



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB3680

Introduced 2/10/2012, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

New Act

Creates the Medicaid Budget and Impact Note Act. Requires every bill that amends the Illinois Public Aid Code, affects eligibility for or enrollment in Medicaid, or has a financial impact on the operation of the Department of Healthcare and Family Services to have prepared for it, prior to second reading in each chamber, a brief explanatory statement or note that includes a reliable estimate of the expected impact of the bill on the annual budget of the Department of Healthcare and Family Services and the State of Illinois, as well as the projected costs and benefits associated with the implementation of each provision in the bill. Authorizes any member of the General Assembly to request one of these notes. Requires the Director of Healthcare and Family Services, or his or her designee, to respond to requests for notes.

LRB097 20232 JDS 65679 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 1. Short title. This Act may be cited as the
5 Medicaid Budget and Impact Note Act.

6 Section 5. Medicaid budget and impact note required. Every
7 bill that amends the Illinois Public Aid Code, affects
8 eligibility for or enrollment in Medicaid, or has a financial
9 impact on the operation of the Department of Healthcare and
10 Family Services shall have prepared for it, prior to second
11 reading in each chamber, a brief explanatory statement or note
12 that includes a reliable estimate of the expected impact of the
13 bill on the annual budget of the Department of Healthcare and
14 Family Services and the State of Illinois, as well as an
15 accurate projection of the costs and benefits associated with
16 the implementation of each provision in the bill.

17 Section 10. Request for and delivery of note. Upon the
18 request of any member of the General Assembly, the Director of
19 the Department of Healthcare and Family Services, or any person
20 within the Department whom the Director may designate, shall
21 prepare a written statement setting forth the information
22 specified in Section 5.

1 The statement prepared by the Director of Healthcare and
2 Family Services shall be designated a Medicaid Budget and
3 Impact Note and shall be furnished to the member who made the
4 request within 10 calendar days thereafter, except that
5 whenever, because of the complexity of the bill, additional
6 time is required for the preparation of the note, the
7 Department of Healthcare and Family Services may so notify the
8 requester and ask for an extension of time not to exceed 5
9 additional days within which the note is to be furnished. No
10 extension shall extend beyond May 15 following the date of the
11 request.

12 Section 15. Contents of note. The note shall be factual in
13 nature, as brief and concise as may be, and shall provide as
14 reliable an estimate, in terms of dollar and programmatic
15 impact, as is possible under the circumstances. The note shall
16 include both the immediate effect, and if determinable or
17 reasonably foreseeable, the long-range effect of the measure.
18 The note shall also indicate the dollar amounts that will be
19 received, from the federal government and other sources, and
20 the amounts that are expected to be expended by the State.

21 If, after careful investigation, it is determined that no
22 dollar estimate is possible, the note shall contain a statement
23 to that effect, setting forth the reasons why no such estimate
24 can be given. A brief summary or work sheet of computations and
25 all assumptions used in arriving at the Medicaid Budget and

1 Impact Note figures shall be supplied.

2 No comment or opinion shall be included in the note with
3 regard to the merits of the measure for which the note is
4 prepared; however, technical or mechanical defects may be
5 noted.

6 The work sheet shall include, insofar as practicable, a
7 breakdown of the costs and benefits upon which the note is
8 based. The note shall also include such other information as is
9 required by the rules and regulations that may be promulgated
10 by each house of the General Assembly with respect to the
11 preparation of such notes.

12 The note shall be prepared in quintuplicate and the
13 original of both the note and the work sheet shall be signed by
14 the Director of Healthcare and Family Services or such person
15 as the Director may designate.

16 Section 20. Appearance before legislative committee. The
17 fact that a Medicaid Budget and Impact Note is prepared for any
18 bill shall not preclude or restrict the appearance before any
19 committee of the General Assembly, of any official or
20 authorized employee of any State board, commission,
21 department, agency, or other entity who desires to be heard in
22 support of, or in opposition to, the measure.

23 Section 25. Applicability to amendments. Whenever any
24 measure is amended on the floor of either house in such manner

1 as to bring it within the description of bills set forth in
2 Section 5 above, a majority of such house may propose that no
3 action shall be taken upon the amendment until the Director of
4 Healthcare and Family Services presents a note that complies
5 with the requirements of this Act.

6 Section 30. Confidentiality. The subject matter of bills
7 submitted to the Director of Healthcare and Family Services
8 shall be kept in strict confidence, and no information relating
9 thereto or relating to the budget or impact thereof shall be
10 divulged by an official or employee of the Department of
11 Healthcare and Family Services, except to the requester, or his
12 or her designee, prior to the bill's introduction in the
13 General Assembly.