

1 AN ACT in relation to human services.

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

4 Section 5. The Community Services Act is amended by
5 changing Section 4 as follows:

6 (405 ILCS 30/4) (from Ch. 91 1/2, par. 904)

7 Sec. 4. Financing for Community Services.

8 (a) The Department of Human Services is authorized to
9 provide financial assistance to eligible private service
10 providers, corporations, local government entities or
11 voluntary associations for the provision of services to
12 persons with mental illness, persons with a developmental
13 disability and alcohol and drug dependent persons living in
14 the community for the purpose of achieving the goals of this
15 Act.

16 (b) The Department shall utilize the following funding
17 mechanisms for community services:

18 (1) Purchase of Care Contracts: services purchased
19 on a predetermined fee per unit of service basis from
20 private providers or governmental entities. Fee per
21 service rates are set by an established formula which
22 covers some portion of personnel, supplies, and other
23 allowable costs, and which makes some allowance for
24 geographic variations in costs as well as for additional
25 program components.

26 (2) Grants: sums of money which the Department
27 grants to private providers or governmental entities
28 pursuant to the grant recipient's agreement to provide
29 certain services, as defined by departmental grant
30 guidelines, to an approximate number of service
31 recipients. Grant levels are set through consideration of

1 personnel, supply and other allowable costs, as well as
2 other funds available to the program.

3 (3) Other Funding Arrangements: funding mechanisms
4 may be established on a pilot basis in order to examine
5 the feasibility of alternative financing arrangements for
6 the provision of community services.

7 (c) This subsection (c) applies only in the case of
8 financial assistance for the provision of services to persons
9 with a developmental disability. In every purchase of care
10 contract with a private service provider, corporation, local
11 government entity, or voluntary association under subdivision
12 (b)(1) that is in effect on January 1, 2002 and in every
13 grant agreement with such an entity under subdivision (b)(2)
14 that is in effect on that date, the Department must provide
15 for an increase of \$1 per hour in the wages paid to all
16 non-administrative staff employed by the entity on December
17 31, 2001. In every such contract and grant agreement, the
18 Department also must provide for commensurate adjustments in
19 employee benefits. The Department must provide for the wage
20 increase and benefit adjustments to take effect on January 1,
21 2002. In the case of such a contract or grant agreement
22 taking effect after January 1, 2002, the Department must
23 provide for employee wages and benefits taking into
24 consideration both the requirements of this subsection and
25 the wages paid and benefits provided by the contracting
26 entity or grant recipient.

27 The requirements of this subsection (c) apply to every
28 such contract and grant agreement entered into before the
29 effective date of this amendatory Act of the 92nd General
30 Assembly and in effect on that date, as well as to every such
31 contract and grant agreement entered into on or after that
32 date. The Department must modify every such contract and
33 grant agreement entered into before the effective date of
34 this amendatory Act of the 92nd General Assembly and in

1 effect on that date as necessary so that the contract or
2 grant agreement meets the requirements of this subsection.

3 (d) The Department shall strive to establish and
4 maintain an equitable system of payment which encourages
5 providers to improve their clients' capabilities for
6 independence and reduces their reliance on community or
7 State-operated services. In accepting Department funds,
8 providers shall recognize their responsibility to be
9 accountable to the Department and the State for the delivery
10 of services which are consistent with the philosophies and
11 goals of this Act and the rules and regulations promulgated
12 under it.

13 (Source: P.A. 88-380; 89-507, eff. 7-1-97.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.