

## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB4208

by Rep. Charles Meier

#### SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-54 new

Amends the Illinois Public Aid Code. Provides that, subject to federal approval, any individual who is initially approved to provide personal care services as a live-in caregiver under the Adults with Developmental Disabilities Waiver or the Support Waiver for Children and Young Adults but is subsequently ordered by the Department of Human Services to complete mandatory electronic visit verification (EVV) training on account of the individual submitting an incomplete or insufficient application for the live-in caregiver exemption from EVV requirements shall be allowed a one-time waiver of the mandatory EVV training if: (i) the individual's application for the live-in caregiver exemption was determined by the Department to be incomplete or insufficient due to missing documentation; (ii) the individual is otherwise eligible for the live-in caregiver exemption; and (iii) the individual has not previously been ordered to complete mandatory EVV training. Provides that, subject to federal approval, any individual who is approved for the live-in caregiver exemption either through formal application or a waiver shall be required to renew the exemption by written application every 5 years. Effective immediately.

LRB104 15574 KTG 28740 b

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 adding Section 5-54 as follows:

6 (305 ILCS 5/5-54 new)

7 Sec. 5-54. Electronic visit verification system; live-in  
8 caregiver exemption, waiver, and renewal.

9 (a) Subject to federal approval, any individual who is  
10 initially approved to provide personal care services as a  
11 live-in caregiver under the Adults with Developmental  
12 Disabilities Waiver or the Support Waiver for Children and  
13 Young Adults but is subsequently ordered by the Department of  
14 Human Services' Division of Developmental Disabilities to  
15 complete mandatory electronic visit verification (EVV)  
16 training on account of the individual submitting an incomplete  
17 or insufficient application for the live-in caregiver  
18 exemption from EVV requirements shall be allowed a one-time  
19 waiver of the mandatory EVV training if:

20 (1) the individual's application for the live-in  
21 caregiver exemption was determined by the Department to be  
22 incomplete or insufficient due to missing documentation;

23 (2) the individual is otherwise eligible for the

1       live-in caregiver exemption as authorized under federal  
2       guidelines and regulations; and

3           (3) the individual has not previously been ordered to  
4       complete mandatory EVV training.

5       The Department of Human Services shall develop, by rule, a  
6       process for waiver applications. Upon approval of an  
7       individual's application for a waiver of mandatory EVV  
8       training, the Department shall determine the individual to be  
9       approved for the live-in caregiver exemption and in compliance  
10       with all EVV requirements. No individual may benefit from a  
11       waiver of mandatory EVV training more than once.

12       (b) Subject to federal approval, any individual who is  
13       approved for the live-in caregiver exemption either through  
14       formal application or a waiver provided under subsection (a)  
15       shall be required to renew the exemption by written  
16       application every 5 years.

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