

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 changing Section 5B-4 as follows:

6 (305 ILCS 5/5B-4) (from Ch. 23, par. 5B-4)

7 Sec. 5B-4. Payment of assessment; penalty.

8 (a) The assessment imposed by Section 5B-2 for a State
9 fiscal year shall be due and payable in quarterly installments,
10 each equalling one-fourth of the assessment for the year, on
11 September 30, December 31, March 31, and June 30 of the year.
12 The Illinois Department may provide that county nursing homes
13 directed and maintained pursuant to Section 5-1005 of the
14 Counties Code may meet their assessment obligation by
15 certifying to the Illinois Department that county expenditures
16 have been obligated for the operation of the county nursing
17 home in an amount at least equal to the amount of the
18 assessment.

19 (b) The Illinois Department is authorized to establish
20 delayed payment schedules for long-term care providers that are
21 unable to make installment payments when due under this Section
22 due to financial difficulties, as determined by the Illinois
23 Department.

1 (c) If a long-term care provider fails to pay the full
2 amount of an installment when due (including any extensions
3 granted under subsection (b)), there shall, unless waived by
4 the Illinois Department for reasonable cause, be added to the
5 assessment imposed by Section 5B-2 for the State fiscal year a
6 penalty assessment equal to the lesser of (i) 5% of the amount
7 of the installment not paid on or before the due date plus 5%
8 of the portion thereof remaining unpaid on the last day of each
9 month thereafter or (ii) 100% of the installment amount not
10 paid on or before the due date. For purposes of this
11 subsection, payments will be credited first to unpaid
12 installment amounts (rather than to penalty or interest),
13 beginning with the most delinquent installments. Payment
14 cycles of longer than 60 days shall be one factor the Director
15 takes into account in granting a waiver under this Section.

16 (d) Nothing in this amendatory Act of 1993 shall be
17 construed to prevent the Illinois Department from collecting
18 all amounts due under this Article pursuant to an assessment
19 imposed before the effective date of this amendatory Act of
20 1993.

21 (Source: P.A. 87-861; 88-88.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.