



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB2917

by Rep. Robyn Gabel

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-5e

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that for dates of service from January 1, 2020 through December 31, 2020, rates or payments for home health visits shall be \$91; for dates of service from January 1, 2021 through December 31, 2021, rates or payments for home health visits shall be \$111; and for dates of service on and after January 1, 2022, rates or payments for home health visits shall be \$131. Provides that for dates of service from January 1, 2020 through December 31, 2020, rates or payments for the certified nursing assistant component of the home health agency rate shall be \$25; for dates of service from January 1, 2021 through December 31, 2021, rates or payments for the certified nursing assistant component of the home health agency rate shall be \$30; and for dates of service on and after January 1, 2022, rates or payments for the certified nursing assistant component of the home health agency rate shall be \$35. Effective immediately.

LRB101 10854 KTG 55993 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 5-5e as follows:

6 (305 ILCS 5/5-5e)

7 Sec. 5-5e. Adjusted rates of reimbursement.

8 (a) Rates or payments for services in effect on June 30,
9 2012 shall be adjusted and services shall be affected as
10 required by any other provision of Public Act 97-689. In
11 addition, the Department shall do the following:

12 (1) Delink the per diem rate paid for supportive living
13 facility services from the per diem rate paid for nursing
14 facility services, effective for services provided on or
15 after May 1, 2011.

16 (2) Cease payment for bed reserves in nursing
17 facilities and specialized mental health rehabilitation
18 facilities; for purposes of therapeutic home visits for
19 individuals scoring as TBI on the MDS 3.0, beginning June
20 1, 2015, the Department shall approve payments for bed
21 reserves in nursing facilities and specialized mental
22 health rehabilitation facilities that have at least a 90%
23 occupancy level and at least 80% of their residents are

1 Medicaid eligible. Payment shall be at a daily rate of 75%
2 of an individual's current Medicaid per diem and shall not
3 exceed 10 days in a calendar month.

4 (2.5) Cease payment for bed reserves for purposes of
5 inpatient hospitalizations to intermediate care facilities
6 for persons with development disabilities, except in the
7 instance of residents who are under 21 years of age.

8 (3) Cease payment of the \$10 per day add-on payment to
9 nursing facilities for certain residents with
10 developmental disabilities.

11 (b) After the application of subsection (a),
12 notwithstanding any other provision of this Code to the
13 contrary and to the extent permitted by federal law, on and
14 after July 1, 2012, the rates of reimbursement for services and
15 other payments provided under this Code shall further be
16 reduced as follows:

17 (1) Rates or payments for physician services, dental
18 services, or community health center services reimbursed
19 through an encounter rate, and services provided under the
20 Medicaid Rehabilitation Option of the Illinois Title XIX
21 State Plan shall not be further reduced, except as provided
22 in Section 5-5b.1.

23 (2) Rates or payments, or the portion thereof, paid to
24 a provider that is operated by a unit of local government
25 or State University that provides the non-federal share of
26 such services shall not be further reduced, except as

1 provided in Section 5-5b.1.

2 (3) Rates or payments for hospital services delivered
3 by a hospital defined as a Safety-Net Hospital under
4 Section 5-5e.1 of this Code shall not be further reduced,
5 except as provided in Section 5-5b.1.

6 (4) Rates or payments for hospital services delivered
7 by a Critical Access Hospital, which is an Illinois
8 hospital designated as a critical care hospital by the
9 Department of Public Health in accordance with 42 CFR 485,
10 Subpart F, shall not be further reduced, except as provided
11 in Section 5-5b.1.

12 (5) Rates or payments for Nursing Facility Services
13 shall only be further adjusted pursuant to Section 5-5.2 of
14 this Code.

15 (6) Rates or payments for services delivered by long
16 term care facilities licensed under the ID/DD Community
17 Care Act or the MC/DD Act and developmental training
18 services shall not be further reduced.

19 (7) Rates or payments for services provided under
20 capitation rates shall be adjusted taking into
21 consideration the rates reduction and covered services
22 required by Public Act 97-689.

23 (8) For hospitals not previously described in this
24 subsection, the rates or payments for hospital services
25 shall be further reduced by 3.5%, except for payments
26 authorized under Section 5A-12.4 of this Code.

1 (9) For all other rates or payments for services
2 delivered by providers not specifically referenced in
3 paragraphs (1) through (8), rates or payments shall be
4 further reduced by 2.7%.

5 (c) Any assessment imposed by this Code shall continue and
6 nothing in this Section shall be construed to cause it to
7 cease.

8 (d) Notwithstanding any other provision of this Code to the
9 contrary, subject to federal approval under Title XIX of the
10 Social Security Act, for dates of service on and after July 1,
11 2014, rates or payments for services provided for the purpose
12 of transitioning children from a hospital to home placement or
13 other appropriate setting by a children's community-based
14 health care center authorized under the Alternative Health Care
15 Delivery Act shall be \$683 per day.

16 (e) Notwithstanding any other provision of this Code to the
17 contrary, subject to federal approval under Title XIX of the
18 Social Security Act, for dates of service on and after July 1,
19 2014 through December 31, 2019, rates or payments for home
20 health visits shall be \$72. For dates of service from January
21 1, 2020 through December 31, 2020, rates or payments for home
22 health visits shall be \$91. For dates of service from January
23 1, 2021 through December 31, 2021, rates or payments for home
24 health visits shall be \$111. For dates of service on and after
25 January 1, 2022, rates or payments for home health visits shall
26 be \$131.

1 (f) Notwithstanding any other provision of this Code to the
2 contrary, subject to federal approval under Title XIX of the
3 Social Security Act, for dates of service on and after July 1,
4 2014 through December 31, 2019, rates or payments for the
5 certified nursing assistant component of the home health agency
6 rate shall be \$20. For dates of service from January 1, 2020
7 through December 31, 2020, rates or payments for the certified
8 nursing assistant component of the home health agency rate
9 shall be \$25. For dates of service from January 1, 2021 through
10 December 31, 2021, rates or payments for the certified nursing
11 assistant component of the home health agency rate shall be
12 \$30. For dates of service on and after January 1, 2022, rates
13 or payments for the certified nursing assistant component of
14 the home health agency rate shall be \$35.

15 (Source: P.A. 98-104, eff. 7-22-13; 98-651, eff. 6-16-14;
16 98-1166, eff. 6-1-15; 99-2, eff. 3-26-15; 99-180, eff. 7-29-15;
17 99-642, eff. 7-28-16.)

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