

1 AN ACT in relation to health.

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

4 Section 5. The Community Services Act is amended by  
5 changing Section 3 as follows:

6 (405 ILCS 30/3) (from Ch. 91 1/2, par. 903)

7 Sec. 3. Responsibilities for Community Services.  
8 Pursuant to this Act, the Department of Human Services shall  
9 facilitate the establishment of a comprehensive and  
10 coordinated array of community services based upon a federal,  
11 State and local partnership. In order to assist in  
12 implementation of this Act, the Department shall prescribe  
13 and publish rules and regulations. The Department may  
14 request the assistance of other State agencies, local  
15 government entities, direct services providers and others in  
16 the development of these regulations or other policies  
17 related to community services.

18 The Department shall assume the following roles and  
19 responsibilities for community services:

20 (a) Service Priorities. Within the service categories  
21 described in Section 2 of this Act, establish and publish  
22 priorities for community services to be rendered, and  
23 priority populations to receive these services.

24 (b) Planning. By January 1, 1994 and by January 1 of  
25 each third year thereafter, prepare and publish a Plan which  
26 describes goals and objectives for community services  
27 state-wide and for regions and subregions needs assessment,  
28 steps and time-tables for implementation of the goals also  
29 shall be included; programmatic goals and objectives for  
30 community services shall cover the service categories defined  
31 in Section 2 of this Act; the Department shall insure local

1 participation in the planning process.

2 (c) Public Information and Education. Develop programs  
3 aimed at improving the relationship between communities and  
4 their disabled residents; prepare and disseminate public  
5 information and educational materials on the prevention of  
6 developmental disabilities, mental illness, and alcohol or  
7 drug dependence, and on available treatment and habilitation  
8 services for persons with these disabilities.

9 (d) Quality Assurance. Promulgate minimum program  
10 standards, rules and regulations to insure that Department  
11 funded services maintain acceptable quality and assure  
12 enforcement of these standards through regular monitoring of  
13 services and through program evaluation; this applies except  
14 where this responsibility is explicitly given by law to  
15 another State agency.

16 (d-5) Accreditation requirements for providers of mental  
17 health and substance abuse treatment services.  
18 Notwithstanding any provision of law to the contrary,  
19 accreditation shall be accepted by the Department in lieu of  
20 the Department's facility or program certification or  
21 licensure onsite review requirements and shall be accepted as  
22 a substitute for the Department's administrative and program  
23 monitoring requirements, except as required by subsection  
24 (d-10), in the case of:

25 (1) Any organization from which the Department  
26 purchases mental health or substance abuse services and  
27 that is accredited under any of the following: Mental  
28 Health Standards (JCAHO); Behavioral Health Care  
29 Services, the Comprehensive Accreditation Manual for  
30 Behavioral Health Care (JCAHO); the Accreditation Manual  
31 For Hospitals (JCAHO); the Standards Manual For The  
32 Council on Accreditation for Children and Family Services  
33 (COA); or the Standards Manual for Organizations Serving  
34 People with Disabilities (CARF).

1           (2) Any mental health facility or program licensed  
2           or certified by the Department, or any substance abuse  
3           service licensed by the Department, that is accredited  
4           under any of the following: Mental Health Standards  
5           (JCAHO); Behavioral Health Care Services, the  
6           Comprehensive Accreditation Manual for Behavioral Health  
7           Care (JCAHO); the Accreditation Manual For Hospitals  
8           (JCAHO); the Standards Manual For The Council on  
9           Accreditation for Children and Family Services (COA); or  
10           the Standards Manual for Organizations Serving People  
11           with Disabilities (CARF).

12           (3) Any network of providers from which the  
13           Department purchases mental health or substance abuse  
14           services and that is accredited under any of the  
15           following: Mental Health Standards (JCAHO); Behavioral  
16           Health Care Services, the Comprehensive Accreditation  
17           Manual for Behavioral Health Care (JCAHO); the  
18           Accreditation Manual For Hospitals (JCAHO); the Standards  
19           Manual For The Council on Accreditation for Children and  
20           Family Services (COA); the Standards Manual for  
21           Organizations Serving People with Disabilities (CARF); or  
22           the National Committee for Quality Assurance. A provider  
23           organization that is part of an accredited network shall  
24           be afforded the same rights under this subsection.

25           (d-10) For mental health and substance abuse services,  
26           the Department may adopt rules that establish additional  
27           standards for monitoring and licensing accredited programs,  
28           services, and facilities that the Department has determined  
29           are not covered by the accreditation standards and processes.  
30           These additional standards for monitoring and licensing  
31           accredited programs, services, and facilities and the  
32           associated monitoring must not duplicate the standards and  
33           processes already covered by the accrediting bodies.

34           (d-15) The Department shall be given proof of compliance

1 with fire and health safety standards, which must be  
2 submitted as required by rule.

3 (d-20) The Department, by accepting the survey or  
4 inspection of an accrediting organization, does not forfeit  
5 its rights to perform inspections at any time, including  
6 contract monitoring to ensure that services are provided in  
7 accordance with the contract.

8 (d-25) On and after the effective date of this  
9 amendatory Act of the 92nd General Assembly, the  
10 accreditation requirements of this Section apply to  
11 contracted organizations that are already accredited.

12 (e) Program Evaluation. Develop a system for conducting  
13 evaluation of the effectiveness of community services,  
14 according to preestablished performance standards; evaluate  
15 the extent to which performance according to established  
16 standards aids in achieving the goals of this Act; evaluation  
17 data also shall be used for quality assurance purposes as  
18 well as for planning activities.

19 (f) Research. Conduct research in order to increase  
20 understanding of mental illness, developmental disabilities  
21 and alcohol and drug dependence.

22 (g) Technical Assistance. Provide technical assistance  
23 to provider agencies receiving funds or serving clients in  
24 order to assist these agencies in providing appropriate,  
25 quality services; also provide assistance and guidance to  
26 other State agencies and local governmental bodies serving  
27 the disabled in order to strengthen their efforts to provide  
28 appropriate community services; and assist provider agencies  
29 in accessing other available funding, including federal,  
30 State, local, third-party and private resources.

31 (h) Placement Process. Promote the appropriate placement  
32 of clients in community services through the development and  
33 implementation of client assessment and diagnostic  
34 instruments to assist in identifying the individual's service

1 needs; client assessment instruments also can be utilized for  
2 purposes of program evaluation; whenever possible, assure  
3 that placements in State-operated facilities are referrals  
4 from community agencies.

5 (i) Interagency Coordination. Assume leadership in  
6 promoting cooperation among State health and human service  
7 agencies to insure that a comprehensive, coordinated  
8 community services system is in place; to insure disabled  
9 persons access to needed services; and to insure continuity  
10 of care and allow clients to move among service settings as  
11 their needs change; also work with other agencies to  
12 establish effective prevention programs.

13 (j) Financial Assistance. Provide financial assistance  
14 to local provider agencies through purchase-of-care contracts  
15 and grants, pursuant to Section 4 of this Act.

16 (Source: P.A. 89-507, eff. 7-1-97.)

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.