



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB1708

Introduced 2/22/2007, by Rep. Aaron Schock

#### SYNOPSIS AS INTRODUCED:

20 ILCS 1705/59

from Ch. 91 1/2, par. 100-59

Amends the Mental Health and Developmental Disabilities Administrative Act. Requires that the Department of Human Services by rule establish the maximum annual household income for eligibility for the Family Assistance and Support Program, which may not be less than \$65,000 and must be adjusted annually for inflation. Effective immediately.

LRB095 09344 JAM 29539 b

FISCAL NOTE ACT  
MAY APPLY

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Mental Health and Developmental  
5 Disabilities Administrative Act is amended by changing Section  
6 59 as follows:

7 (20 ILCS 1705/59) (from Ch. 91 1/2, par. 100-59)

8 Sec. 59. The Department may create a Family Assistance and  
9 Support Program to assist families in providing care at home  
10 for persons of any age with a severe or profound developmental  
11 disability, to prevent or delay the institutionalization of  
12 such persons or to permit the return of such persons from  
13 facilities to their families. As used in this Section,  
14 "families" includes foster families. The program may provide  
15 reimbursement for services or other need as specified in this  
16 Section only if payment or reimbursement for such services is  
17 not available through insurance or any other State or federal  
18 program. The Department may require documentation, where  
19 deemed appropriate by the Department, that other sources of  
20 payment or reimbursement are not available. Reimbursement is  
21 available under the program for special adaptive equipment,  
22 minor structural modifications to a residence or vehicle,  
23 adaptive clothing, medications, special dietary needs, and

1 transportation to special services. The Department may also  
2 provide reimbursement for any other unusual expenses necessary  
3 for the maintenance of a person with a severe or profound  
4 developmental disability at home. Reimbursement to any family  
5 in any year under the program shall not exceed \$2,500, except  
6 when the limit is waived by the Department in cases of  
7 extraordinary need as determined by the Department in  
8 accordance with rules adopted by the Department. Expenditures  
9 shall be subject to available appropriations for this program.  
10 The Department shall promulgate rules to implement and  
11 administer the program and establish criteria to assure  
12 equitable distribution of funds under this program throughout  
13 the State. The rules must include establishment of the maximum  
14 annual household income for an eligible family, which may not  
15 be less than \$65,000 beginning January 1, 2008, and the annual  
16 adjustment for inflation of that income amount as determined by  
17 the Consumer Price Index for All Urban Consumers as determined  
18 by the United States Department of Labor.

19 An interim report and evaluation of the program shall be  
20 submitted to the General Assembly no later than June 30, 1988.  
21 A subsequent interim report and evaluation of the program shall  
22 be submitted to the General Assembly no later than January 1,  
23 1989. The Governor's Planning Council on Developmental  
24 Disabilities shall assist the Department in the evaluation of  
25 the program.

26 (Source: P.A. 88-380.)

1           Section 99. Effective date. This Act takes effect upon  
2    becoming law.