



Rep. Greg Harris

**Filed: 11/6/2014**

09800SB3171ham001

LRB098 18157 KTG 62048 a

1 AMENDMENT TO SENATE BILL 3171

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3171 by replacing  
3 everything after the enacting clause with the following:

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.

1           (2) Cease payment for bed reserves in nursing  
2 facilities and specialized mental health rehabilitation  
3 facilities; for purposes of therapeutic home visits for  
4 individuals scoring as TBI on the MDS 3.0, beginning June  
5 1, 2015, the Department shall approve payments for bed  
6 reserves in nursing facilities and specialized mental  
7 health rehabilitation facilities that have at least a 90%  
8 occupancy level and at least 90% of their residents are  
9 Medicaid eligible. Payment shall be at a daily rate of 75%  
10 of an individual's current Medicaid per diem and shall not  
11 exceed 10 days in a calendar month.

12           (2.5) Cease payment for bed reserves for purposes of  
13 inpatient hospitalizations to intermediate care facilities  
14 for persons with development disabilities, except in the  
15 instance of residents who are under 21 years of age.

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

19           (b) After the application of subsection (a),  
20 notwithstanding any other provision of this Code to the  
21 contrary and to the extent permitted by federal law, on and  
22 after July 1, 2012, the rates of reimbursement for services and  
23 other payments provided under this Code shall further be  
24 reduced as follows:

25           (1) Rates or payments for physician services, dental  
26 services, or community health center services reimbursed

1 through an encounter rate, and services provided under the  
2 Medicaid Rehabilitation Option of the Illinois Title XIX  
3 State Plan shall not be further reduced.

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

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

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

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

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

23 (7) Rates or payments for services provided under  
24 capitation rates shall be adjusted taking into  
25 consideration the rates reduction and covered services  
26 required by this amendatory Act of the 97th General

1 Assembly.

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

6 (9) For all other rates or payments for services  
7 delivered by providers not specifically referenced in  
8 paragraphs (1) through (8), rates or payments shall be  
9 further reduced by 2.7%.

10 (c) Any assessment imposed by this Code shall continue and  
11 nothing in this Section shall be construed to cause it to  
12 cease.

13 (d) Notwithstanding any other provision of this Code to the  
14 contrary, subject to federal approval under Title XIX of the  
15 Social Security Act, for dates of service on and after July 1,  
16 2014, rates or payments for services provided for the purpose  
17 of transitioning children from a hospital to home placement or  
18 other appropriate setting by a children's community-based  
19 health care center authorized under the Alternative Health Care  
20 Delivery Act shall be \$683 per day.

21 (e) Notwithstanding any other provision of this Code to the  
22 contrary, subject to federal approval under Title XIX of the  
23 Social Security Act, for dates of service on and after July 1,  
24 2014, rates or payments for home health visits shall be \$72.

25 (f) Notwithstanding any other provision of this Code to the  
26 contrary, subject to federal approval under Title XIX of the

1 Social Security Act, for dates of service on and after July 1,  
2 2014, rates or payments for the certified nursing assistant  
3 component of the home health agency rate shall be \$20.

4 (Source: P.A. 97-689, eff. 6-14-12; 98-104, eff. 7-22-13;  
5 98-651, eff. 6-16-14.)

6 Section 99. Effective date. This Act takes effect June 1,  
7 2015."