**Section 370.520 Admission and Discharge Policies**

a) These written policies shall include at a minimum the following provisions:

1) No person shall be admitted to a community living facility until and unless he/she has been determined, by an appropriate evaluation, to have a reasonable potential for returning to his/her own home or leading an independent life.

2) No person requiring prenatal or maternity care may be admitted to, nor shall reside in, a facility unless adequate prenatal and other medical services from community sources are available to her.

3) No person shall be denied admission solely on the basis of mobility limitations.

4) No person shall be admitted to, nor reside in a facility:

A) Who requires mental treatment as defined in Section 370.240 of this Part. (See definition of "Person in Need of Mental Treatment" in Section 370.240.)

B) Who is destructive of property or himself/herself.

C) Who has serious mental or emotional problems based on a diagnosis by a physician or clinical psychologist.

D) Who is less than eighteen (18) years of age.

E) Who is in need of nursing care or more personal care than oversight and supervision.

5) A facility shall not admit more residents than the number authorized by the license issued to it.

6) A facility shall not refuse to discharge or transfer a resident when requested to do so by the resident or by the resident's guardian.

7) No person shall be admitted with a communicable disease, including active tuberculosis.

b) Nothing in this Part shall excuse compliance with accessibility or reasonable accommodation requirements of State or federal law.

(Source: Amended at 17 Ill. Reg. 19509, effective November 1, 1993)