



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

HB5289

Introduced 2/9/2024, by Rep. Tracy Katz Muhl

#### SYNOPSIS AS INTRODUCED:

20 ILCS 1305/1-41 new  
305 ILCS 5/5-50.5 new

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that subject to approval by the federal Centers for Medicare and Medicaid Services, both the fee-for service and managed care medical assistance programs shall reimburse qualified mental health professionals for hours spent supervising students and interns. Requires the Department of Healthcare and Family Services to establish a fee schedule for the covered services. Requires the Department to apply, by January 1, 2025, for any necessary federal waivers or approvals to implement the provisions of the amendatory Act. Requires the Department to submit to the Joint Committee on Administrative Rules a rulemaking proposal to implement the provisions of the amendatory Act as soon as practicable but no later than 6 months after the Department receives federal approval to reimburse qualified mental health professionals for hours spent supervising students and interns. Defines "qualified mental health professional". Amends the Department of Human Services Act. Provides that upon the receipt of all necessary federal waivers or approvals by the Department of Healthcare and Family Services as provided under the amendatory Act, the Department of Human Services shall reimburse qualified mental health professionals for hours spent supervising students and interns. Effective immediately.

LRB103 39010 KTG 69147 b

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 Department of Human Services Act is amended  
5 by adding Section 1-41 as follows:

6 (20 ILCS 1305/1-41 new)

7 Sec. 1-41. Qualified mental health professionals; coverage  
8 for supervision hours. Upon the receipt of all necessary  
9 federal waivers or approvals by the Department of Healthcare  
10 and Family Services as provided under Section 5-50.5 of the  
11 Illinois Public Aid Code, the Department of Human Services  
12 shall reimburse qualified mental health professionals for  
13 hours spent supervising students and interns. As used in this  
14 Section, "qualified mental health professional" has the same  
15 meaning ascribed to that term in Section 5-50.5 of the  
16 Illinois Public Aid Code.

17 Section 10. The Illinois Public Aid Code is amended by  
18 adding Section 5-50.5 as follows:

19 (305 ILCS 5/5-50.5 new)

20 Sec. 5-50.5. Qualified mental health professionals;  
21 coverage for supervision hours.

1       (a) Subject to approval by the federal Centers for  
2 Medicare and Medicaid Services, the medical assistance  
3 program, including both the fee-for-service and managed care  
4 medical assistance programs established under this Article,  
5 shall reimburse qualified mental health professionals for  
6 hours spent supervising students and interns. The Department  
7 shall establish a fee schedule for services rendered under  
8 this Section.

9       (b) By January 1, 2025, the Department shall apply for any  
10 necessary federal waivers or approvals to implement this  
11 Section. The Department shall submit to the Joint Committee on  
12 Administrative Rules a rulemaking proposal to implement this  
13 Section as soon as practicable but no later than 6 months after  
14 federal approval is received.

15       (c) As used in this Section, "qualified mental health  
16 professional" means the following:

17       (1) a licensed social worker possessing at least a  
18 master's degree in social work and licensed under the  
19 Clinical Social Work and Social Work Practice Act with  
20 specialized training in mental health services or with at  
21 least 2 years' experience in mental health services;

22       (2) a licensed professional counselor possessing at  
23 least a master's degree and licensed under the  
24 Professional Counselor and Clinical Professional Counselor  
25 Licensing and Practice Act with specialized training in  
26 mental health services or with at least 2 years'

1 experience in mental health services;

2 (3) a registered nurse licensed under the Nurse  
3 Practice Act with at least one year of clinical experience  
4 in a mental health setting or who possesses a master's  
5 degree in psychiatric nursing;

6 (4) an occupational therapist licensed under the  
7 Illinois Occupational Therapy Practice Act with at least  
8 one year of clinical experience in a mental health  
9 setting; or

10 (5) an individual possessing at least a master's  
11 degree in counseling and guidance, rehabilitation  
12 counseling, social work, vocational counseling,  
13 psychology, pastoral counseling, or family therapy or a  
14 related field, who has successfully completed a practicum  
15 or internship that included a minimum of 1,000 hours of  
16 supervised direct service, or who has one year of clinical  
17 experience under the supervision of a qualified mental  
18 health professional.

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