May 4, 2015

Q: Are there only certain rules within the Skilled Nursing and Intermediate Care Facilities Code that a provider can request a waiver on?

A: According to Section 300.320 (click here), a LTC provider may submit an application for a waiver for any rule or standard, IF the LTC facility can meet all the conditions noted in subsection (c) of Section 300.320 and the facility can assure the Illinois Department of Public Health (IDPH) that the conditions or actions the facility plans to take with respect to the waiver are a measure equivalent to compliance. The granting of a waiver is determined by IDPH based on the review of the facility’s application, response and reasoning pursuant to the requirements under Section 300.320.