



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

SB1405

Introduced 2/9/2017, by Sen. Heather A. Steans

#### SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-35 new

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that for a person who is a resident in a facility licensed under the Specialized Mental Health Rehabilitation Act of 2013 or the Community-Integrated Living Arrangements Licensure and Certification Act for whom payments are made throughout a month and who is determined to be eligible for medical assistance, the State shall pay an amount in addition to the minimum monthly personal needs allowance authorized under the Social Security Act so that the person's total monthly personal needs allowance from both State and federal sources equals \$100. Provides that any additional income needed by facilities for the purpose of providing adequate care shall be supplemented by the State; and that the personal needs allowance shall increase annually at the same rate as the Social Security cost-of-living adjustment to take effect on January 1 of each following year. Effective immediately.

LRB100 08653 KTG 18788 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning public aid.

2 WHEREAS, The State must provide Medicaid recipients who  
3 reside in a specialized mental health rehabilitation facility  
4 or a community-integrated living arrangement a monthly  
5 personal needs allowance deducted from their monthly Social  
6 Security income; and

7 WHEREAS, The national minimum monthly personal needs  
8 allowance for an individual is \$30; and

9 WHEREAS, Over three-quarters of states in the United States  
10 have personal needs allowances that are more than the \$30  
11 minimum; and

12 WHEREAS, Illinois' monthly personal needs allowance is  
13 \$30; and

14 WHEREAS, Illinois' personal needs allowance has not  
15 increased in accordance with Social Security cost-of-living  
16 adjustments since 1987; and

17 WHEREAS, Residents of specialized mental health  
18 rehabilitation facilities and community-integrated living  
19 arrangements depend on their personal needs allowance to live  
20 with independence and dignity as well as to save for moving out  
21 of the facility; therefore

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

3           Section 5. The Illinois Public Aid Code is amended by  
4           adding Section 5-35 as follows:

5           (305 ILCS 5/5-35 new)

6           Sec. 5-35. Personal needs allowance. For a person who is a  
7           resident in a facility licensed under the Specialized Mental  
8           Health Rehabilitation Act of 2013 or the Community-Integrated  
9           Living Arrangements Licensure and Certification Act for whom  
10           payments are made under this Article throughout a month and who  
11           is determined to be eligible for medical assistance under this  
12           Article, the State shall pay an amount in addition to the  
13           minimum monthly personal needs allowance authorized under  
14           Section 1902(q) of Title XIX of the Social Security Act (42  
15           U.S.C. 1396a(q)) so that the person's total monthly personal  
16           needs allowance from both State and federal sources equals  
17           \$100. Any additional income needed by facilities licensed under  
18           the Specialized Mental Health Rehabilitation Act of 2013 or the  
19           Community-Integrated Living Arrangements Licensure and  
20           Certification Act for the purpose of providing adequate care  
21           shall be supplemented by the State. The personal needs  
22           allowance shall increase annually at the same rate as the  
23           Social Security cost-of-living adjustment to take effect on  
24           January 1 of each following year.

1           Section 99. Effective date. This Act takes effect upon  
2 becoming law.