

SB0231



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB0231

Introduced 2/4/2009, by Sen. Kwame Raoul

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-1.3 new

Amends the Illinois Public Aid Code. Provides that if a person who is incarcerated in a jail or correctional facility in Illinois or receiving treatment at a hospital under the authority of the Department of Corrections was a recipient of medical assistance immediately before his or her incarceration or period of treatment, the recipient shall remain eligible for medical assistance during the period of his or her incarceration or treatment, but the Department of Healthcare and Family Services shall not provide medical assistance for any medical care, services, or supplies provided to the recipient during that period. Provides that the Department may, however, provide medical assistance for inpatient hospital services provided to the recipient at a hospital located outside the premises of the jail or correctional facility to the extent that federal financial participation is available for the costs of those services. Makes other changes. Effective immediately.

LRB096 04649 DRJ 14708 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 5-1.3 as follows:

6 (305 ILCS 5/5-1.3 new)

7 Sec. 5-1.3. Recipient's incarceration; continued
8 eligibility.

9 (a) If a person who is incarcerated in a jail or
10 correctional facility in Illinois or receiving treatment at a
11 hospital under the authority of the Department of Corrections
12 was a recipient of medical assistance under this Article
13 immediately before his or her incarceration or period of
14 treatment, the recipient shall remain eligible for medical
15 assistance under this Article during the period of his or her
16 incarceration or treatment, but the Department of Healthcare
17 and Family Services shall not provide medical assistance under
18 this Article for any medical care, services, or supplies
19 provided to the recipient during that period. The Department
20 may, however, provide medical assistance for inpatient
21 hospital services provided to the recipient at a hospital
22 located outside the premises of the jail or correctional
23 facility to the extent that federal financial participation is

1 available for the costs of those services. Upon the recipient's
2 release from the jail or correctional facility, the recipient
3 shall continue to be eligible for medical assistance under this
4 Article until the Department determines that he or she is no
5 longer eligible for that assistance.

6 (b) To the extent permitted by federal law, the Department
7 shall not include the time during which the recipient was
8 incarcerated in a jail or correctional facility or receiving
9 treatment at a hospital under the authority of the Department
10 of Corrections in any calculation concerning the time at which
11 he or she must recertify his or her eligibility for medical
12 assistance under this Article.

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.