

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 Nursing Home Care Act is amended by adding
5 Section 1-116.5 and changing Section 3-610 as follows:

6 (210 ILCS 45/1-116.5 new)

7 Sec. 1-116.5. "Misappropriation of a resident's property"
8 means the deliberate misplacement, exploitation, or wrongful
9 temporary or permanent use of a resident's belongings or money
10 without the resident's consent.

11 (210 ILCS 45/3-610) (from Ch. 111 1/2, par. 4153-610)

12 Sec. 3-610. Duty to report violations.

13 (a) A facility employee or agent who becomes aware of abuse
14 or neglect of a resident prohibited by Section 2-107 shall
15 immediately report the matter to the Department and to the
16 facility administrator. A facility administrator who becomes
17 aware of abuse or neglect of a resident prohibited by Section
18 2-107 shall immediately report the matter by telephone and in
19 writing to the resident's representative, and to the
20 Department. Any person may report a violation of Section 2-107
21 to the Department.

22 (b) A facility employee or agent who becomes aware of
23 another facility employee or agent's theft or misappropriation
24 of a resident's property must immediately report the matter to
25 the facility administrator. A facility administrator who
26 becomes aware of a facility employee or agent's theft or
27 misappropriation of a resident's property must immediately
28 report the matter by telephone and in writing to the resident's
29 representative, to the Department, and to the local law
30 enforcement agency. Neither a licensee nor its employees or
31 agents may dismiss or otherwise retaliate against a facility

1 employee or agent who reports the theft or misappropriation of
2 a resident's property under this subsection.

3 (Source: P.A. 82-120.)