

SB0809



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB0809

Introduced 2/8/2011, by Sen. John J. Cullerton

SYNOPSIS AS INTRODUCED:

320 ILCS 25/5

from Ch. 67 1/2, par. 405

Amends the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act. Makes a technical change in a Section concerning pharmaceutical assistance procedures.

LRB097 04550 KTG 44589 b

A BILL FOR

1 AN ACT concerning aging.

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

4 Section 5. The Senior Citizens and Disabled Persons
5 Property Tax Relief and Pharmaceutical Assistance Act is
6 amended by changing Section 5 as follows:

7 (320 ILCS 25/5) (from Ch. 67 1/2, par. 405)

8 Sec. 5. Procedure.

9 (a) In general. Claims must be filed after January 1, on
10 forms prescribed by the ~~the~~ Department. No claim may be filed
11 more than one year after December 31 of the year for which the
12 claim is filed. The pharmaceutical assistance identification
13 card provided for in subsection (f) of Section 4 shall be valid
14 for a period determined by the Department of Healthcare and
15 Family Services.

16 (b) Claim is Personal. The right to file a claim under this
17 Act shall be personal to the claimant and shall not survive his
18 death, but such right may be exercised on behalf of a claimant
19 by his legal guardian or attorney-in-fact. If a claimant dies
20 after having filed a timely claim, the amount thereof shall be
21 disbursed to his surviving spouse or, if no spouse survives, to
22 his surviving dependent minor children in equal parts, provided
23 the spouse or child, as the case may be, resided with the

1 claimant at the time he filed his claim. If at the time of
2 disbursement neither the claimant nor his spouse is surviving,
3 and no dependent minor children of the claimant are surviving
4 the amount of the claim shall escheat to the State.

5 (c) One claim per household. Only one member of a household
6 may file a claim under this Act in any calendar year; where
7 both members of a household are otherwise entitled to claim a
8 grant under this Act, they must agree as to which of them will
9 file a claim for that year.

10 (d) (Blank).

11 (e) Pharmaceutical Assistance Procedures. The Department
12 of Healthcare and Family Services shall determine eligibility
13 for pharmaceutical assistance using the applicant's current
14 income. The Department shall determine a person's current
15 income in the manner provided by the Department by rule.

16 (f) A person may not under any circumstances charge a fee
17 to a claimant under this Act for assistance in completing an
18 application form for a property tax relief grant or
19 pharmaceutical assistance under this Act.

20 (Source: P.A. 96-491, eff. 8-14-09; 96-804, eff. 1-1-10;
21 96-1000, eff. 7-2-10.)