**Section 270.140 Access to Residents and Participants**

a) *Access*, by representatives of the Office, *means the right to* immediately:

1) *Enter any long-term care facility;*

2) *Communicate privately and without restriction with any resident or participant, regardless of age, who consents to the communication;*

3) *Seek consent to communicate privately and without restriction with any participant or resident, regardless of age;*

4) *Observe all areas of the long-term care facility or supportive living facility, assisted living or shared housing establishment, except the living area of any resident who protests the observation; and*

5) *Subject to permission of the participant or resident requesting services or his or her representative, enter a home or community-based setting.* (Section 4.04(b)(1) of the Act)

b) Failure to allow access to residents or participants, in accordance with this Subpart, may result in a finding of willful interference.

(Source: Added at 43 Ill. Reg. 980, effective January 1, 2019)