



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5628

by Rep. Dwight Kay

SYNOPSIS AS INTRODUCED:

20 ILCS 2405/3

from Ch. 23, par. 3434

Amends the Disabled Persons Rehabilitation Act. In provisions concerning personal assistants contained in Public Acts 97-732 and 97-1019, provides that any person providing services as a personal assistant under the Department of Human Services' Home Services Program shall complete standardized training as determined by the Department before enrollment under the Program. Provides that the training must be available in languages other than English and to those who need accommodations due to disabilities; and that personal assistant training must include successful completion of the following training components: basic first aid, vulnerable adult, child maltreatment, OSHA universal precautions, and basic roles and responsibilities of personal assistants including information about assistance with lifting and transfers for Program recipients, emergency preparedness, orientation to positive behavioral practices, fraud issues, and completion of time sheets. Provides that upon completion of the training components, the personal assistant must demonstrate the competency to provide assistance to Program recipients. Adds similar requirements to provisions concerning home care and home health workers who function as personal care attendants, personal assistants, or individual maintenance home health workers contained in Public Act 97-1158. Effective immediately.

LRB098 16971 KTG 52049 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The Disabled Persons Rehabilitation Act is
5 amended by changing Section 3 as follows:

6 (20 ILCS 2405/3) (from Ch. 23, par. 3434)

7 (Text of Section from P.A. 97-732 and 97-1019)

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

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

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

1 care and education of children with one or more disabilities.

2 (c) (Blank).

3 (d) To report in writing, to the Governor, annually on or
4 before the first day of December, and at such other times and
5 in such manner and upon such subjects as the Governor may
6 require. The annual report shall contain (1) a statement of the
7 existing condition of comprehensive rehabilitation services,
8 habilitation and rehabilitation in the State; (2) a statement
9 of suggestions and recommendations with reference to the
10 development of comprehensive rehabilitation services,
11 habilitation and rehabilitation in the State; and (3) an
12 itemized statement of the amounts of money received from
13 federal, State and other sources, and of the objects and
14 purposes to which the respective items of these several amounts
15 have been devoted.

16 (e) (Blank).

17 (f) To establish a program of services to prevent the
18 unnecessary institutionalization of persons in need of long
19 term care and who meet the criteria for blindness or disability
20 as defined by the Social Security Act, thereby enabling them to
21 remain in their own homes. Such preventive services include any
22 or all of the following:

23 (1) personal assistant services;

24 (2) homemaker services;

25 (3) home-delivered meals;

26 (4) adult day care services;

- 1 (5) respite care;
- 2 (6) home modification or assistive equipment;
- 3 (7) home health services;
- 4 (8) electronic home response;
- 5 (9) brain injury behavioral/cognitive services;
- 6 (10) brain injury habilitation;
- 7 (11) brain injury pre-vocational services; or
- 8 (12) brain injury supported employment.

9 The Department shall establish eligibility standards for
10 such services taking into consideration the unique economic and
11 social needs of the population for whom they are to be
12 provided. Such eligibility standards may be based on the
13 recipient's ability to pay for services; provided, however,
14 that any portion of a person's income that is equal to or less
15 than the "protected income" level shall not be considered by
16 the Department in determining eligibility. The "protected
17 income" level shall be determined by the Department, shall
18 never be less than the federal poverty standard, and shall be
19 adjusted each year to reflect changes in the Consumer Price
20 Index For All Urban Consumers as determined by the United
21 States Department of Labor. The standards must provide that a
22 person may not have more than \$10,000 in assets to be eligible
23 for the services, and the Department may increase or decrease
24 the asset limitation by rule. The Department may not decrease
25 the asset level below \$10,000.

26 The services shall be provided, as established by the

1 Department by rule, to eligible persons to prevent unnecessary
2 or premature institutionalization, to the extent that the cost
3 of the services, together with the other personal maintenance
4 expenses of the persons, are reasonably related to the
5 standards established for care in a group facility appropriate
6 to their condition. These non-institutional services, pilot
7 projects or experimental facilities may be provided as part of
8 or in addition to those authorized by federal law or those
9 funded and administered by the Illinois Department on Aging.
10 The Department shall set rates and fees for services in a fair
11 and equitable manner. Services identical to those offered by
12 the Department on Aging shall be paid at the same rate.

13 Personal assistants shall be paid at a rate negotiated
14 between the State and an exclusive representative of personal
15 assistants under a collective bargaining agreement. In no case
16 shall the Department pay personal assistants an hourly wage
17 that is less than the federal minimum wage.

18 Solely for the purposes of coverage under the Illinois
19 Public Labor Relations Act (5 ILCS 315/), personal assistants
20 providing services under the Department's Home Services
21 Program shall be considered to be public employees and the
22 State of Illinois shall be considered to be their employer as
23 of the effective date of this amendatory Act of the 93rd
24 General Assembly, but not before. The State shall engage in
25 collective bargaining with an exclusive representative of
26 personal assistants working under the Home Services Program

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

13 Any person providing services as a personal assistant under
14 the Department's Home Services Program shall complete
15 standardized training as determined by the Department before
16 enrollment under the Program. The training must be available in
17 languages other than English and to those who need
18 accommodations due to disabilities. Personal assistant
19 training must include successful completion of the following
20 training components: basic first aid, vulnerable adult, child
21 maltreatment, OSHA universal precautions, and basic roles and
22 responsibilities of personal assistants including information
23 about assistance with lifting and transfers for Program
24 recipients, emergency preparedness, orientation to positive
25 behavioral practices, fraud issues, and completion of time
26 sheets. Upon completion of the training components, the

1 personal assistant must demonstrate the competency to provide
2 assistance to Program recipients.

3 The Department shall execute, relative to nursing home
4 prescreening, as authorized by Section 4.03 of the Illinois Act
5 on the Aging, written inter-agency agreements with the
6 Department on Aging and the Department of Healthcare and Family
7 Services, to effect the intake procedures and eligibility
8 criteria for those persons who may need long term care. On and
9 after July 1, 1996, all nursing home prescreenings for
10 individuals 18 through 59 years of age shall be conducted by
11 the Department, or a designee of the Department.

12 The Department is authorized to establish a system of
13 recipient cost-sharing for services provided under this
14 Section. The cost-sharing shall be based upon the recipient's
15 ability to pay for services, but in no case shall the
16 recipient's share exceed the actual cost of the services
17 provided. Protected income shall not be considered by the
18 Department in its determination of the recipient's ability to
19 pay a share of the cost of services. The level of cost-sharing
20 shall be adjusted each year to reflect changes in the
21 "protected income" level. The Department shall deduct from the
22 recipient's share of the cost of services any money expended by
23 the recipient for disability-related expenses.

24 To the extent permitted under the federal Social Security
25 Act, the Department, or the Department's authorized
26 representative, may recover the amount of moneys expended for

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

1 value of the property.

2 The Department shall submit an annual report on programs
3 and services provided under this Section. The report shall be
4 filed with the Governor and the General Assembly on or before
5 March 30 each year.

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

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

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

25 (i) To possess all powers reasonable and necessary for the
26 exercise and administration of the powers, duties and

1 responsibilities of the Department which are provided for by
2 law.

3 (j) (Blank).

4 (k) (Blank).

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

21 (m) To assure that the names and case records of persons
22 who received or are receiving services from the Department,
23 including persons receiving vocational rehabilitation, home
24 services, or other services, and those attending one of the
25 Department's schools or other supervised facility shall be
26 confidential and not be open to the general public. Those case

1 records and reports or the information contained in those
2 records and reports shall be disclosed by the Director only to
3 proper law enforcement officials, individuals authorized by a
4 court, the General Assembly or any committee or commission of
5 the General Assembly, and other persons and for reasons as the
6 Director designates by rule. Disclosure by the Director may be
7 only in accordance with other applicable law.

8 (Source: P.A. 97-732, eff. 6-30-12; 97-1019, eff. 8-17-12;
9 revised 8-23-12.)

10 (Text of Section from P.A. 97-732 and 97-1158)

11 Sec. 3. Powers and duties. The Department shall have the
12 powers and duties enumerated herein:

13 (a) To co-operate with the federal government in the
14 administration of the provisions of the federal Rehabilitation
15 Act of 1973, as amended, of the Workforce Investment Act of
16 1998, and of the federal Social Security Act to the extent and
17 in the manner provided in these Acts.

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

1 the Department of Children and Family Services regarding the
2 care and education of children with one or more disabilities.

3 (c) (Blank).

4 (d) To report in writing, to the Governor, annually on or
5 before the first day of December, and at such other times and
6 in such manner and upon such subjects as the Governor may
7 require. The annual report shall contain (1) a statement of the
8 existing condition of comprehensive rehabilitation services,
9 habilitation and rehabilitation in the State; (2) a statement
10 of suggestions and recommendations with reference to the
11 development of comprehensive rehabilitation services,
12 habilitation and rehabilitation in the State; and (3) an
13 itemized statement of the amounts of money received from
14 federal, State and other sources, and of the objects and
15 purposes to which the respective items of these several amounts
16 have been devoted.

17 (e) (Blank).

18 (f) To establish a program of services to prevent
19 unnecessary institutionalization of persons with Alzheimer's
20 disease and related disorders or persons in need of long term
21 care who are established as blind or disabled as defined by the
22 Social Security Act, thereby enabling them to remain in their
23 own homes or other living arrangements. Such preventive
24 services may include, but are not limited to, any or all of the
25 following:

26 (1) home health services;

- 1 (2) home nursing services;
- 2 (3) homemaker services;
- 3 (4) chore and housekeeping services;
- 4 (5) day care services;
- 5 (6) home-delivered meals;
- 6 (7) education in self-care;
- 7 (8) personal care services;
- 8 (9) adult day health services;
- 9 (10) habilitation services;
- 10 (11) respite care; or
- 11 (12) other nonmedical social services that may enable
- 12 the person to become self-supporting.

13 The Department shall establish eligibility standards for
14 such services taking into consideration the unique economic and
15 social needs of the population for whom they are to be
16 provided. Such eligibility standards may be based on the
17 recipient's ability to pay for services; provided, however,
18 that any portion of a person's income that is equal to or less
19 than the "protected income" level shall not be considered by
20 the Department in determining eligibility. The "protected
21 income" level shall be determined by the Department, shall
22 never be less than the federal poverty standard, and shall be
23 adjusted each year to reflect changes in the Consumer Price
24 Index For All Urban Consumers as determined by the United
25 States Department of Labor. The standards must provide that a
26 person may have not more than \$10,000 in assets to be eligible

1 for the services, and the Department may increase the asset
2 limitation by rule. Additionally, in determining the amount and
3 nature of services for which a person may qualify,
4 consideration shall not be given to the value of cash, property
5 or other assets held in the name of the person's spouse
6 pursuant to a written agreement dividing marital property into
7 equal but separate shares or pursuant to a transfer of the
8 person's interest in a home to his spouse, provided that the
9 spouse's share of the marital property is not made available to
10 the person seeking such services.

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

24 Personal care attendants shall be paid:

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

26 (ii) A \$5.30 per hour minimum rate beginning July 1,

1 1997.

2 (iii) A \$5.40 per hour minimum rate beginning July 1,
3 1998.

4 Solely for the purposes of coverage under the Illinois
5 Public Labor Relations Act (5 ILCS 315/), personal care
6 attendants and personal assistants providing services under
7 the Department's Home Services Program shall be considered to
8 be public employees, and the State of Illinois shall be
9 considered to be their employer as of the effective date of
10 this amendatory Act of the 93rd General Assembly, but not
11 before. Solely for the purposes of coverage under the Illinois
12 Public Labor Relations Act, home care and home health workers
13 who function as personal care attendants, personal assistants,
14 and individual maintenance home health workers and who also
15 provide services under the Department's Home Services Program
16 shall be considered to be public employees, no matter whether
17 the State provides such services through direct
18 fee-for-service arrangements, with the assistance of a managed
19 care organization or other intermediary, or otherwise, and the
20 State of Illinois shall be considered to be the employer of
21 those persons as of the effective date of this amendatory Act
22 of the 97th General Assembly, but not before except as
23 otherwise provided under this subsection (f). The State shall
24 engage in collective bargaining with an exclusive
25 representative of home care and home health workers who
26 function as personal care attendants, personal assistants, and

1 individual maintenance home health workers working under the
2 Home Services Program concerning their terms and conditions of
3 employment that are within the State's control. Nothing in this
4 paragraph shall be understood to limit the right of the persons
5 receiving services defined in this Section to hire and fire
6 home care and home health workers who function as personal care
7 attendants, personal assistants, and individual maintenance
8 home health workers working under the Home Services Program or
9 to supervise them within the limitations set by the Home
10 Services Program. The State shall not be considered to be the
11 employer of home care and home health workers who function as
12 personal care attendants, personal assistants, and individual
13 maintenance home health workers working under the Home Services
14 Program for any purposes not specifically provided in Public
15 Act 93-204 or this amendatory Act of the 97th General Assembly,
16 including but not limited to, purposes of vicarious liability
17 in tort and purposes of statutory retirement or health
18 insurance benefits. Home care and home health workers who
19 function as personal care attendants, personal assistants, and
20 individual maintenance home health workers and who also provide
21 services under the Department's Home Services Program shall not
22 be covered by the State Employees Group Insurance Act of 1971
23 (5 ILCS 375/).

24 Any home care and home health worker who functions as a
25 personal care attendant, personal assistant, or individual
26 maintenance home health worker and provides services under the

1 Department's Home Services Program shall complete standardized
2 training as determined by the Department before enrollment
3 under the Program. The training must be available in languages
4 other than English and to those who need accommodations due to
5 disabilities. Home care and home health worker training must
6 include successful completion of the following training
7 components: basic first aid, vulnerable adult, child
8 maltreatment, OSHA universal precautions, and basic roles and
9 responsibilities of home care and home health workers including
10 information about assistance with lifting and transfers for
11 Program recipients, emergency preparedness, orientation to
12 positive behavioral practices, fraud issues, and completion of
13 time sheets. Upon completion of the training components, the
14 home care and home health worker must demonstrate the
15 competency to provide assistance to Program recipients.

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

1 through 59 years of age shall be conducted by the Department.

2 The Department is authorized to establish a system of
3 recipient cost-sharing for services provided under this
4 Section. The cost-sharing shall be based upon the recipient's
5 ability to pay for services, but in no case shall the
6 recipient's share exceed the actual cost of the services
7 provided. Protected income shall not be considered by the
8 Department in its determination of the recipient's ability to
9 pay a share of the cost of services. The level of cost-sharing
10 shall be adjusted each year to reflect changes in the
11 "protected income" level. The Department shall deduct from the
12 recipient's share of the cost of services any money expended by
13 the recipient for disability-related expenses.

14 The Department, or the Department's authorized
15 representative, shall recover the amount of moneys expended for
16 services provided to or in behalf of a person under this
17 Section by a claim against the person's estate or against the
18 estate of the person's surviving spouse, but no recovery may be
19 had until after the death of the surviving spouse, if any, and
20 then only at such time when there is no surviving child who is
21 under age 21, blind, or permanently and totally disabled. This
22 paragraph, however, shall not bar recovery, at the death of the
23 person, of moneys for services provided to the person or in
24 behalf of the person under this Section to which the person was
25 not entitled; provided that such recovery shall not be enforced
26 against any real estate while it is occupied as a homestead by

1 the surviving spouse or other dependent, if no claims by other
2 creditors have been filed against the estate, or, if such
3 claims have been filed, they remain dormant for failure of
4 prosecution or failure of the claimant to compel administration
5 of the estate for the purpose of payment. This paragraph shall
6 not bar recovery from the estate of a spouse, under Sections
7 1915 and 1924 of the Social Security Act and Section 5-4 of the
8 Illinois Public Aid Code, who precedes a person receiving
9 services under this Section in death. All moneys for services
10 paid to or in behalf of the person under this Section shall be
11 claimed for recovery from the deceased spouse's estate.
12 "Homestead", as used in this paragraph, means the dwelling
13 house and contiguous real estate occupied by a surviving spouse
14 or relative, as defined by the rules and regulations of the
15 Department of Healthcare and Family Services, regardless of the
16 value of the property.

17 The Department and the Department on Aging shall cooperate
18 in the development and submission of an annual report on
19 programs and services provided under this Section. Such joint
20 report shall be filed with the Governor and the General
21 Assembly on or before March 30 each year.

22 The requirement for reporting to the General Assembly shall
23 be satisfied by filing copies of the report with the Speaker,
24 the Minority Leader and the Clerk of the House of
25 Representatives and the President, the Minority Leader and the
26 Secretary of the Senate and the Legislative Research Unit, as

1 required by Section 3.1 of the General Assembly Organization
2 Act, and filing additional copies with the State Government
3 Report Distribution Center for the General Assembly as required
4 under paragraph (t) of Section 7 of the State Library Act.

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

8 (h) To cooperate and enter into any necessary agreements
9 with the Department of Employment Security for the provision of
10 job placement and job referral services to clients of the
11 Department, including job service registration of such clients
12 with Illinois Employment Security offices and making job
13 listings maintained by the Department of Employment Security
14 available to such clients.

15 (i) To possess all powers reasonable and necessary for the
16 exercise and administration of the powers, duties and
17 responsibilities of the Department which are provided for by
18 law.

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

25 (k) To provide adequate notice to providers of chore and
26 housekeeping services informing them that they are entitled to

1 an interest payment on bills which are not promptly paid
2 pursuant to Section 3 of the State Prompt Payment Act.

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

19 (m) To assure that the names and case records of persons
20 who received or are receiving services from the Department,
21 including persons receiving vocational rehabilitation, home
22 services, or other services, and those attending one of the
23 Department's schools or other supervised facility shall be
24 confidential and not be open to the general public. Those case
25 records and reports or the information contained in those
26 records and reports shall be disclosed by the Director only to

1 proper law enforcement officials, individuals authorized by a
2 court, the General Assembly or any committee or commission of
3 the General Assembly, and other persons and for reasons as the
4 Director designates by rule. Disclosure by the Director may be
5 only in accordance with other applicable law.

6 (Source: P.A. 97-732, eff. 6-30-12; 97-1158, eff. 1-29-13;
7 revised 2-21-13.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.