

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 Public Aid Code is amended by  
5 adding Section 5-2.07 as follows:

6 (305 ILCS 5/5-2.07 new)

7 Sec. 5-2.07. Use of Medicaid spend-down. No later than  
8 January 1, 2007, subject to federal approval of a State  
9 Medicaid Plan amendment, which shall be sought by the  
10 Department of Public Aid or its successor agency, persons  
11 described in item 2(a) of Section 5-2, who fail to qualify for  
12 basic maintenance under Article III of this Code on the basis  
13 of need because of excess income or assets, or both, may  
14 establish eligibility for medical assistance by paying the  
15 amount of their monthly spend-down under this Article (as  
16 described in 42 CFR 435.831) to the Department of Public Aid or  
17 its successor agency or by having a third party pay that amount  
18 to the Department on their behalf.