

SB3658



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3658

Introduced 5/12/2014, by Sen. Dale A. Righter

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-1.4

Amends Article V of the Illinois Public Aid Code. Provides that if the Department of Healthcare and Family Services fails to reach the 50% care coordination enrollment mandate contained in the Children's Health Insurance Program Act, the Covering ALL KIDS Health Insurance Act, and the Illinois Public Aid Code by the January 1, 2015 deadline, then the 4-year moratorium on eligibility expansions under the medical assistance program shall be extended for an additional 2-year period, or until the 50% care coordination enrollment mandate is achieved, whichever period is longer. Provides that the extended moratorium shall also include a moratorium on benefit expansions which shall run concurrently with the moratorium on eligibility expansions. Effective immediately.

LRB098 21240 KTG 59242 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 5-1.4 as follows:

6 (305 ILCS 5/5-1.4)

7 Sec. 5-1.4. Moratorium on eligibility and benefit
8 expansions.

9 (a) Beginning on January 25, 2011 (the effective date of
10 Public Act 96-1501), there shall be a 4-year moratorium on the
11 expansion of eligibility through increasing financial
12 eligibility standards, or through increasing income
13 disregards, or through the creation of new programs which would
14 add new categories of eligible individuals under the medical
15 assistance program in addition to those categories covered on
16 January 1, 2011 or above the level of any subsequent reduction
17 in eligibility. This moratorium shall not apply to expansions
18 required as a federal condition of State participation in the
19 medical assistance program or to expansions approved by the
20 federal government that are financed entirely by units of local
21 government and federal matching funds. If the State of Illinois
22 finds that the State has borne a cost related to such an
23 expansion, the unit of local government shall reimburse the

1 State. All federal funds associated with an expansion funded by
2 a unit of local government shall be returned to the local
3 government entity funding the expansion, pursuant to an
4 intergovernmental agreement between the Department of
5 Healthcare and Family Services and the local government entity.
6 Within 10 calendar days of the effective date of this
7 amendatory Act of the 97th General Assembly, the Department of
8 Healthcare and Family Services shall formally advise the
9 Centers for Medicare and Medicaid Services of the passage of
10 this amendatory Act of the 97th General Assembly. The State is
11 prohibited from submitting additional waiver requests that
12 expand or allow for an increase in the classes of persons
13 eligible for medical assistance under this Article to the
14 federal government for its consideration beginning on the 20th
15 calendar day following the effective date of this amendatory
16 Act of the 97th General Assembly until January 25, 2015. This
17 moratorium shall not apply to those persons eligible for
18 medical assistance pursuant to 42 U.S.C.
19 1396a(a)(10)(A)(i)(VIII) and 42 U.S.C. 1396a(a)(10)(A)(i)(IX).

20 (b) If the Department fails to reach the 50% care
21 coordination enrollment mandate contained in Section 23 of the
22 Children's Health Insurance Program Act, Section 56 of the
23 Covering ALL KIDS Health Insurance Act, and Section 5-30 of
24 this Code by the January 1, 2015 deadline, then the moratorium
25 established under subsection (a) shall be extended for an
26 additional 2-year period, or until the 50% care coordination

1 enrollment mandate is achieved, whichever period is longer.
2 This extended moratorium shall also include a moratorium on
3 benefit expansions which shall run concurrently with the
4 moratorium on eligibility expansions.

5 (Source: P.A. 97-687, eff. 6-14-12; 98-104, eff. 7-22-13.)

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.