

1 AN ACT concerning civil law.

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 12-12 as follows:

6 (305 ILCS 5/12-12) (from Ch. 23, par. 12-12)

7 Sec. 12-12. Collection of claims; enforcement of penalty
8 provisions.

9 (a) The Illinois Department shall pursue the legal
10 procedure necessary to collect the claims and enforce the
11 penalty provisions provided in any Section or Article of this
12 Code relative to applicants and recipients of public aid. The
13 Attorney General, at the request of the Illinois Department,
14 shall take the necessary proceedings and represent the
15 Illinois Department in any matter arising in connection with
16 such claims or enforcement of penalty provisions.

17 (b) In matters concerning the recovery of overpayments for
18 benefits provided by the Department of Human Services, the
19 Department shall send a recipient written notice and a demand
20 for payment of any amount in overpaid benefits owed within 5
21 years after the Department's right to collect the overpayment
22 first accrued. The Department of Human Services shall issue
23 such notice by certified mail to the recipient's last known

1 mailing address. Actions brought under this subsection by the
2 Attorney General for the recovery of overpayments shall be
3 commenced within 10 years after the date upon which such
4 notice was sent.

5 (Source: P.A. 81-1085.)