

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER c: LONG-TERM CARE FACILITIES

PART 300
SKILLED NURSING AND INTERMEDIATE CARE FACILITIES CODE

SUBPART A: GENERAL PROVISIONS

Section	
300.1	COVID-19 Emergency Provisions
300.2	COVID-19 Emergency Provisions for Licenses and Inspections
300.110	General Requirements
300.120	Application for License
300.130	Licensee
300.140	Issuance of an Initial License for a New Facility
300.150	Issuance of an Initial License Due to a Change of Ownership
300.160	Issuance of a Renewal License
300.163	Alzheimer's Special Care Disclosure
300.165	Criteria for Adverse Licensure Actions
300.170	Denial of Initial License
300.175	Denial of Renewal of License
300.180	Revocation of License
300.190	Experimental Program Conflicting With Requirements
300.200	Inspections, Surveys, Evaluations and Consultation
300.210	Filing an Annual Attested Financial Statement
300.220	Information to Be Made Available to the Public By the Department
300.230	Information to Be Made Available to the Public By the Licensee
300.240	Municipal Licensing
300.250	Ownership Disclosure
300.260	Issuance of Conditional Licenses
300.270	Monitor and Receivership
300.271	Presentation of Findings
300.272	Determination to Issue a Notice of Violation or Administrative Warning
300.274	Determination of the Level of a Violation
300.276	Notice of Violation
300.277	Administrative Warning
300.278	Plans of Correction
300.280	Reports of Correction
300.282	Conditions for Assessment of Penalties

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- 300.284 Calculation of Penalties (Repealed)
- 300.286 Notice of Penalty Assessment; Response by Facility
- 300.287 Consideration of Factors for Assessing Penalties
- 300.288 Reduction or Waiver of Penalties
- 300.290 Quarterly List of Violators (Repealed)
- 300.300 Alcoholism Treatment Programs In Long-Term Care Facilities
- 300.310 Department May Survey Facilities Formerly Licensed
- 300.315 Supported Congregate Living Arrangement Demonstration
- 300.320 Waivers
- 300.330 Definitions
- 300.340 Incorporated and Referenced Materials

EMERGENCY

SUBPART B: ADMINISTRATION

- Section
- 300.510 Administrator

SUBPART C: POLICIES

- Section
- 300.610 Resident Care Policies
- 300.615 Determination of Need Screening and Request for Resident Criminal History Record Information
- 300.620 Admission, Retention and Discharge Policies
- 300.624 Criminal History Background Checks for Persons Who Were Residents on May 10, 2006 (Repealed)
- 300.625 Identified Offenders
- 300.626 Discharge Planning for Identified Offenders
- 300.627 Transfer of an Identified Offender
- 300.630 Contract Between Resident and Facility
- 300.640 Residents' Advisory Council
- 300.650 Personnel Policies
- 300.651 Whistleblower Protection
- 300.655 Initial Health Evaluation for Employees
- 300.660 Nursing Assistants
- 300.661 Health Care Worker Background Check
- 300.662 Resident Attendants
- 300.663 Registry of Certified Nursing Assistants
- 300.665 Student Interns

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- 300.670 Disaster Preparedness
- 300.680 Restraints
- 300.682 Nonemergency Use of Physical Restraints
- 300.684 Emergency Use of Physical Restraints
- 300.686 Unnecessary, Psychotropic, and Antipsychotic Drugs
- 300.690 Incidents and Accidents
- 300.695 Contacting Local Law Enforcement
- 300.696 Infection Control

EMERGENCY

SUBPART D: PERSONNEL

- Section
- 300.810 General
- 300.820 Categories of Personnel
- 300.830 Consultation Services
- 300.840 Personnel Policies

SUBPART E: MEDICAL AND DENTAL CARE OF RESIDENTS

- Section
- 300.1010 Medical Care Policies
- 300.1020 Communicable Disease Policies
- 300.1025 Tuberculin Skin Test Procedures
- 300.1030 Medical Emergencies
- 300.1035 Life-Sustaining Treatments
- 300.1040 Care and Treatment of Sexual Assault Survivors
- 300.1050 Dental Standards
- 300.1060 Vaccinations

SUBPART F: NURSING AND PERSONAL CARE

- Section
- 300.1210 General Requirements for Nursing and Personal Care
- 300.1220 Supervision of Nursing Services
- 300.1230 Direct Care Staffing
- 300.1240 Additional Requirements

SUBPART G: RESIDENT CARE SERVICES

Section

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- 300.1410 Activity Program
- 300.1420 Specialized Rehabilitation Services
- 300.1430 Work Programs
- 300.1440 Volunteer Program
- 300.1450 Language Assistance Services

SUBPART H: MEDICATIONS

Section

- 300.1610 Medication Policies and Procedures
- 300.1620 Compliance with Licensed Prescriber's Orders
- 300.1630 Administration of Medication
- 300.1640 Labeling and Storage of Medications
- 300.1650 Control of Medications

SUBPART I: RESIDENT AND FACILITY RECORDS

Section

- 300.1810 Resident Record Requirements
- 300.1820 Content of Medical Records
- 300.1830 Records Pertaining to Residents' Property
- 300.1840 Retention and Transfer of Resident Records
- 300.1850 Other Resident Record Requirements
- 300.1860 Staff Responsibility for Medical Records
- 300.1870 Retention of Facility Records
- 300.1880 Other Facility Record Requirements

SUBPART J: FOOD SERVICE

Section

- 300.2010 Director of Food Services
- 300.2020 Dietary Staff in Addition to Director of Food Services
- 300.2030 Hygiene of Dietary Staff
- 300.2040 Diet Orders
- 300.2050 Meal Planning
- 300.2060 Therapeutic Diets (Repealed)
- 300.2070 Scheduling Meals
- 300.2080 Menus and Food Records
- 300.2090 Food Preparation and Service
- 300.2100 Food Handling Sanitation

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

300.2110 Kitchen Equipment, Utensils, and Supplies

SUBPART K: MAINTENANCE, HOUSEKEEPING, AND LAUNDRY

Section

300.2210 Maintenance
300.2220 Housekeeping
300.2230 Laundry Services

SUBPART L: FURNISHINGS, EQUIPMENT, AND SUPPLIES

Section

300.2410 Furnishings
300.2420 Equipment and Supplies
300.2430 Sterilization of Equipment and Supplies

SUBPART M: WATER SUPPLY AND SEWAGE DISPOSAL

Section

300.2610 Codes
300.2620 Water Supply
300.2630 Sewage Disposal
300.2640 Plumbing

SUBPART N: DESIGN AND CONSTRUCTION STANDARDS
FOR NEW INTERMEDIATE CARE AND SKILLED NURSING FACILITIES

Section

300.2810 Applicability of these Standards
300.2820 Codes and Standards
300.2830 Preparation of Drawings and Specifications
300.2840 Site
300.2850 Administration and Public Areas
300.2860 Nursing Unit
300.2870 Dining, Living, Activities Rooms
300.2880 Therapy and Personal Care
300.2890 Service Departments
300.2900 General Building Requirements
300.2910 Structural
300.2920 Mechanical Systems

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- 300.2930 Plumbing Systems
- 300.2940 Electrical Systems

SUBPART O: DESIGN AND CONSTRUCTION STANDARDS
FOR EXISTING INTERMEDIATE CARE AND SKILLED NURSING FACILITIES

Section

- 300.3010 Applicability
- 300.3020 Codes and Standards
- 300.3030 Preparation of Drawings and Specifications
- 300.3040 Site
- 300.3050 Administration and Public Areas
- 300.3060 Nursing Unit
- 300.3070 Living, Dining, Activities Rooms
- 300.3080 Treatment and Personal Care
- 300.3090 Service Departments
- 300.3100 General Building Requirements
- 300.3110 Structural
- 300.3120 Mechanical Systems
- 300.3130 Plumbing Systems
- 300.3140 Electrical Requirements

SUBPART P: RESIDENT'S RIGHTS

Section

- 300.3210 General
- 300.3220 Medical Care
- 300.3230 Restraints (Repealed)
- 300.3240 Abuse and Neglect
- 300.3250 Communication and Visitation
- 300.3260 Resident's Funds
- 300.3270 Residents' Advisory Council
- 300.3280 Contract With Facility
- 300.3290 Private Right of Action
- 300.3300 Transfer or Discharge
- 300.3310 Complaint Procedures
- 300.3320 Confidentiality
- 300.3330 Facility Implementation

SUBPART Q: SPECIALIZED LIVING FACILITIES FOR THE MENTALLY ILL

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

Section

- 300.3410 Application of Other Sections of These Minimum Standards (Repealed)
- 300.3420 Administrator (Repealed)
- 300.3430 Policies (Repealed)
- 300.3440 Personnel (Repealed)
- 300.3450 Resident Living Services Medical and Dental Care (Repealed)
- 300.3460 Resident Services Program (Repealed)
- 300.3470 Psychological Services (Repealed)
- 300.3480 Social Services (Repealed)
- 300.3490 Recreational and Activities Services (Repealed)
- 300.3500 Individual Treatment Plan (Repealed)
- 300.3510 Health Services (Repealed)
- 300.3520 Medical Services (Repealed)
- 300.3530 Dental Services (Repealed)
- 300.3540 Optometric Services (Repealed)
- 300.3550 Audiometric Services (Repealed)
- 300.3560 Podiatric Services (Repealed)
- 300.3570 Occupational Therapy Services (Repealed)
- 300.3580 Nursing and Personal Care (Repealed)
- 300.3590 Resident Care Services (Repealed)
- 300.3600 Record Keeping (Repealed)
- 300.3610 Food Service (Repealed)
- 300.3620 Furnishings, Equipment and Supplies (New and Existing Facilities) (Repealed)
- 300.3630 Design and Construction Standards (New and Existing Facilities) (Repealed)

SUBPART R: DAYCARE PROGRAMS

Section

- 300.3710 Day Care in Long-Term Care Facilities

SUBPART S: PROVIDING SERVICES TO PERSONS WITH SERIOUS MENTAL ILLNESS

Section

- 300.4000 Applicability of Subpart S
- 300.4010 Comprehensive Assessments for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
- 300.4020 Reassessments for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
- 300.4030 Individualized Treatment Plan for Residents with Serious Mental Illness Residing

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- in Facilities Subject to Subpart S
- 300.4040 General Requirements for Facilities Subject to Subpart S
 - 300.4050 Psychiatric Rehabilitation Services for Facilities Subject to Subpart S
 - 300.4060 Discharge Plans for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
 - 300.4070 Work Programs for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
 - 300.4080 Community-Based Rehabilitation Programs for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
 - 300.4090 Personnel for Providing Services to Persons with Serious Mental Illness for Facilities Subject to Subpart S

SUBPART T: FACILITIES PARTICIPATING IN ILLINOIS DEPARTMENT OF
HEALTHCARE AND FAMILY SERVICES'
DEMONSTRATION PROGRAM FOR PROVIDING
SERVICES TO PERSONS WITH SERIOUS MENTAL ILLNESS

- Section
- 300.6000 Applicability of Subpart T (Repealed)
 - 300.6005 Quality Assessment and Improvement for Facilities Subject to Subpart T (Repealed)
 - 300.6010 Comprehensive Assessments for Residents of Facilities Subject to Subpart T (Repealed)
 - 300.6020 Reassessments for Residents of Facilities Subject to Subpart T (Repealed)
 - 300.6030 Individualized Treatment Plan for Residents of Facilities Subject to Subpart T (Repealed)
 - 300.6040 General Requirements for Facilities Subject to Subpart T (Repealed)
 - 300.6045 Serious Incidents and Accidents in Facilities Subject to Subpart T (Repealed)
 - 300.6047 Medical Care Policies for Facilities Subject to Subpart T (Repealed)
 - 300.6049 Emergency Use of Restraints for Facilities Subject to Subpart T (Repealed)
 - 300.6050 Psychiatric Rehabilitation Services for Facilities Subject to Subpart T (Repealed)
 - 300.6060 Discharge Plans for Residents of Facilities Subject to Subpart T (Repealed)
 - 300.6070 Work Programs for Residents of Facilities Subject to Subpart T (Repealed)
 - 300.6080 Community-Based Rehabilitation Programs for Residents of Facilities Subject to Subpart T (Repealed)
 - 300.6090 Personnel for Providing Services to Residents of Facilities Subject to Subpart T (Repealed)
 - 300.6095 Training and Continuing Education for Facilities Subject to Subpart T (Repealed)

SUBPART U: ALZHEIMER'S SPECIAL CARE UNIT OR CENTER PROVIDING

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

CARE TO PERSONS WITH ALZHEIMER'S DISEASE OR OTHER DEMENTIA

Section

300.7000	Applicability
300.7010	Admission Criteria
300.7020	Assessment and Care Planning
300.7030	Ability-Centered Care
300.7040	Activities
300.7050	Staffing
300.7060	Environment
300.7070	Quality Assessment and Improvement
300.7080	Variances to Enhance Residents' Quality of Life
300.APPENDIX A	Interpretation, Components, and Illustrative Services for Intermediate Care Facilities and Skilled Nursing Facilities (Repealed)
300.APPENDIX B	Classification of Distinct Part of a Facility for Different Levels of Service (Repealed)
300.APPENDIX C	Federal Requirements Regarding Patients'/Residents' Rights (Repealed)
300.APPENDIX D	Forms for Day Care in Long-Term Care Facilities
300.APPENDIX E	Criteria for Activity Directors Who Need Only Minimal Consultation (Repealed)
300.APPENDIX F	Guidelines for the Use of Various Drugs
300.APPENDIX G	Facility Report
300.TABLE A	Sound Transmission Limitations in New Skilled Nursing and Intermediate Care Facilities
300.TABLE B	Pressure Relationships and Ventilation Rates of Certain Areas for New Intermediate Care Facilities and Skilled Nursing Facilities
300.TABLE C	Construction Types and Sprinkler Requirements for Existing Skilled Nursing Facilities/Intermediate Care Facilities
300.TABLE D	Heat Index Table/Apparent Temperature

AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS 45].

SOURCE: Emergency rules adopted at 4 Ill. Reg. 10, p. 1066, effective March 1, 1980, for a maximum of 150 days; adopted at 4 Ill. Reg. 30, p. 311, effective July 28, 1980; emergency amendment at 6 Ill. Reg. 3229, effective March 8, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 5981, effective May 3, 1982; amended at 6 Ill. Reg. 6454, effective May 14, 1982; amended at 6 Ill. Reg. 8198, effective June 29, 1982; amended at 6 Ill. Reg. 11631, effective September 14, 1982; amended at 6 Ill. Reg. 14550 and 14554, effective November 8, 1982; amended at 6 Ill. Reg. 14684, effective November 15, 1982; amended at 7 Ill. Reg. 285, effective

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

December 22, 1982; amended at 7 Ill. Reg. 1972, effective January 28, 1983; amended at 7 Ill. Reg. 8579, effective July 11, 1983; amended at 7 Ill. Reg. 15831, effective November 10, 1983; amended at 7 Ill. Reg. 15864, effective November 15, 1983; amended at 7 Ill. Reg. 16992, effective December 14, 1983; amended at 8 Ill. Reg. 15599, 15603, and 15606, effective August 15, 1984; amended at 8 Ill. Reg. 15947, effective August 17, 1984; amended at 8 Ill. Reg. 16999, effective September 5, 1984; codified at 8 Ill. Reg. 19766; amended at 8 Ill. Reg. 24186, effective November 29, 1984; amended at 8 Ill. Reg. 24668, effective December 7, 1984; amended at 8 Ill. Reg. 25102, effective December 14, 1984; amended at 9 Ill. Reg. 132, effective December 26, 1984; amended at 9 Ill. Reg. 4087, effective March 15, 1985; amended at 9 Ill. Reg. 11049, effective July 1, 1985; amended at 11 Ill. Reg. 16927, effective October 1, 1987; amended at 12 Ill. Reg. 1052, effective December 24, 1987; amended at 12 Ill. Reg. 16811, effective October 1, 1988; emergency amendment at 12 Ill. Reg. 18477, effective October 24, 1988, for a maximum of 150 days; emergency expired March 23, 1989; amended at 13 Ill. Reg. 4684, effective March 24, 1989; amended at 13 Ill. Reg. 5134, effective April 1, 1989; amended at 13 Ill. Reg. 20089, effective December 1, 1989; amended at 14 Ill. Reg. 14950, effective October 1, 1990; amended at 15 Ill. Reg. 554, effective January 1, 1991; amended at 16 Ill. Reg. 681, effective January 1, 1992; amended at 16 Ill. Reg. 5977, effective March 27, 1992; amended at 16 Ill. Reg. 17089, effective November 3, 1992; emergency amendment at 17 Ill. Reg. 2420, effective February 3, 1993, for a maximum of 150 days; emergency expired on July 3, 1993; emergency amendment at 17 Ill. Reg. 8026, effective May 6, 1993, for a maximum of 150 days; emergency expired on October 3, 1993; amended at 17 Ill. Reg. 15106, effective September 3, 1993; amended at 17 Ill. Reg. 16194, effective January 1, 1994; amended at 17 Ill. Reg. 19279, effective October 26, 1993; amended at 17 Ill. Reg. 19604, effective November 4, 1993; amended at 17 Ill. Reg. 21058, effective November 20, 1993; amended at 18 Ill. Reg. 1491, effective January 14, 1994; amended at 18 Ill. Reg. 15868, effective October 15, 1994; amended at 19 Ill. Reg. 11600, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 567, effective January 1, 1996, for a maximum of 150 days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10142, effective July 15, 1996; amended at 20 Ill. Reg. 12208, effective September 10, 1996; amended at 21 Ill. Reg. 15000, effective November 15, 1997; amended at 22 Ill. Reg. 4094, effective February 13, 1998; amended at 22 Ill. Reg. 7218, effective April 15, 1998; amended at 22 Ill. Reg. 16609, effective September 18, 1998; amended at 23 Ill. Reg. 1103, effective January 15, 1999; amended at 23 Ill. Reg. 8106, effective July 15, 1999; amended at 24 Ill. Reg. 17330, effective November 1, 2000; amended at 25 Ill. Reg. 4911, effective April 1, 2001; amended at 26 Ill. Reg. 3113, effective February 15, 2002; amended at 26 Ill. Reg. 4846, effective April 1, 2002; amended at 26 Ill. Reg. 10523, effective July 1, 2002; emergency amendment at 27 Ill. Reg. 2181, effective February 1, 2003, for a maximum of 150 days; emergency expired June 30, 2003; emergency amendment at 27 Ill. Reg. 5452, effective March 25, 2003, for a maximum of 150 days; emergency expired August 21, 2003; amended at 27 Ill. Reg. 5862, effective April 1, 2003; emergency amendment at 27 Ill. Reg. 14204, effective August 15, 2003, for a maximum of 150 days; emergency expired January 11, 2004; amended at

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

27 Ill. Reg. 15855, effective September 25, 2003; amended at 27 Ill. Reg. 18105, effective November 15, 2003; expedited correction at 28 Ill. Reg. 3528, effective November 15, 2003; amended at 28 Ill. Reg. 11180, effective July 22, 2004; amended at 28 Ill. Reg. 14623, effective October 20, 2004; amended at 29 Ill. Reg. 876, effective December 22, 2004; emergency amendment at 29 Ill. Reg. 11824, effective July 12, 2005, for a maximum of 150 days; emergency rule modified in response to JCAR Recommendation at 29 Ill. Reg. 15101, effective September 23, 2005, for the remainder of the maximum 150 days; emergency amendment expired December 8, 2005; amended at 29 Ill. Reg. 12852, effective August 2, 2005; amended at 30 Ill. Reg. 1425, effective January 23, 2006; amended at 30 Ill. Reg. 5213, effective March 2, 2006; amended at 31 Ill. Reg. 6044, effective April 3, 2007; amended at 31 Ill. Reg. 8813, effective June 6, 2007; amended at 33 Ill. Reg. 9356, effective June 17, 2009; amended at 34 Ill. Reg. 19182, effective November 23, 2010; amended at 35 Ill. Reg. 3378, effective February 14, 2011; amended at 35 Ill. Reg. 11419, effective June 29, 2011; expedited correction at 35 Ill. Reg. 17468, effective June 29, 2011; amended at 36 Ill. Reg. 14090, effective August 30, 2012; amended at 37 Ill. Reg. 2298, effective February 4, 2013; amended at 37 Ill. Reg. 4954, effective March 29, 2013; amended at 38 Ill. Reg. 22851, effective November 21, 2014; amended at 39 Ill. Reg. 5456, effective March 25, 2015; amended at 41 Ill. Reg. 14811, effective November 15, 2017; amended at 43 Ill. Reg. 3536, effective February 28, 2019; emergency amendment at 44 Ill. Reg. 8521, effective May 5, 2020, for a maximum of 150 days; emergency amendment at 44 Ill. Reg. 10217, effective May 28, 2020 for a maximum of 150 days; amended by emergency amendment to emergency rule at 44 Ill. Reg. _____, effective _____, for the remainder of the 150 days.

SUBPART A: GENERAL PROVISIONS

Section 300.340 Incorporated and Referenced Materials
EMERGENCY

- a) The following regulations and standards are incorporated in this Part:
 - 1) Private and professional association standards:
 - A) ANSI/ASME Standard No. A17.1-2000, Safety Code for Elevators and Escalators, which may be obtained from the American Society of Mechanical Engineers (ASME) International, 22 Law Drive, Box 2900, Fairfield, New Jersey 07007-2900.
 - B) American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), Handbook of Fundamentals (2001), and Handbook of Applications (1999), which may be obtained from the

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

American Society of Heating, Refrigerating, and Air Conditioning Engineers, Inc., 1791 Tullie Circle, N.E., Atlanta, Georgia 30329.

- C) American Society for Testing and Materials (ASTM) International Standard No. E90-02 (1996): Standard Test Method for Laboratory Measurement of Airborne Sound Transmission Loss of Building Partitions and Elements, and Standard No. E84-08a, Standard Test Method for Surface Burning Characteristics of Building Materials (2006), which may be obtained from ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959.
- D) International Building Code (IBC) (2000), which may be obtained from the International Code Council (ICC), 4051 W. Flossmoor Road, Country Club Hills, Illinois 60478-5795.
- E) For existing facilities (see Subpart O), National Fire Protection Association (NFPA) Standard No. 101: Life Safety Code, Appendix B (1981) and the following additional standards, which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02169:
 - i) No. 10 (1978): Standards for Portable Extinguishers
 - ii) No. 13 (1980): Standards for the Installation of Sprinkler Systems
 - iii) No. 54 (1999): National Fuel Gas Code
 - iv) No. 56F (1977): Standards for Non-Flammable Medical Gas Systems
 - v) No. 70 (1981): National Electric Code
 - vi) No. 90A (1999): Standard for the Installation of Air Conditioning and Ventilating Systems
 - vii) No. 96 (1998): Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- viii) No. 220 (1979): Standard Types of Building Construction
 - ix) No. 253 (1978): Flooring Radiant Heat Energy Test
 - x) No. 255 (1972): Test of Surface Burning Characteristics of Building Materials
 - xi) Appendix C (1981): Fire Safety Evaluation System for Health Occupancies
- F) For new facilities (see Subpart N), the following standards of the National Fire Protection Association (NFPA), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02169:
- i) NFPA 17A, Standard for Wet Chemical Extinguishing Systems – 2002 Edition
 - ii) NFPA 20, Standard for the Installation of Stationary Pumps for Fire Protection – 1999 Edition
 - iii) NFPA 22, Standard for Water Tanks for Private Fire Protection – 1998 Edition
 - iv) NFPA 24, Standard for the Installation of Private Fire Service Mains and Their Appurtenances – 2002 Edition
 - v) NFPA 50, Standard for Bulk Oxygen Systems at Consumer Sites – 2001 Edition
 - vi) NFPA 54, National Fuel Gas Code – 1999 Edition
 - vii) NFPA 70B, Recommended Practice for Electrical Equipment Maintenance – 2002 Edition
 - viii) NFPA 70E, Standard for Electrical Safety Requirements for Employee Workplaces – 2000 Edition
 - ix) NFPA 80A, Recommended Practice for Protection of Buildings from Exterior Fire Exposures – 2001 Edition

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- x) NFPA 90A, Standard for the Installation of Air Conditioning and Ventilating Systems – 1999 Edition
 - xi) NFPA 96, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations – 1998 Edition
 - xii) NFPA 101, Life Safety Code – 2000 Edition
 - xiii) NFPA 105, Recommended Practice for the Installation of Smoke-Control Door Assemblies – 1999 Edition
- G) For new and existing facilities (see Section 300.1610), NFPA 99: Standard for Health Care Facilities – 2003 Edition.
- H) The following standards, which may be obtained from Underwriters Laboratories (UL), Inc., 333 Pfingsten Rd., Northbrook, Illinois 60062:
- i) Fire Resistance Directory (2003 Edition)
 - ii) Building Material Directory (2003 Edition)
- I) American Psychiatric Association, Diagnostic and Statistical Manual of Mental Disorders, Fourth Edition (DSM-IV) (1994), which may be obtained from the American Psychiatric Association, 1000 Wilson Blvd., Suite 1825, Arlington, Virginia, 22209-3901.
- J) American College of Obstetricians and Gynecologists, Guidelines for Women's Health Care, Third Edition (2007), which may be obtained from the American College of Obstetricians and Gynecologists Distribution Center, P.O. Box 933104, Atlanta, Georgia 31193-3104 (800-762-2264). (See Section 300.3220.)
- 2) Federal guidelines:
The following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, which may be obtained from

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

the National Technical Information Service (NTIS), U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161.

- A) Guideline for Prevention of Catheter-Associated Urinary Tract Infections (2009~~October 1981~~) which can be found at <https://www.cdc.gov/infectioncontrol/guidelines/cauti/index.html>
- B) Guideline for Hand Hygiene in Health-Care Settings (October 2002) which can be found at <https://www.cdc.gov/mmwr/pdf/rr/rr5116.pdf>
- C) Guidelines for Prevention of Intravascular Catheter-Related Infections (2011~~2002~~) which can be found at <https://www.cdc.gov/hai/pdfs/bsi-guidelines-2011.pdf>
- D) Guideline for Prevention of Surgical Site Infection (2017~~1999~~) which can be found at <https://jamanetwork.com/journals/jamasurgery/fullarticle/2623725>
- E) Guidelines for Preventing Healthcare-Associated Pneumonia (2003) ~~Guideline for Prevention of Nosocomial Pneumonia (February 1994)~~ which can be found at <https://www.cdc.gov/mmwr/preview/mmwrhtml/rr5303a1.htm>
- F) 2007 Guideline for Isolation Precautions: Preventing Transmission of Infectious Agents in Healthcare Settings (July 2019) ~~in Hospitals (February 18, 1997)~~ available at <https://www.cdc.gov/infectioncontrol/pdf/guidelines/isolation-guidelines-H.pdf>
- G) Infection Control in Healthcare Personnel: Infrastructure and Routine Practices for Occupational Infection Prevention and Control Services (October 25, 2019) ~~Guidelines for Infection Control in Health Care Personnel (1998)~~ available in two parts at <https://www.cdc.gov/infectioncontrol/pdf/guidelines/infection-control-HCP-H.pdf> and <https://www.cdc.gov/infectioncontrol/guidelines/healthcare-personnel/index.html>
- H) Testing Guidelines for Nursing Homes (July 1, 2020) available at:

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

<https://www.cdc.gov/coronavirus/2019-ncov/hcp/nursing-homes-testing.html>

- D) Interim Guidance on Testing Healthcare Personnel for SARS-CoV-2 (July 2, 2020) available at:
<https://www.cdc.gov/coronavirus/2019-ncov/hcp/testing-healthcare-personnel.html>
 - J) Performing Facility-wide SARS-CoV-2 Testing in Nursing Homes (May 19, 2020) available at:
<https://www.cdc.gov/coronavirus/2019-ncov/hcp/nursing-homes-facility-wide-testing.html>
 - K) Preparing for COVID-19 in Nursing Homes (June 25, 2020) available at:
<https://www.cdc.gov/coronavirus/2019-ncov/hcp/long-term-care.html>
 - L) Responding to Coronavirus (COVID-19) in Nursing Homes (April 30, 2020) available at:
<https://www.cdc.gov/coronavirus/2019-ncov/hcp/nursing-homes-responding.html>
 - M) Nursing Home Reopening Recommendations for State and Local Officials (QSO-20-30-NH; May 18, 2020); available online at:
<https://www.cms.gov/files/document/qso-20-30-nh.pdf-0>
- b) All incorporations by reference of federal regulations and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any amendments or editions subsequent to the date specified.
- c) The following statutes and State regulations are referenced in this Part:
- 1) Federal statutes:
 - A) Civil Rights Act of 1964 (42 USC 2000e et seq.)
 - B) Social Security Act (42 USC 301 et seq., 1395 et seq. and 1396 et seq.)

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

C) Controlled Substances Act (21 USC 802)

2) State of Illinois statutes:

A) Illinois Alcoholism and Other Drug Dependency Act [20 ILCS 305]

B) Boiler and Pressure Vessel Safety Act [430 ILCS 75]

C) Child Care Act of 1969 [225 ILCS 10]

D) Court of Claims Act [705 ILCS 505]

E) Illinois Dental Practice Act [225 ILCS 25]

F) Election Code [10 ILCS 5]

G) Freedom of Information Act [5 ILCS 140]

H) General Not For Profit Corporation Act of 1986 [805 ILCS 105]

I) Hospital Licensing Act [210 ILCS 85]

J) Illinois Controlled Substances Act [720 ILCS 570]

K) Illinois Health Facilities Planning Act [20 ILCS 3960]

L) Illinois Municipal Code [65 ILCS 5]

M) Nurse Practice Act [225 ILCS 65]

N) Illinois Occupational Therapy Practice Act [225 ILCS 75]

O) Illinois Physical Therapy Act [225 ILCS 90]

P) Life Care Facilities Act [210 ILCS 40]

Q) Local Governmental and Governmental Employees Tort Immunity Act [745 ILCS 10]

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- R) Medical Practice Act of 1987 [225 ILCS 60]
- S) Mental Health and Developmental Disabilities Code [405 ILCS 5]
- T) Nursing Home Administrators Licensing and Disciplinary Act [225 ILCS 70]
- U) Nursing Home Care Act [210 ILCS 45]
- V) Pharmacy Practice Act [225 ILCS 85]
- W) Private Sewage Disposal Licensing Act [225 ILCS 225]
- X) Probate Act of 1975 [775 ILCS 5]
- Y) Illinois Public Aid Code [305 ILCS 5]
- Z) Safety Glazing Materials Act [430 ILCS 60]
- AA) Illinois Administrative Procedure Act [5 ILCS 100]
- BB) Clinical Psychologist Licensing Act [225 ILCS 15]
- CC) Dietetic and Nutrition Services Practice Act [225 ILCS 30]
- DD) Health Care Worker Background Check Act [225 ILCS 46]
- EE) Clinical Social Work and Social Work Practice Act [225 ILCS 20]
- FF) Living Will Act [755 ILCS 35]
- GG) Powers of Attorney for Health Care Law [755 ILCS 45/Art. IV]
- HH) Health Care Surrogate Act [755 ILCS 45]
- II) Right of Conscience Act [745 ILCS 70]
- JJ) Abused and Neglected Long-Term Care Facility Residents Reporting Act [210 ILCS 30]

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- KK) Supportive Residences Licensing Act [210 ILCS 65]
 - LL) Community Residential Alternatives Licensing Act [210 ILCS 40]
 - MM) Community Living Facilities Licensing Act [210 ILCS 35]
 - NN) Community-Integrated Living Arrangements Licensure and Certification Act [210 ILCS 135]
 - OO) Counties Code [55 ILCS 5]
 - PP) Professional Counselor and Clinical Professional Counselor Licensing Act [225 ILCS 107]
 - QQ) Podiatric Medical Practice Act of 1987 [225 ILCS 100]
 - RR) Illinois Optometric Practice Act of 1987 [225 ILCS 80]
 - SS) Physician Assistant Practice Act of 1987 [225 ILCS 95]
 - TT) Alzheimer's Special Care Disclosure Act [210 ILCS 4]
 - UU) Illinois Act on the Aging [20 ILCS 105]
 - VV) Alternative Health Care Delivery Act [210 ILCS 3]
 - WW) Assisted Living and Shared Housing Act [210 ILCS 9]
 - XX) Language Assistance Services Act [210 ILCS 87]
- 3) State of Illinois rules:
- A) Office of the State Fire Marshal, Boiler and Pressure Vessel Safety (41 Ill. Adm. Code 120)
 - B) Capital Development Board, Illinois Accessibility Code (71 Ill. Adm. Code 400)
 - C) Department of Public Health:

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- i) Control of Communicable Diseases Code (77 Ill. Adm. Code 690)
- ii) Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693)
- iii) Food Service Sanitation Code (77 Ill. Adm. Code 750)
- iv) Illinois Plumbing Code (77 Ill. Adm. Code 890)
- v) Private Sewage Disposal Code (77 Ill. Adm. Code 905)
- vi) Drinking Water Systems Code (77 Ill. Adm. Code 900)
- vii) Illinois Water Well Construction Code (77 Ill. Adm. Code 920)
- viii) Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925)
- ix) Access to Public Records of the Department of Public Health (2 Ill. Adm. Code 1127)
- x) Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)
- xi) Sheltered Care Facilities Code (77 Ill. Adm. Code 330)
- xii) Intermediate Care for the Developmentally Disabled Facilities Code (77 Ill. Adm. Code 350)
- xiii) Long-Term Care for Under Age 22 Facilities Code (77 Ill. Adm. Code 390)
- xiv) Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395)
- xv) Control of Tuberculosis Code (77 Ill. Adm. Code 696)
- xvi) Health Care Worker Background Check Code (77 Ill. Adm.

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

Code 955)

- xvii) Language Assistance Services Code (77 Ill. Adm. Code 940)
- D) Department of Financial and Professional Regulation:
 - i) Controlled Substances Act (68 Ill. Adm. Code 3100)
 - ii) Pharmacy Practice Act (68 Ill. Adm. Code 1330)
- E) Department of Human Services, Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 Ill. Adm. Code 2060)
- F) Department of Natural Resources, Regulation of Construction within Flood Plains (17 Ill. Adm. Code 2706)
- G) Department of Healthcare and Family Services, Medical Payment (89 Ill. Adm. Code 140)

(Source: Amended by emergency amendment to emergency rule at 44 Ill. Reg. _____; effective _____ for a maximum of 150 days)

SUBPART C: POLICIES

Section 300.696 Infection Control
EMERGENCY

- a) Policies and procedures for investigating, controlling, ~~and~~ preventing and testing for infections in the facility shall be established and followed. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690) and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693). Activities shall be monitored to ensure that these policies and procedures are followed. ~~A copy of the facility's infection control policies and procedures shall be provided to the resident and the resident's family or representative.~~ Infection control policies and procedures shall be maintained in the facility and made available upon request to the resident and the resident's family or representative, the Department, the Department's agent or the local health authority.

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

- b) A group, i.e., an infection control committee, quality assurance committee, or other facility entity, shall periodically, but no less than annually, review the results of investigations and activities to control infections. Upon request, the facility shall provide the Department with the group's recommendations to control infections within the facility.

- c) Each facility shall adhere to the following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services (see Section 300.340):
 - 1) Guideline for Prevention of Catheter-Associated Urinary Tract Infections
 - 2) Guideline for Hand Hygiene in Health-Care Settings
 - 3) Guidelines for Prevention of Intravascular Catheter-Related Infections
 - 4) Guideline for Prevention of Surgical Site Infection
 - 5) Guidelines for Preventing Healthcare-Associated Pneumonia ~~Guideline for Prevention of Nosocomial Pneumonia~~
 - 6) 2007 Guideline for Isolation Precautions: Preventing Transmission of Infectious Agents in Healthcare Settings ~~in Hospitals~~
 - 7) Infection Control in Healthcare Personnel: Infrastructure and Routine Practices for Occupational Infection Prevention and Control Services ~~Guidelines for Infection Control in Health Care Personnel~~
 - 8) Testing Guidelines for Nursing Homes (July 1, 2020) available at: <https://www.cdc.gov/coronavirus/2019-ncov/hcp/nursing-homes-testing.html>
 - 9) Interim Guidance on Testing Healthcare Personnel for SARS-CoV-2 (July 2, 2020) available at: <https://www.cdc.gov/coronavirus/2019-ncov/hcp/testing-healthcare-personnel.html>
 - 10) Performing Facility-wide SARS-CoV-2 Testing in Nursing Homes (May 19, 2020) available at:

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

<https://www.cdc.gov/coronavirus/2019-ncov/hcp/nursing-homes-facility-wide-testing.html>

11) Preparing for COVID-19 in Nursing Homes (June 25, 2020) available at:
<https://www.cdc.gov/coronavirus/2019-ncov/hcp/long-term-care.html>

12) Responding to Coronavirus (COVID-19) in Nursing Homes (April 30, 2020) available at:
<https://www.cdc.gov/coronavirus/2019-ncov/hcp/nursing-homes-responding.html>

13) Nursing Home Reopening Recommendations for State and Local Officials (QSO-20-30-NH; May 18, 2020); available online at:
<https://www.cms.gov/files/document/qso-20-30-nh.pdf-0>

~~d)~~ Each facility shall comply with infection control recommendations provided by the Department or certified local health department, including, but not limited to, testing plans, infection control assessments, training or other measures designed to reduce infection rates and disease outbreaks.

~~d)e)~~ Each facility shall conduct testing of residents and staff for the control or detection of communicable diseases when:

- 1) the facility is experiencing an outbreak; or
- 2) directed by the Department or the certified local health department where the chance of transmission is high, including, but not limited to, regional outbreaks, pandemics or epidemics.

~~e)f)~~ Each facility shall make arrangements with a testing laboratory to process any specimens collected under subsection (~~de~~) and ensure that complete information is submitted with each specimen, including name, address, date of birth, sex, race and ethnicity.

~~f)g)~~ For testing done under subsection (~~de~~), each facility shall report to the Department or the certified local health department the number of residents and staff tested, and the number of positive, negative and indeterminate cases as directed by the Department or certified local health department.

(Source: Added by emergency rulemaking at 44 Ill. Reg. 10217, effective May 28, 2020)

ILLINOIS REGSITER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS TO EMERGENCY RULE

for a maximum of 150 days; amended by emergency amendment to emergency rule at 44 Ill. Reg. _____, effective _____, for the remainder of the 150 days)