

SB0374



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB0374

Introduced 2/19/2021, by Sen. Neil Anderson

SYNOPSIS AS INTRODUCED:

5 ILCS 100/5-45.8 new
305 ILCS 5/5-41 new

Amends the Medical Assistance Article of the Illinois Public Aid Code. Requires the Department of Healthcare and Family Services to increase reimbursement rates to facilities licensed under the Nursing Home Care Act on January 1 of 2022 through 2025 to a level that is sufficient to pay wages of not less than the State minimum wage rates in effect on each of those dates. Amends the Illinois Administrative Procedure Act to provide that the Department shall adopt rules, including emergency rules, to implement the rate increases. Effective immediately.

LRB102 14443 KTG 19795 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 Administrative Procedure Act is
5 amended by changing Section 5-45.8 as follows:

6 (5 ILCS 100/5-45.8 new)

7 Sec. 5-45.8. Emergency rulemaking; nursing facility rate
8 increases. To provide for the expeditious and timely
9 implementation of the provisions of Section 5-41 of the
10 Illinois Public Aid Code, emergency rules implementing Section
11 5-41 of the Illinois Public Aid Code may be adopted in
12 accordance with this subsection by the Department of
13 Healthcare and Family Services. The adoption of emergency
14 rules authorized by Section 5-45 and this Section is deemed to
15 be necessary for the public interest, safety, and welfare.

16 Section 10. The Illinois Public Aid Code is amended by
17 adding Section 5-41 as follows:

18 (305 ILCS 5/5-41 new)

19 Sec. 5-41. Rate increase; nursing facilities.

20 (a) The Department shall increase reimbursement rates to
21 facilities licensed under the Nursing Home Care Act according

1 to the following schedule:

2 (1) on January 1, 2022, the Department shall increase
3 reimbursement rates to a level that is sufficient to pay
4 wages of not less than the State minimum wage rate in
5 effect on January 1, 2022;

6 (2) on January 1, 2023, the Department shall increase
7 reimbursement rates to a level that is sufficient to pay
8 wages of not less than the State minimum wage rate in
9 effect on January 1, 2023;

10 (3) on January 1, 2024, the Department shall increase
11 reimbursement rates to a level that is sufficient to pay
12 wages of not less than the State minimum wage rate in
13 effect on January 1, 2024;

14 (4) on January 1, 2025, the Department shall increase
15 reimbursement rates to a level that is sufficient to pay
16 wages of not less than the State minimum wage rate in
17 effect on January 1, 2025;

18 (b) The Department shall adopt rules, including emergency
19 rules under Section 5-45.8 of the Illinois Administrative
20 Code, to implement this Section. For purposes of that Act, the
21 General Assembly finds that the adoption of rules to implement
22 this Section is deemed an emergency and necessary for the
23 public interest, safety, and welfare.

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.