

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 Community Living Facilities Licensing Act is  
5 amended by adding Section 8.5 as follows:

6 (210 ILCS 35/8.5 new)

7 Sec. 8.5. Fire inspections; authority.

8 (a) Per the requirements of Public Act 96-1141, on January  
9 1, 2011 a report titled "Streamlined Auditing and Monitoring  
10 for Community Based Services: First Steps Toward a More  
11 Efficient System for Providers, State Government, and the  
12 Community" was provided for members of the General Assembly.  
13 The report, which was developed by a steering committee of  
14 community providers, trade associations, and designated  
15 representatives from the Departments of Children and Family  
16 Services, Healthcare and Family Services, Human Services, and  
17 Public Health, issued a series of recommendations, including  
18 recommended changes to Administrative Rules and Illinois  
19 statutes, on the categories of deemed status for accreditation,  
20 fiscal audits, centralized repository of information,  
21 Medicaid, technology, contracting, and streamlined monitoring  
22 procedures. It is the intent of the 97th General Assembly to  
23 pursue implementation of those recommendations that have been

1 determined to require Acts of the General Assembly.

2 (b) For facilities licensed under this Act, the Office of  
3 the State Fire Marshal shall provide the necessary fire  
4 inspection to comply with licensing requirements. The Office of  
5 the State Fire Marshal may enter into an agreement with another  
6 State agency to conduct this inspection if qualified personnel  
7 are employed by that agency. Code enforcement inspection of the  
8 facility by the local authority shall only occur if the local  
9 authority having jurisdiction enforces code requirements that  
10 are more stringent than those enforced by the State Fire  
11 Marshal. Nothing in this Section shall prohibit a local fire  
12 authority from conducting fire incident planning activities.

13 Section 10. The MR/DD Community Care Act is amended by  
14 adding Section 3-216 as follows:

15 (210 ILCS 47/3-216 new)

16 Sec. 3-216. Fire inspections; authority.

17 (a) Per the requirements of Public Act 96-1141, on January  
18 1, 2011 a report titled "Streamlined Auditing and Monitoring  
19 for Community Based Services: First Steps Toward a More  
20 Efficient System for Providers, State Government, and the  
21 Community" was provided for members of the General Assembly.  
22 The report, which was developed by a steering committee of  
23 community providers, trade associations, and designated  
24 representatives from the Departments of Children and Family

1 Services, Healthcare and Family Services, Human Services, and  
2 Public Health, issued a series of recommendations, including  
3 recommended changes to Administrative Rules and Illinois  
4 statutes, on the categories of deemed status for accreditation,  
5 fiscal audits, centralized repository of information,  
6 Medicaid, technology, contracting, and streamlined monitoring  
7 procedures. It is the intent of the 97th General Assembly to  
8 pursue implementation of those recommendations that have been  
9 determined to require Acts of the General Assembly.

10 (b) For facilities licensed under this Act, the Office of  
11 the State Fire Marshal shall provide the necessary fire  
12 inspection to comply with licensing requirements. The Office of  
13 the State Fire Marshal may enter into an agreement with another  
14 State agency to conduct this inspection if qualified personnel  
15 are employed by that agency. Code enforcement inspection of the  
16 facility by the local authority shall only occur if the local  
17 authority having jurisdiction enforces code requirements that  
18 are more stringent than those enforced by the State Fire  
19 Marshal. Nothing in this Section shall prohibit a local fire  
20 authority from conducting fire incident planning activities.

21 Section 15. The Community-Integrated Living Arrangements  
22 Licensure and Certification Act is amended by adding Section 13  
23 as follows:

24 (210 ILCS 135/13 new)

1       Sec. 13. Fire inspections; authority.

2       (a) Per the requirements of Public Act 96-1141, on January  
3 1, 2011 a report titled "Streamlined Auditing and Monitoring  
4 for Community Based Services: First Steps Toward a More  
5 Efficient System for Providers, State Government, and the  
6 Community" was provided for members of the General Assembly.  
7 The report, which was developed by a steering committee of  
8 community providers, trade associations, and designated  
9 representatives from the Departments of Children and Family  
10 Services, Healthcare and Family Services, Human Services, and  
11 Public Health, issued a series of recommendations, including  
12 recommended changes to Administrative Rules and Illinois  
13 statutes, on the categories of deemed status for accreditation,  
14 fiscal audits, centralized repository of information,  
15 Medicaid, technology, contracting, and streamlined monitoring  
16 procedures. It is the intent of the 97th General Assembly to  
17 pursue implementation of those recommendations that have been  
18 determined to require Acts of the General Assembly.

19       (b) For community-integrated living arrangements licensed  
20 under this Act, the Office of the State Fire Marshal shall  
21 provide the necessary fire inspection to comply with licensing  
22 requirements. The Office of the State Fire Marshal may enter  
23 into an agreement with another State agency to conduct this  
24 inspection if qualified personnel are employed by that agency.  
25 Code enforcement inspection of the facility by the local  
26 authority shall only occur if the local authority having

1 jurisdiction enforces code requirements that are more  
2 stringent than those enforced by the State Fire Marshal.  
3 Nothing in this Section shall prohibit a local fire authority  
4 from conducting fire incident planning activities.

5 Section 20. The Child Care Act of 1969 is amended by adding  
6 Section 5.7 as follows:

7 (225 ILCS 10/5.7 new)

8 Sec. 5.7. Fire inspections; authority.

9 (a) Per the requirements of Public Act 96-1141, on January  
10 1, 2011 a report titled "Streamlined Auditing and Monitoring  
11 for Community Based Services: First Steps Toward a More  
12 Efficient System for Providers, State Government, and the  
13 Community" was provided for members of the General Assembly.  
14 The report, which was developed by a steering committee of  
15 community providers, trade associations, and designated  
16 representatives from the Departments of Children and Family  
17 Services, Healthcare and Family Services, Human Services, and  
18 Public Health, issued a series of recommendations, including  
19 recommended changes to Administrative Rules and Illinois  
20 statutes, on the categories of deemed status for accreditation,  
21 fiscal audits, centralized repository of information,  
22 Medicaid, technology, contracting, and streamlined monitoring  
23 procedures. It is the intent of the 97th General Assembly to  
24 pursue implementation of those recommendations that have been

1 determined to require Acts of the General Assembly.

2 (b) For child care facilities licensed under this Act, the  
3 Office of the State Fire Marshal shall provide the necessary  
4 fire inspection to comply with licensing requirements. The  
5 Office of the State Fire Marshal may enter into an agreement  
6 with another State agency to conduct this inspection if  
7 qualified personnel are employed by that agency. Code  
8 enforcement inspection of the facility by the local authority  
9 shall only occur if the local authority having jurisdiction  
10 enforces code requirements that are more stringent than those  
11 enforced by the State Fire Marshal. Nothing in this Section  
12 shall prohibit a local fire authority from conducting fire  
13 incident planning activities.

14 Section 25. The Community Services Act is amended by adding  
15 Section 3.5 as follows:

16 (405 ILCS 30/3.5 new)

17 Sec. 3.5. Fire inspections; authority.

18 (a) Per the requirements of Public Act 96-1141, on January  
19 1, 2011 a report titled "Streamlined Auditing and Monitoring  
20 for Community Based Services: First Steps Toward a More  
21 Efficient System for Providers, State Government, and the  
22 Community" was provided for members of the General Assembly.  
23 The report, which was developed by a steering committee of  
24 community providers, trade associations, and designated

1 representatives from the Departments of Children and Family  
2 Services, Healthcare and Family Services, Human Services, and  
3 Public Health, issued a series of recommendations, including  
4 recommended changes to Administrative Rules and Illinois  
5 statutes, on the categories of deemed status for accreditation,  
6 fiscal audits, centralized repository of information,  
7 Medicaid, technology, contracting, and streamlined monitoring  
8 procedures. It is the intent of the 97th General Assembly to  
9 pursue implementation of those recommendations that have been  
10 determined to require Acts of the General Assembly.

11 (b) For provider organizations established under this Act,  
12 the Office of the State Fire Marshal shall provide the  
13 necessary fire inspection to comply with this Act. The Office  
14 of the State Fire Marshal may enter into an agreement with  
15 another State agency to conduct this inspection if qualified  
16 personnel are employed by that agency. Code enforcement  
17 inspection of the facility by the local authority shall only  
18 occur if the local authority having jurisdiction enforces code  
19 requirements that are more stringent than those enforced by the  
20 State Fire Marshal. Nothing in this Section shall prohibit a  
21 local fire authority from conducting fire incident planning  
22 activities.

23 Section 99. Effective date. This Act takes effect upon  
24 becoming law.