

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 changing Section 5-5e as follows:

6 (305 ILCS 5/5-5e)

7 Sec. 5-5e. Adjusted rates of reimbursement.

8 (a) Rates or payments for services in effect on June 30,
9 2012 shall be adjusted and services shall be affected as
10 required by any other provision of this amendatory Act of the
11 97th General Assembly. In addition, the Department shall do the
12 following:

13 (1) Delink the per diem rate paid for supportive living
14 facility services from the per diem rate paid for nursing
15 facility services, effective for services provided on or
16 after May 1, 2011.

17 (2) Cease payment for bed reserves in nursing
18 facilities and specialized mental health rehabilitation
19 facilities; for purposes of therapeutic home visits for
20 individuals scoring as TBI on the MDS 3.0, beginning June
21 1, 2015, the Department shall approve payments for bed
22 reserves in nursing facilities and specialized mental
23 health rehabilitation facilities that have at least a 90%

1 occupancy level and at least 80% of their residents are
2 Medicaid eligible. Payment shall be at a daily rate of 75%
3 of an individual's current Medicaid per diem and shall not
4 exceed 10 days in a calendar month.

5 (2.5) Cease payment for bed reserves for purposes of
6 inpatient hospitalizations to intermediate care facilities
7 for persons with development disabilities, except in the
8 instance of residents who are under 21 years of age.

9 (3) Cease payment of the \$10 per day add-on payment to
10 nursing facilities for certain residents with
11 developmental disabilities.

12 (b) After the application of subsection (a),
13 notwithstanding any other provision of this Code to the
14 contrary and to the extent permitted by federal law, on and
15 after July 1, 2012, the rates of reimbursement for services and
16 other payments provided under this Code shall further be
17 reduced as follows:

18 (1) Rates or payments for physician services, dental
19 services, or community health center services reimbursed
20 through an encounter rate, and services provided under the
21 Medicaid Rehabilitation Option of the Illinois Title XIX
22 State Plan shall not be further reduced.

23 (2) Rates or payments, or the portion thereof, paid to
24 a provider that is operated by a unit of local government
25 or State University that provides the non-federal share of
26 such services shall not be further reduced.

1 (3) Rates or payments for hospital services delivered
2 by a hospital defined as a Safety-Net Hospital under
3 Section 5-5e.1 of this Code shall not be further reduced.

4 (4) Rates or payments for hospital services delivered
5 by a Critical Access Hospital, which is an Illinois
6 hospital designated as a critical care hospital by the
7 Department of Public Health in accordance with 42 CFR 485,
8 Subpart F, shall not be further reduced.

9 (5) Rates or payments for Nursing Facility Services
10 shall only be further adjusted pursuant to Section 5-5.2 of
11 this Code.

12 (6) Rates or payments for services delivered by long
13 term care facilities licensed under the ID/DD Community
14 Care Act and developmental training services shall not be
15 further reduced.

16 (7) Rates or payments for services provided under
17 capitation rates shall be adjusted taking into
18 consideration the rates reduction and covered services
19 required by this amendatory Act of the 97th General
20 Assembly.

21 (8) For hospitals not previously described in this
22 subsection, the rates or payments for hospital services
23 shall be further reduced by 3.5%, except for payments
24 authorized under Section 5A-12.4 of this Code.

25 (9) For all other rates or payments for services
26 delivered by providers not specifically referenced in

1 paragraphs (1) through (8), rates or payments shall be
2 further reduced by 2.7%.

3 (c) Any assessment imposed by this Code shall continue and
4 nothing in this Section shall be construed to cause it to
5 cease.

6 (d) Notwithstanding any other provision of this Code to the
7 contrary, subject to federal approval under Title XIX of the
8 Social Security Act, for dates of service on and after July 1,
9 2014, rates or payments for services provided for the purpose
10 of transitioning children from a hospital to home placement or
11 other appropriate setting by a children's community-based
12 health care center authorized under the Alternative Health Care
13 Delivery Act shall be \$683 per day.

14 (e) Notwithstanding any other provision of this Code to the
15 contrary, subject to federal approval under Title XIX of the
16 Social Security Act, for dates of service on and after July 1,
17 2014, rates or payments for home health visits shall be \$72.

18 (f) Notwithstanding any other provision of this Code to the
19 contrary, subject to federal approval under Title XIX of the
20 Social Security Act, for dates of service on and after July 1,
21 2014, rates or payments for the certified nursing assistant
22 component of the home health agency rate shall be \$20.

23 (Source: P.A. 97-689, eff. 6-14-12; 98-104, eff. 7-22-13;
24 98-651, eff. 6-16-14.)

25 Section 99. Effective date. This Act takes effect June 1,
26 2015.