



Rep. Gregory Harris

Filed: 1/12/2021

10100SB1530ham002

LRB101 08495 AMC 74905 a

1 AMENDMENT TO SENATE BILL 1530

2 AMENDMENT NO. _____. Amend Senate Bill 1530, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Public Aid Code is amended by
6 changing Section 5-5e.1 as follows:

7 (305 ILCS 5/5-5e.1)

8 Sec. 5-5e.1. Safety-Net Hospitals.

9 (a) A Safety-Net Hospital is an Illinois hospital that:

10 (1) is licensed by the Department of Public Health as a
11 general acute care or pediatric hospital; and

12 (2) is a disproportionate share hospital, as described
13 in Section 1923 of the federal Social Security Act, as
14 determined by the Department; and

15 (3) meets one of the following:

16 (A) has a MIUR of at least 40% and a charity

1 percent of at least 4%; or

2 (B) has a MIUR of at least 50%.

3 (b) Definitions. As used in this Section:

4 (1) "Charity percent" means the ratio of (i) the
5 hospital's charity charges for services provided to
6 individuals without health insurance or another source of
7 third party coverage to (ii) the Illinois total hospital
8 charges, each as reported on the hospital's OBRA form.

9 (2) "MIUR" means Medicaid Inpatient Utilization Rate
10 and is defined as a fraction, the numerator of which is the
11 number of a hospital's inpatient days provided in the
12 hospital's fiscal year ending 3 years prior to the rate
13 year, to patients who, for such days, were eligible for
14 Medicaid under Title XIX of the federal Social Security
15 Act, 42 USC 1396a et seq., excluding those persons eligible
16 for medical assistance pursuant to 42 U.S.C.
17 1396a(a)(10)(A)(i)(VIII) as set forth in paragraph 18 of
18 Section 5-2 of this Article, and the denominator of which
19 is the total number of the hospital's inpatient days in
20 that same period, excluding those persons eligible for
21 medical assistance pursuant to 42 U.S.C.
22 1396a(a)(10)(A)(i)(VIII) as set forth in paragraph 18 of
23 Section 5-2 of this Article.

24 (3) "OBRA form" means form HFS-3834, OBRA '93 data
25 collection form, for the rate year.

26 (4) "Rate year" means the 12-month period beginning on

1 October 1.

2 (c) Beginning July 1, 2012 and ending on December 31, 2022,
3 a hospital that would have qualified for the rate year
4 beginning October 1, 2011 or October 1, 2012, shall be a
5 Safety-Net Hospital.

6 (d) No later than August 15 preceding the rate year, each
7 hospital shall submit the OBRA form to the Department. Prior to
8 October 1, the Department shall notify each hospital whether it
9 has qualified as a Safety-Net Hospital.

10 (e) The Department may promulgate rules in order to
11 implement this Section.

12 (f) Nothing in this Section shall be construed as limiting
13 the ability of the Department to include the Safety-Net
14 Hospitals in the hospital rate reform mandated by Section 14-11
15 of this Code and implemented under Section 14-12 of this Code
16 and by administrative rulemaking.

17 (Source: P.A. 100-581, eff. 3-12-18; 101-650, eff. 7-7-20.)

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