



Rep. Lilian Jiménez

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10300HB5084ham001

LRB103 39089 KTG 70268 a

1 AMENDMENT TO HOUSE BILL 5084

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5084 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Human Services Act is  
5 amended by changing Section 10-25 as follows:

6 (20 ILCS 1305/10-25)

7 Sec. 10-25. Women, Infants, and Children Nutrition  
8 Program.

9 (a) The Department shall participate in the Women, Infants  
10 and Children Nutrition program of the federal government to  
11 the maximum extent permitted by the federal appropriation and  
12 allocation to the State of Illinois. In order to efficiently  
13 process electronically issued WIC benefits, the Department may  
14 use an account held outside of the state treasury for the  
15 deposit and issuance of WIC benefits. ~~The Department shall~~  
16 ~~report quarterly to the Governor and the General Assembly the~~

1 ~~status of obligations and expenditures of the WIC nutrition~~  
2 ~~program appropriation and make recommendations on actions~~  
3 ~~necessary to expend all available federal funds.~~ Other  
4 appropriations and funds from any public or private source in  
5 addition to federal funds may be used by the Department for the  
6 purpose of maximum participation in the WIC nutrition program.

7 (b) The Department shall maintain a drug abuse education  
8 program for participants in the Women, Infants and Children  
9 Nutrition Program. The program shall include but need not be  
10 limited to (1) the provision of information concerning the  
11 dangers of drug abuse and (2) the referral of participants who  
12 are suspected drug abusers to drug abuse clinics, treatment  
13 programs, counselors or other drug abuse treatment providers.

14 (c) The Department shall cooperate with the Department of  
15 Public Health for purposes of the smoking cessation program  
16 for participants in the Women, Infants and Children Nutrition  
17 Program maintained by the Department of Public Health under  
18 Section 2310-435 of the Department of Public Health Powers and  
19 Duties Law (20 ILCS 2310/2310-435).

20 (d) The Department may contract with any bank as defined  
21 by the Illinois Banking Act to redeem bank drafts issued by the  
22 Department under the United States Department of Agriculture  
23 Special Supplemental Food Program for Women, Infants and  
24 Children (WIC). Any bank with which the Department has entered  
25 into a contract to redeem bank drafts may receive, pursuant to  
26 an appropriation to the Department, an initial advance and

1 periodic payment of funds for the Women, Infants and Children  
2 Program in amounts determined by the Secretary.  
3 Notwithstanding any other law, such funds shall be retained in  
4 a separate account by the bank. Any interest earned by monies  
5 in such account shall accrue to the USDA Women, Infants and  
6 Children Fund and shall be used exclusively for the redemption  
7 of bank drafts issued by the Department. WIC program food  
8 funds received by the bank from the Department shall be used  
9 exclusively for the redemption of bank drafts. The bank shall  
10 not use such food funds, or interest accrued thereon, for any  
11 other purpose including, but not limited to, reimbursement of  
12 administrative expenses or payments of administrative fees due  
13 the bank pursuant to its contract or contracts with the  
14 Department.

15 Such initial and periodic payments by the Department to  
16 the bank shall be effected, pursuant to an appropriation, in  
17 an amount needed for the redemption of bank drafts issued by  
18 the Department under the United States Department of  
19 Agriculture Special Supplemental Food Program for Women,  
20 Infants and Children in any initial or succeeding period. The  
21 State Comptroller shall, upon presentation by the Secretary of  
22 adequate certification of funds needed for redemption of bank  
23 drafts, promptly draw a warrant payable to the bank for  
24 deposit to the separate account of the bank. Such  
25 certification may be in magnetic tape or computer output form,  
26 indicating the amount of the total payment made by the bank for

1 the redemption of bank drafts from funds provided to the bank  
2 under this Section.

3 The separate account of the bank established under this  
4 Section, any payments to that account, and the use of such  
5 account and funds shall be subject to (1) audit by the  
6 Department or a private contractor authorized by the  
7 Department to conduct audits, including but not limited to  
8 such audits as may be required by State law, (2) audit by the  
9 federal government or a private contractor authorized by the  
10 federal government, and (3) post audit pursuant to the  
11 Illinois State Auditing Act.

12 (e) The Department may include a program of lactation  
13 support services as part of the benefits and services provided  
14 for pregnant and breast feeding participants in the Women,  
15 Infants and Children Nutrition Program. The program may  
16 include payment for breast pumps, breast shields, or any  
17 supply deemed essential for the successful maintenance of  
18 lactation, as well as lactation specialists who are registered  
19 nurses, licensed dietitians, or persons who have successfully  
20 completed a lactation management training program.

21 (f) The Department shall coordinate the operation of the  
22 Women, Infants and Children program with the Medicaid program  
23 by interagency agreement whereby each program provides  
24 information about the services offered by the other to  
25 applicants for services.

26 (Source: P.A. 101-636, eff. 6-10-20.)

1 Section 10. The Illinois Public Aid Code is amended by  
2 changing Section 12-4.7b as follows:

3 (305 ILCS 5/12-4.7b)

4 Sec. 12-4.7b. Exchanges of information; inmates. The  
5 Department shall enter into intergovernmental agreements to  
6 conduct ~~monthly~~ exchanges of information with the Illinois  
7 Department of Corrections, the Cook County Department of  
8 Corrections, and the office of the sheriff to the extent  
9 available of every other county to determine whether any

10 individual included in an assistance unit receiving public aid  
11 under any Article of this Code is an inmate in a facility  
12 operated by the Illinois Department of Corrections, the Cook  
13 County Department of Corrections, or a county sheriff.  
14 Alternatively, the Department may utilize the option of  
15 purchasing incarceration data through a third-party resource  
16 in order to conduct data matches of incarcerated individuals.

17 The Illinois Department of Corrections, the Cook County  
18 Department of Corrections, and the office of the sheriff of  
19 every other county shall honor all intergovernmental  
20 agreements with the Department under this Section and shall  
21 provide all required information in a timely manner. The  
22 Department shall review each individual prior to authorizing  
23 benefits at application and redetermination to verify each  
24 ~~month the entire list of individuals generated by the monthly~~

1 ~~exchange and shall verify the~~ eligibility for benefits under  
2 this Code ~~for each individual on the list~~. The Department  
3 shall terminate benefits under this Code for any individual  
4 determined to be ineligible by this ~~monthly~~ review. The  
5 Department shall use any legal means available to recoup as an  
6 overpayment any assistance provided to an individual for any  
7 period during which he or she was ineligible to receive the  
8 assistance.

9 (Source: P.A. 101-115, eff. 7-22-19.)".