



Sen. Don Harmon

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LRB101 05273 KTG 57677 a

1 AMENDMENT TO SENATE BILL 42

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 42 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the  
5 Nursing Home Medicaid Reimbursement Reform Act.

6 Section 5. Purposes. The purposes of this Act include:

7 (1) Establishing a framework for the provision of care  
8 to frail elderly residents of facilities licensed under the  
9 Nursing Home Care Act.

10 (2) Ensuring the coordination of regulation and  
11 reimbursement for nursing home residents.

12 (3) Bolstering the viability of career paths for  
13 employees of nursing homes.

14 (4) Strengthening the nursing home provider community.

15 (5) Supporting the highest possible quality of  
16 resident-centered services and care.

1 Section 10. Definitions. As used in this Act:

2 "Facility" has the same meaning ascribed to that term under  
3 the Nursing Home Care Act.

4 "Medical assistance" means health care benefits provided  
5 under Article V of the Illinois Public Aid Code.

6 "Medical Assistance Program" means the Medical Assistance  
7 Program administered by the Department of Healthcare and Family  
8 Services in accordance with Article V of the Illinois Public  
9 Aid Code.

10 "Resident" has the same meaning ascribed to that term under  
11 the Nursing Home Care Act.

12 Section 15. Resident rights.

13 (a) Notwithstanding any other provision of law or  
14 regulation, it shall be a matter of State policy that all  
15 residents of facilities licensed under the Nursing Home Care  
16 Act who meet the financial requirements for medical assistance  
17 shall be guaranteed the rights specified in this Section. Every  
18 financially qualified resident with a determination of need  
19 score of 29 or greater shall be guaranteed the right to:

20 (1) select the facility in which he or she receives  
21 care;

22 (2) participate fully in the development of his or her  
23 individualized care plan; and

24 (3) be informed in advance of any changes to his or her

1 individualized care plan or to the status of his or her  
2 nursing home stay.

3 (b) All medical treatment and services deemed medically  
4 necessary by a physician licensed to practice medicine in all  
5 of its branches, including the provision of prescription drugs  
6 not covered under a qualified Medicare Part D Prescription Drug  
7 Plan, shall be presumed to be available for any resident who is  
8 eligible for medical assistance and shall qualify for  
9 reimbursement under the Medical Assistance Program.

10 (c) Any medical services provided, as specified in this  
11 Act, to a resident of a facility licensed under the Nursing  
12 Home Care Act shall be reimbursed based on an aggregate rate  
13 composed of nursing, support, and capital components. The  
14 facility shall also be reimbursed an amount that equals the  
15 facility's actual real estate tax bill, if applicable.

16 (d) Any additional funds contained in the State Fiscal Year  
17 2020 budget in excess of those expended in the State Fiscal  
18 Year 2019 budget shall be distributed by statute.

19 (e) All reimbursement payments for services covered under  
20 this Section are due and payable on the last day of each month  
21 for all claims submitted during the preceding calendar month.

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law."