**Section 389.100 Definitions**

"Act" means the Authorized Electronic Monitoring in Long-Term Care Facilities Act.

*"Authorized electronic monitoring" means the placement and use of an electronic monitoring device by a resident in his or her room in accordance with the Act.*

*"Department" means the Department of Public Health.*

*"Electronic monitoring device" means a surveillance instrument with a fixed position video camera or an audio recording device, or a combination thereof, that is installed in a resident's room under the provisions of this Act and broadcasts or records activity or sounds occurring in the room.*

*"Facility" means an intermediate care facility for the developmentally disabled licensed under the ID/DD Community Care Act that has 30 beds or more, a facility licensed under the MC/DD Act, a long-term care facility licensed under the Nursing Home Care Act, or*

*A facility that provides housing to individuals with dementia, as dementia is defined in Section 3 of the Alzheimer's Disease Assistance Act* (Section 5 of the Act), including:

A supportive living program setting with dementia care units, as provided for in Subparts B and E of 89 Ill. Adm. Code 146;

An Alzheimer's disease management center alternative health care model licensed under the Alternative Health Care Delivery Act;

An Alzheimer's unit in an assisted living establishment licensed under the Assisted Living and Shared Housing Act, and as provided for in 77 Ill. Adm. Code 295.4060.

*"Resident" means a person residing in a facility.*

*"Resident's representative" has the meaning given to that term in:*

*Section 1-123 of the Nursing Home Care Act if the resident resides in a facility licensed under the Nursing Home Care Act;*

*Section 1-123 of the ID/DD Community Care Act if the resident resides in a facility licensed under the ID/DD Community Care Act; or*

*Section 1-123 of the MC/DD Act if the resident resides in a facility licensed under the MC/DD Act;* (Section 5 of the Act)

Section 10 of the Assisted Living and Shared Housing Act if the resident resides in an Alzheimer's unit in an establishment licensed under the Assisted Living and Shared Housing Act; or

For a resident of a dementia care unit of a supportive living program or in an Alzheimer's disease management center alternative health care model, a person other than the owner not related to the resident, or an agent or employee of a facility not related to the resident, designated in writing by a resident to be the resident's representative, or the resident's guardian.