

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 4-1.6 as follows:

6 (305 ILCS 5/4-1.6) (from Ch. 23, par. 4-1.6)

7 Sec. 4-1.6. Need. Income available to the family as defined
8 by the Illinois Department by rule, or to the child in the case
9 of a child removed from his or her home, when added to
10 contributions in money, substance or services from other
11 sources, including income available from parents absent from
12 the home or from a stepparent, contributions made for the
13 benefit of the parent or other persons necessary to provide
14 care and supervision to the child, and contributions from
15 legally responsible relatives, must be equal to or less than
16 the grant amount established by Department regulation for such
17 a person. For purposes of eligibility for aid under this
18 Article, the Department shall (a) disregard all earned income
19 between the grant amount and 50% of the Federal Poverty Level
20 and (b) disregard the value of all assets held by the family.

21 In considering income to be taken into account,
22 consideration shall be given to any expenses reasonably
23 attributable to the earning of such income. Three-fourths of

1 the earned income of a household eligible for aid under this
2 Article shall be disregarded when determining the level of
3 assistance for which a household is eligible. The first \$100 of
4 child support collected on behalf of a family in a month for
5 one child and the first \$200 of child support collected on
6 behalf of a family in a month for 2 or more children shall be
7 passed through to the family and disregarded in determining the
8 amount of the assistance grant provided to the family under
9 this Article. Any amount of child support that would be
10 disregarded in determining the amount of the assistance grant
11 shall be disregarded in determining eligibility for cash
12 assistance provided under this Article. The Illinois
13 Department may also permit all or any portion of earned or
14 other income to be set aside for the future identifiable needs
15 of a child. The Illinois Department may provide by rule and
16 regulation for the exemptions thus permitted or required. The
17 eligibility of any applicant for or recipient of public aid
18 under this Article is not affected by the payment of any grant
19 under the "Senior Citizens and Persons with Disabilities
20 Property Tax Relief Act" or any distributions or items of
21 income described under subparagraph (X) of paragraph (2) of
22 subsection (a) of Section 203 of the Illinois Income Tax Act.

23 The Illinois Department may, by rule, set forth criteria
24 under which an assistance unit is ineligible for cash
25 assistance under this Article for a specified number of months
26 due to the receipt of a lump sum payment.

1 (Source: P.A. 98-114, eff. 7-29-13; 99-143, eff. 7-27-15.)

2 Section 99. Effective date. This Act takes effect January
3 1, 2017.