



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4300

by Rep. Robert F. Martwick

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5B-2

from Ch. 23, par. 5B-2

Amends the Long-Term Care Provider Funding Article of the Illinois Public Aid Code. Provides that beginning July 1, 2014 an additional assessment is imposed upon each long-term care provider in an amount equal to \$1.00 times the number of occupied bed days due and payable each month, which shall be deposited into the Long Term Care Ombudsman Fund. Provides that these assessments shall each be construed as a tax, but shall not be billed or passed on to any resident of a nursing home operated by the nursing home provider (rather than this assessment shall be construed as a tax, but shall not be billed or passed on to any resident of a nursing home operated by the nursing home provider). Effective immediately.

LRB098 18019 KTG 53147 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning public aid.

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

4 Section 5. The Illinois Public Aid Code is amended by
5 changing Section 5B-2 as follows:

6 (305 ILCS 5/5B-2) (from Ch. 23, par. 5B-2)

7 Sec. 5B-2. Assessment; no local authorization to tax.

8 (a) For the privilege of engaging in the occupation of
9 long-term care provider, beginning July 1, 2011 an assessment
10 is imposed upon each long-term care provider in an amount equal
11 to \$6.07 times the number of occupied bed days due and payable
12 each month. Beginning July 1, 2014 an additional assessment is
13 imposed upon each long-term care provider in an amount equal to
14 \$1.00 times the number of occupied bed days due and payable
15 each month, which shall be deposited into the Long Term Care
16 Ombudsman Fund. Notwithstanding any provision of any other Act
17 to the contrary, these assessments ~~this assessment~~ shall each
18 be construed as a tax, but shall not be billed or passed on to
19 any resident of a nursing home operated by the nursing home
20 provider.

21 (b) Nothing in this amendatory Act of 1992 shall be
22 construed to authorize any home rule unit or other unit of
23 local government to license for revenue or impose a tax or

1 assessment upon long-term care providers or the occupation of
2 long-term care provider, or a tax or assessment measured by the
3 income or earnings or occupied bed days of a long-term care
4 provider.

5 (c) The assessment imposed by this Section shall not be due
6 and payable, however, until after the Department notifies the
7 long-term care providers, in writing, that the payment
8 methodologies to long-term care providers required under
9 Section 5-5.4 of this Code have been approved by the Centers
10 for Medicare and Medicaid Services of the U.S. Department of
11 Health and Human Services and the waivers under 42 CFR 433.68
12 for the assessment imposed by this Section, if necessary, have
13 been granted by the Centers for Medicare and Medicaid Services
14 of the U.S. Department of Health and Human Services.

15 (Source: P.A. 96-1530, eff. 2-16-11; 97-10, eff. 6-14-11;
16 97-584, eff. 8-26-11.)

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