



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB1694

Introduced 2/15/2013, by Sen. Wm. Sam McCann

SYNOPSIS AS INTRODUCED:

215 ILCS 170/22 new

Amends the Covering ALL KIDS Health Insurance Act. Provides that to be eligible for benefits under the Act, an individual who is otherwise eligible must be either a United States citizen or included in one of certain specified categories of non-citizens. Provides that the Department of Healthcare and Family Services may, by rule, cover prenatal care or emergency medical care for non-citizens who are not otherwise eligible under the provisions concerning citizenship. Provides that nothing in the provisions concerning citizenship affects the eligibility status of a child enrolled in the program on the effective date of the amendatory Act. Effective immediately.

LRB098 08188 RPM 38286 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning insurance.

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

4 Section 5. The Covering ALL KIDS Health Insurance Act is
5 amended by adding Section 22 as follows:

6 (215 ILCS 170/22 new)

7 Sec. 22. Citizenship.

8 (a) To the extent not otherwise provided in this Act or
9 federal law, all individuals who receive benefits under this
10 Act must meet the citizenship requirements as established in
11 this Section. To be eligible for benefits, an individual who is
12 otherwise eligible must be either a United States citizen or
13 included in one of the following categories of non-citizens:

14 (1) United States veterans honorably discharged and
15 persons on active military duty, and the spouse and
16 unmarried dependent children of these persons.

17 (2) Refugees under Section 207 of the Immigration and
18 Nationality Act.

19 (3) Asylees under Section 208 of the Immigration and
20 Nationality Act.

21 (4) Persons for whom deportation has been withheld
22 under Section 243(h) of the Immigration and Nationality
23 Act.

1 (5) Persons granted conditional entry under Section
2 203(a)(7) of the Immigration and Nationality Act as in
3 effect prior to April 1, 1980.

4 (6) Persons lawfully admitted for permanent residence
5 under the Immigration and Nationality Act.

6 (7) Parolees, for at least one year, under Section
7 212(d)(5) of the Immigration and Nationality Act.

8 (8) Nationals of Cuba or Haiti admitted on or after
9 April 21, 1980.

10 (9) Amerasians from Vietnam, and their close family
11 members, admitted through the Orderly Departure Program
12 beginning on March 20, 1988.

13 (10) Persons identified by the federal Office of
14 Refugee Resettlement (ORR) as victims of trafficking.

15 (11) Persons legally residing in the United States who
16 were members of a Hmong or Highland Laotian tribe when the
17 tribe helped United States personnel by taking part in a
18 military or rescue operation during the Vietnam era
19 (between August 5, 1965 and May 7, 1975); this also
20 includes the person's spouse, a widow or widower who has
21 not remarried, and unmarried dependent children.

22 (12) American Indians born in Canada under Section 289
23 of the Immigration and Nationality Act and members of an
24 Indian tribe as defined in Section 4e of the Indian
25 Self-Determination and Education Assistance Act.

26 (13) Persons who are a spouse, widow, or child of a

1 U.S. citizen or a spouse or child of a legal permanent
2 resident (LPR) who have been battered or subjected to
3 extreme cruelty by the U.S. citizen or LPR or a member of
4 that relative's family who lived with them, who no longer
5 live with the abuser or plan to live separately within one
6 month of receipt of assistance and whose need for
7 assistance is due, at least in part, to the abuse.

8 (b) Those persons who are in the categories set forth in
9 paragraphs (6) and (7) of subsection (a), who enter the United
10 States on or after August 22, 1996, shall not be eligible for 5
11 years beginning on the date the person entered the United
12 States.

13 (c) The Department may, by rule, cover prenatal care or
14 emergency medical care for non-citizens who are not otherwise
15 eligible under this Section.

16 (d) Nothing in this Section shall affect the eligibility
17 status of a child who is enrolled in the Covering ALL KIDS
18 Health Insurance Program on the effective date of this
19 amendatory Act of the 98th General Assembly.

20 (e) The Department shall adopt rules to implement the
21 changes made by this amendatory Act of the 98th General
22 Assembly by January 1, 2014. The Department shall create, by
23 rule, compliance dates for new applicants and existing
24 applicants.

25 Section 99. Effective date. This Act takes effect upon
26 becoming law.