**Section 115.550 Number of Individuals Served in Host Family Settings**

a) No more than two individuals with developmental disabilities may reside with any one host family.

b) The CILA agency is responsible for informing DDD and BALC, the individual, and/or guardian in advance of any changes involving individuals moving into or out of the home, as well as host family relocation to another residence.

c) The CILA agency may request waiver of subsection (a) to allow up to four persons with developmental disabilities to be served in the same residence. The process for submission and review of waiver requests is as follows:

1) A request packet must be compiled by the licensed CILA agency and submitted to the Department.

2) The Department will make final decisions on waiver requests.

3) The request packet must include a description of the waiver being requested; information substantiating the appropriateness of the waiver; and a proposed Implementation Strategy incorporating the waiver. If the waiver impacts more than one individual served, a Personal Plan and an Implementation Strategy must be included for each individual involved.

4) The request packet must be approved and signed by the appropriate QIDP and executive director or Chief Executive Officer.

5) The CILA agency must complete and submit a standardized application form for waiver requests as well as include supporting documents. If an application is incomplete, the Department shall notify the applicant of the status.

6) The Department will conduct a site visit or visits to review the home, meet the host family, and meet and observe the individuals served prior to the approval of any waiver of the requirements of subsection (a).

7) The Department will consider whether the requested waiver provides for the individual's general well-being, safety, choices, and service needs in making a determination of whether to grant the requested waiver.

8) The request packet must be approved by an authorized Department representative.

d) In the event of a denial of a waiver request involving settings in existence prior to 2001, individuals whose services are funded by the Department would be required to choose another residential setting if they wish funding to continue.

e) The Department reserves the right to deny any waiver requests.

f) Complete requests for waivers will be responded to within 30 calendar days after receipt by the Department. If an on-site visit is deemed necessary prior to making a determination regarding the waiver request, the Department will respond within 60 calendar days after receipt of the request.

(Source: Amended at 47 Ill. Reg. 8485, effective May 31, 2023)