

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 12-4.40 as follows:

6 (305 ILCS 5/12-4.40 new)

7 Sec. 12-4.40. Payment Recapture Audits. The Department of  
8 Healthcare and Family Services is authorized to contract with  
9 third-party entities to conduct Payment Recapture Audits to  
10 detect and recapture payments made in error or as a result of  
11 fraud or abuse. Payment Recapture Audits under this Section may  
12 be performed in conjunction with similar audits performed under  
13 federal authorization.

14 A Payment Recapture Audit shall include the process of  
15 identifying improper payments paid to providers or other  
16 entities whereby accounting specialists and fraud examination  
17 specialists examine payment records and uncover such problems  
18 as duplicate payments, payments for services not rendered,  
19 overpayments, payments for unauthorized services, and  
20 fictitious vendors. This audit may include the use of  
21 professional and specialized auditors on a contingency basis,  
22 with compensation tied to the identification of misspent funds.

23 The use of Payment Recapture Audits does not preclude the

1 Office of the Inspector General or any other authorized agency  
2 employee from performing activities to identify and prevent  
3 improper payments.

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.