

1 AN ACT concerning public aid.

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

4 Section 5. The Illinois Public Aid Code is amended by
5 adding Section 5-5.4f as follows:

6 (305 ILCS 5/5-5.4f new)

7 Sec. 5-5.4f. Minimum Data Set (MDS) Compliance Review;
8 preliminary findings. The Department shall establish by rule a
9 procedure for sharing preliminary Minimum Data Set (MDS)
10 Compliance Review findings with nursing facilities prior to
11 completion of the on-site review. The procedure shall include,
12 but not be limited to, notification to a nursing facility of
13 specific areas of missing documentation required under 89 Ill.
14 Adm. Code 147.75 and the federally mandated resident assessment
15 instrument as specified in 42 CFR 483.20 likely to be
16 determined deficient upon conclusion of the Department's
17 quality assurance review process. Prior to the conclusion of
18 the on-site review, the facility shall be given the opportunity
19 to address the specific areas of missing documentation. A
20 facility disputing any rate change may submit an appeal request
21 pursuant to provisions established at 89 Ill. Adm. Code
22 140.830. An appeal hearing may be requested if the facility
23 believes that the basis for reducing the facility's MDS rate

1 was in error. The facility may not offer any additional
2 documentation during the appeal hearing, but may identify
3 documentation provided during the on-site review that may
4 support a specific area of documentation deemed deficient by
5 the Department.

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