

SB3420



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB3420

Introduced 2/10/2010, by Sen. Dan Kotowski

SYNOPSIS AS INTRODUCED:

30 ILCS 105/8.27

from Ch. 127, par. 144.27

Amends the State Finance Act. Provides that federal moneys paid to the State for certain child welfare services provided by described community mental health providers shall be deposited into the DCFS Children's Services Fund and used to provide child welfare services. Effective immediately.

LRB096 16379 HLH 31643 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The State Finance Act is amended by changing
5 Section 8.27 as follows:

6 (30 ILCS 105/8.27) (from Ch. 127, par. 144.27)

7 Sec. 8.27. All receipts from federal financial
8 participation in the Foster Care and Adoption Services program
9 under Title IV-E of the federal Social Security Act, including
10 receipts for related indirect costs, shall be deposited in the
11 DCFS Children's Services Fund.

12 Beginning on the effective date of this amendatory Act of
13 the 96th General Assembly, any funds paid to the State by the
14 federal government under Title XIX and Title XXI of the Social
15 Security Act for child welfare services delivered by community
16 mental health providers, certified as Medicaid providers by the
17 Department of Children and Family Services, for child welfare
18 services relating to Medicaid-eligible clients and families
19 served consistent with the purposes of the Department of
20 Children and Family Services, including services delivered as a
21 result of the conversion of such providers from a comprehensive
22 rate to a fee-for-service payment methodology, and any
23 subsequent revenue maximization initiatives performed by such

1 providers, and any interest earned thereon, shall be deposited
2 directly into the DCFS Children's Services Fund. Such funds
3 shall be used for the provision of child welfare services
4 provided to eligible individuals identified by the Department
5 of Children and Family Services. Child welfare services are
6 defined in Section 5 of the Children and Family Services Act
7 (20 ILCS 505/5).

8 Eighty percent of the federal funds received by the
9 Illinois Department of Human Services under the Title IV-A
10 Emergency Assistance program as reimbursement for expenditures
11 made from the Illinois Department of Children and Family
12 Services appropriations for the costs of services in behalf of
13 Department of Children and Family Services clients shall be
14 deposited into the DCFS Children's Services Fund.

15 All receipts from federal financial participation in the
16 Child Welfare Services program under Title IV-B of the federal
17 Social Security Act, including receipts for related indirect
18 costs, shall be deposited into the DCFS Children's Services
19 Fund for those moneys received as reimbursement for services
20 provided on or after July 1, 1994.

21 In addition, as soon as may be practicable after the first
22 day of November, 1994, the Department of Children and Family
23 Services shall request the Comptroller to order transferred and
24 the Treasurer shall transfer the unexpended balance of the
25 Child Welfare Services Fund to the DCFS Children's Services
26 Fund. Upon completion of the transfer, the Child Welfare

1 Services Fund will be considered dissolved and any outstanding
2 obligations or liabilities of that fund will pass to the DCFS
3 Children's Services Fund.

4 For services provided on or after July 1, 2007, all federal
5 funds received pursuant to the John H. Chafee Foster Care
6 Independence Program shall be deposited into the DCFS
7 Children's Services Fund.

8 Except as otherwise provided in this Section, moneys ~~Moneys~~
9 in the Fund may be used by the Department, pursuant to
10 appropriation by the General Assembly, for the ordinary and
11 contingent expenses of the Department.

12 In fiscal year 1988 and in each fiscal year thereafter
13 through fiscal year 2000, the Comptroller shall order
14 transferred and the Treasurer shall transfer an amount of
15 \$16,100,000 from the DCFS Children's Services Fund to the
16 General Revenue Fund in the following manner: As soon as may be
17 practicable after the 15th day of September, December, March
18 and June, the Comptroller shall order transferred and the
19 Treasurer shall transfer, to the extent that funds are
20 available, 1/4 of \$16,100,000, plus any cumulative
21 deficiencies in such transfers for prior transfer dates during
22 such fiscal year. In no event shall any such transfer reduce
23 the available balance in the DCFS Children's Services Fund
24 below \$350,000.

25 In accordance with subsection (q) of Section 5 of the
26 Children and Family Services Act, disbursements from

1 individual children's accounts shall be deposited into the DCFS
2 Children's Services Fund.

3 Receipts from public and unsolicited private grants, fees
4 for training, and royalties earned from the publication of
5 materials owned by or licensed to the Department of Children
6 and Family Services shall be deposited into the DCFS Children's
7 Services Fund.

8 As soon as may be practical after September 1, 2005, upon
9 the request of the Department of Children and Family Services,
10 the Comptroller shall order transferred and the Treasurer shall
11 transfer the unexpended balance of the Department of Children
12 and Family Services Training Fund into the DCFS Children's
13 Services Fund. Upon completion of the transfer, the Department
14 of Children and Family Services Training Fund is dissolved and
15 any outstanding obligations or liabilities of that Fund pass to
16 the DCFS Children's Services Fund.

17 (Source: P.A. 94-91, eff. 7-1-05; 95-707, eff. 1-11-08.)

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.