



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5135

by Rep. Mary E. Flowers

SYNOPSIS AS INTRODUCED:

305 ILCS 5/12-4.11

from Ch. 23, par. 12-4.11

Amends the Illinois Public Aid Code. Provides that grant amounts under the Temporary Assistance for Needy Families (TANF) program may not vary on the basis of a TANF recipient's county of residence. Increases TANF grant amounts to: 30% of federal poverty guidelines beginning October 1, 2018; 40% of federal poverty guidelines beginning October 1, 2019; and 50% of federal poverty guidelines beginning October 1, 2020. Provides that beginning October 1, 2021, and each October 1 thereafter, TANF grant amounts shall be annually adjusted to remain equal to 50% of the most recent federal poverty guidelines for each family size. Provides that TANF grants for child-only assistance units shall be at least 75% of TANF grants for assistance units of the same size that consist of a caretaker relative with children. Effective immediately.

LRB100 17652 KTG 32823 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 12-4.11 as follows:

6 (305 ILCS 5/12-4.11) (from Ch. 23, par. 12-4.11)

7 Sec. 12-4.11. Grant amounts. The Department, with due
8 regard for and subject to budgetary limitations, shall
9 establish grant amounts for each of the programs, by
10 regulation. The grant amounts may vary by program, size of
11 assistance unit and geographic area. Grant amounts under the
12 Temporary Assistance for Needy Families (TANF) program may not
13 vary on the basis of a TANF recipient's county of residence.

14 Aid payments shall not be reduced except: (1) for changes
15 in the cost of items included in the grant amounts, or (2) for
16 changes in the expenses of the recipient, or (3) for changes in
17 the income or resources available to the recipient, or (4) for
18 changes in grants resulting from adoption of a consolidated
19 grant amount.

20 The maximum benefit levels provided to TANF recipients
21 shall increase according to the following schedule: (A)
22 beginning October 1, 2018, the Department of Human Services
23 shall increase TANF grant amounts in effect on September 30,

1 2018 to 30% of the most recent United States Department of
2 Health and Human Services Federal Poverty Guidelines for each
3 family size; (B) beginning October 1, 2019, the Department of
4 Human Services shall increase TANF grant amounts in effect on
5 September 30, 2019 to 40% of the most recent United States
6 Department of Health and Human Services Federal Poverty
7 Guidelines for each family size; (C) beginning October 1, 2020,
8 the Department of Human Services shall increase TANF grant
9 amounts in effect on September 30, 2020 to 50% of the most
10 recent United States Department of Health and Human Services
11 Federal Poverty Guidelines for each family size; and (D)
12 beginning October 1, 2021 and each October 1 thereafter, the
13 maximum benefit levels shall be annually adjusted to remain
14 equal to 50% of the most recent United States Department of
15 Health and Human Services Federal Poverty Guidelines for each
16 family size.

17 TANF grants for child-only assistance units shall be at
18 least 75% of TANF grants for assistance units of the same size
19 that consist of a caretaker relative with children.

20 ~~Subject to appropriation, beginning on July 1, 2008, the~~
21 ~~Department of Human Services shall increase TANF grant amounts~~
22 ~~in effect on June 30, 2008 by 15%. The Department is authorized~~
23 ~~to administer this increase but may not otherwise adopt any~~
24 ~~rule to implement this increase.~~

25 In fixing standards to govern payments or reimbursements
26 for funeral and burial expenses, the Department shall establish

1 a minimum allowable amount of not less than \$1,000 for
2 Department payment of funeral services and not less than \$500
3 for Department payment of burial or cremation services. On
4 January 1, 2006, July 1, 2006, and July 1, 2007, the Department
5 shall increase the minimum reimbursement amount for funeral and
6 burial expenses under this Section by a percentage equal to the
7 percentage increase in the Consumer Price Index for All Urban
8 Consumers, if any, during the 12 months immediately preceding
9 that January 1 or July 1. In establishing the minimum allowable
10 amount, the Department shall take into account the services
11 essential to a dignified, low-cost (i) funeral and (ii) burial
12 or cremation, including reasonable amounts that may be
13 necessary for burial space and cemetery charges, and any
14 applicable taxes or other required governmental fees or
15 charges. If no person has agreed to pay the total cost of the
16 (i) funeral and (ii) burial or cremation charges, the
17 Department shall pay the vendor the actual costs of the (i)
18 funeral and (ii) burial or cremation, or the minimum allowable
19 amount for each service as established by the Department,
20 whichever is less, provided that the Department reduces its
21 payments by the amount available from the following sources:
22 the decedent's assets and available resources and the
23 anticipated amounts of any death benefits available to the
24 decedent's estate, and amounts paid and arranged to be paid by
25 the decedent's legally responsible relatives. A legally
26 responsible relative is expected to pay (i) funeral and (ii)

1 burial or cremation expenses unless financially unable to do
2 so.

3 Nothing contained in this Section or in any other Section
4 of this Code shall be construed to prohibit the Illinois
5 Department (1) from consolidating existing standards on the
6 basis of any standards which are or were in effect on, or
7 subsequent to July 1, 1969, or (2) from employing any
8 consolidated standards in determining need for public aid and
9 the amount of money payment or grant for individual recipients
10 or recipient families.

11 (Source: P.A. 95-744, eff. 7-18-08; 95-1055, eff. 4-10-09;
12 96-1000, eff. 7-2-10.)

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