

1 AN ACT in relation to 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 Public Aid Code is amended by
5 changing Section 1-11 as follows:

6 (305 ILCS 5/1-11)

7 Sec. 1-11. Citizenship. To the extent not otherwise
8 provided in this Code or federal law, all clients who receive
9 cash or medical assistance under Article III, IV, V, or VI of
10 this Code must meet the citizenship requirements as
11 established in this Section. To be eligible for assistance an
12 individual, who is otherwise eligible, must be either a
13 United States citizen or included in one of the following
14 categories of non-citizens:

15 (1) United States veterans honorably discharged and
16 persons on active military duty, and the spouse and
17 unmarried dependent children of these persons;

18 (2) Refugees under Section 207 of the Immigration
19 and Nationality Act;

20 (3) Asylees under Section 208 of the Immigration
21 and Nationality Act;

22 (4) Persons for whom deportation has been withheld
23 under Section 243(h) of the Immigration and Nationality
24 Act;

25 (5) Persons granted conditional entry under Section
26 203(a)(7) of the Immigration and Nationality Act as in
27 effect prior to April 1, 1980;

28 (6) Persons lawfully admitted for permanent
29 residence under the Immigration and Nationality Act; and

30 (7) Parolees, for at least one year, under Section
31 212(d)(5) of the Immigration and Nationality Act;

1 (8) Nationals of Cuba or Haiti admitted on or after
2 April 21, 1980;

3 (9) Amerasians from Vietnam, and their close family
4 members, admitted through the Orderly Departure Program
5 beginning on March 20, 1988;

6 (10) Persons identified by the federal Office of
7 Refugee Resettlement (ORR) as victims of trafficking;

8 (11) Persons legally residing in the United States
9 who were members of a Hmong or Highland Laotian tribe
10 when the tribe helped United States personnel by taking
11 part in a military or rescue operation during the Vietnam
12 era (between August 5, 1965 and May 7, 1975); this also
13 includes the person's spouse, a widow or widower who has
14 not remarried, and unmarried dependent children;

15 (12) American Indians born in Canada under Section
16 289 of the Immigration and Nationality Act and members of
17 an Indian tribe as defined in Section 4e of the Indian
18 Self-Determination and Education Assistance Act; and

19 (13) Persons who are a spouse, widow, or child of a
20 U.S. citizen or a spouse or child of a legal permanent
21 resident (LPR) who have been battered or subjected to
22 extreme cruelty by the U.S. citizen or LPR or a member of
23 that relative's family who lived with them, who no longer
24 live with the abuser or plan to live separately within
25 one month of receipt of assistance and whose need for
26 assistance is due, at least in part, to the abuse.

27 Those persons who are in the categories set forth in
28 subdivisions 6 and 7 of this Section, who enter the United
29 States on or after August 22, 1996, shall not be eligible for
30 5 years beginning on the date the person entered the United
31 States.

32 The Illinois Department may, by rule, cover prenatal care
33 or emergency medical care for non-citizens who are not
34 otherwise eligible under this Section. Local governmental

1 units which do not receive State funds may impose their own
2 citizenship requirements and are authorized to provide any
3 benefits and impose any citizenship requirements as are
4 allowed under the Personal Responsibility and Work
5 Opportunity Reconciliation Act of 1996 (P.L. 104-193).
6 (Source: P.A. 90-17, eff. 7-1-97.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.