

AN ACT concerning State government.

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

Section 5. The Developmental Disability and Mental Disability Services Act is amended by changing Section 3-5 as follows:

(405 ILCS 80/3-5) (from Ch. 91 1/2, par. 1803-5)

Sec. 3-5. The Department shall create application forms which shall be used to determine the eligibility of families for the Program. The forms shall require at least the following items of information which constitute the eligibility criteria for participation in the Program:

(a) A statement that the family resides in the State of Illinois.

(b) A statement that the family member is 17 years of age or younger.

(c) A statement that the family member resides, or is expected to reside, with his or her parent or legal guardian, or that the family member resides in an out-of-home placement with the expectation of residing with the parent or legal guardian within 2 months of the date of the application.

(d) Verification that the family member has one of the following conditions: severe autism, severe mental illness,

severe or profound mental retardation, or severe and multiple impairments. Verification of the family member's condition shall be:

(1) by the family member's local school district for family members enrolled with a local school district; or

(2) by an entity designated by the Department.

(e) Verification that the taxable income for the family for the year immediately preceding the date of the application did not exceed an amount to be established by rule of the Department, unless it can be verified that the taxable income for the family for the year in which the application is made will be less than such amount. The maximum taxable family income set by rule of the Department may not be less than \$65,000 beginning January 1, 2008.

(Source: P.A. 86-921.)

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