enforced  
19 against any real estate while it is occupied as a homestead by  
20 the surviving spouse or other dependent, if no claims by other  
21 creditors have been filed against the estate, or, if such  
22 claims have been filed, they remain dormant for failure of  
23 prosecution or failure of the claimant to compel administration  
24 of the estate for the purpose of payment. This paragraph shall  
25 not bar recovery from the estate of a spouse, under Sections  
26 1915 and 1924 of the Social Security Act and Section 5-4 of the  
27 Illinois Public Aid Code, who precedes a person receiving  
28 services under this Section in death. All moneys for services  
29 paid to or in behalf of the person under this Section shall be  
30 claimed for recovery from the deceased spouse's estate.  
31 "Homestead", as used in this paragraph, means the dwelling  
32 house and contiguous real estate occupied by a surviving spouse  
33 or relative, as defined by the rules and regulations of the  
34 Illinois Department of Public Aid, regardless of the value of  
35 the property.

36 The Department and the Department on Aging shall cooperate

1 in the development and submission of an annual report on  
2 programs and services provided under this Section. Such joint  
3 report shall be filed with the Governor and the General  
4 Assembly on or before March 30 each year.

5 The requirement for reporting to the General Assembly shall  
6 be satisfied by filing copies of the report with the Speaker,  
7 the Minority Leader and the Clerk of the House of  
8 Representatives and the President, the Minority Leader and the  
9 Secretary of the Senate and the Legislative Research Unit, as  
10 required by Section 3.1 of the General Assembly Organization  
11 Act, and filing additional copies with the State Government  
12 Report Distribution Center for the General Assembly as required  
13 under paragraph (t) of Section 7 of the State Library Act.

14 (g) To establish such subdivisions of the Department as  
15 shall be desirable and assign to the various subdivisions the  
16 responsibilities and duties placed upon the Department by law.

17 (h) To cooperate and enter into any necessary agreements  
18 with the Department of Employment Security for the provision of  
19 job placement and job referral services to clients of the  
20 Department, including job service registration of such clients  
21 with Illinois Employment Security offices and making job  
22 listings maintained by the Department of Employment Security  
23 available to such clients.

24 (i) To possess all powers reasonable and necessary for the  
25 exercise and administration of the powers, duties and  
26 responsibilities of the Department which are provided for by  
27 law.

28 (j) To establish a procedure whereby new providers of  
29 personal care attendant services shall submit vouchers to the  
30 State for payment two times during their first month of  
31 employment and one time per month thereafter. In no case shall  
32 the Department pay personal care attendants an hourly wage that  
33 is less than the federal minimum wage.

34 (k) To provide adequate notice to providers of chore and  
35 housekeeping services informing them that they are entitled to  
36 an interest payment on bills which are not promptly paid

1 pursuant to Section 3 of the State Prompt Payment Act.

2 (l) To establish, operate and maintain a Statewide Housing  
3 Clearinghouse of information on available, government  
4 subsidized housing accessible to disabled persons and  
5 available privately owned housing accessible to disabled  
6 persons. The information shall include but not be limited to  
7 the location, rental requirements, access features and  
8 proximity to public transportation of available housing. The  
9 Clearinghouse shall consist of at least a computerized database  
10 for the storage and retrieval of information and a separate or  
11 shared toll free telephone number for use by those seeking  
12 information from the Clearinghouse. Department offices and  
13 personnel throughout the State shall also assist in the  
14 operation of the Statewide Housing Clearinghouse. Cooperation  
15 with local, State and federal housing managers shall be sought  
16 and extended in order to frequently and promptly update the  
17 Clearinghouse's information.

18 (m) To assure that the names and case records of persons  
19 who received or are receiving services from the Department,  
20 including persons receiving vocational rehabilitation, home  
21 services, or other services, and those attending one of the  
22 Department's schools or other supervised facility shall be  
23 confidential and not be open to the general public. Those case  
24 records and reports or the information contained in those  
25 records and reports shall be disclosed by the Director only to  
26 proper law enforcement officials, individuals authorized by a  
27 court, the General Assembly or any committee or commission of  
28 the General Assembly, and other persons and for reasons as the  
29 Director designates by rule. Disclosure by the Director may be  
30 only in accordance with other applicable law.

31 (Source: P.A. 92-84, eff. 7-1-02; 93-204, eff. 7-16-03.)

32 Section 99. Effective date. This Act takes effect upon  
33 becoming law.