

SB2935



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB2935

Introduced 1/28/2010, by Sen. Jacqueline Y. Collins

SYNOPSIS AS INTRODUCED:

210 ILCS 45/3-202

from Ch. 111 1/2, par. 4153-202

Amends the Nursing Home Care Act. Makes a technical change in a Section concerning facility staffing.

LRB096 19781 KTG 35218 b

A BILL FOR

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 changing
5 Section 3-202 as follows:

6 (210 ILCS 45/3-202) (from Ch. 111 1/2, par. 4153-202)

7 Sec. 3-202. The Department shall prescribe minimum
8 standards for facilities. These standards shall regulate:

9 (1) Location and construction of the facility,
10 including plumbing, heating, lighting, ventilation, and
11 other physical conditions which shall ensure the health,
12 safety, and comfort of residents and their protection from
13 fire hazard;

14 (2) Number and qualifications of all personnel,
15 including management and nursing personnel, having
16 responsibility for any part of the care given to residents;
17 specifically, the Department shall establish staffing
18 ratios ~~ratios~~ for facilities which shall specify the number
19 of staff hours per resident of care that are needed for
20 professional nursing care for various types of facilities
21 or areas within facilities;

22 (3) All sanitary conditions within the facility and its
23 surroundings, including water supply, sewage disposal,

1 food handling, and general hygiene, which shall ensure the
2 health and comfort of residents;

3 (4) Diet related to the needs of each resident based on
4 good nutritional practice and on recommendations which may
5 be made by the physicians attending the resident;

6 (5) Equipment essential to the health and welfare of
7 the residents;

8 (6) A program of habilitation and rehabilitation for
9 those residents who would benefit from such programs;

10 (7) A program for adequate maintenance of physical
11 plant and equipment;

12 (8) Adequate accommodations, staff and services for
13 the number and types of residents for whom the facility is
14 licensed to care, including standards for temperature and
15 relative humidity within comfort zones determined by the
16 Department based upon a combination of air temperature,
17 relative humidity and air movement. Such standards shall
18 also require facility plans that provide for health and
19 comfort of residents at medical risk as determined by the
20 attending physician whenever the temperature and relative
21 humidity are outside such comfort zones established by the
22 Department. The standards must include a requirement that
23 areas of a nursing home used by residents of the nursing
24 home be air conditioned and heated by means of operable
25 air-conditioning and heating equipment. The areas subject
26 to this air-conditioning and heating requirement include,

1 without limitation, bedrooms or common areas such as
2 sitting rooms, activity rooms, living rooms, community
3 rooms, and dining rooms. No later than July 1, 2008, the
4 Department shall submit a report to the General Assembly
5 concerning the impact of the changes made by this
6 amendatory Act of the 95th General Assembly;

7 (9) Development of evacuation and other appropriate
8 safety plans for use during weather, health, fire, physical
9 plant, environmental and national defense emergencies; and

10 (10) Maintenance of minimum financial or other
11 resources necessary to meet the standards established
12 under this Section, and to operate and conduct the facility
13 in accordance with this Act.

14 (Source: P.A. 95-31, eff. 8-9-07.)