



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5622

Introduced 2/13/2026, by Rep. Anne Stava

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-2b

Amends the Medical Assistance Article of the Illinois Public Aid Code. Increases the rate of reimbursement by 20% for providers of private duty nursing services for medically fragile and technology dependent children and for nursing and personal care services for non-waiver customers beginning January 1, 2027, subject to federal approval. Effective immediately.

LRB104 16407 KTG 29797 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 changing Section 5-2b as follows:

6 (305 ILCS 5/5-2b)

7 Sec. 5-2b. Medically fragile and technology dependent
8 children eligibility and program; provider reimbursement
9 rates.

10 (a) Notwithstanding any other provision of law except as
11 provided in Section 5-30a, on and after September 1, 2012,
12 subject to federal approval, medical assistance under this
13 Article shall be available to children who qualify as persons
14 with a disability, as defined under the federal Supplemental
15 Security Income program and who are medically fragile and
16 technology dependent. The program shall allow eligible
17 children to receive the medical assistance provided under this
18 Article in the community and must maximize, to the fullest
19 extent permissible under federal law, federal reimbursement
20 and family cost-sharing, including co-pays, premiums, or any
21 other family contributions, except that the Department shall
22 be permitted to incentivize the utilization of selected
23 services through the use of cost-sharing adjustments. The

1 Department shall establish the policies, procedures,
2 standards, services, and criteria for this program by rule.

3 (b) Notwithstanding any other provision of this Code,
4 subject to federal approval, on and after January 1, 2024
5 through December 31, 2024, the reimbursement rates for nursing
6 paid through Nursing and Personal Care Services for non-waiver
7 customers and to providers of private duty nursing services
8 for children eligible for medical assistance under this
9 Section shall be 20% higher than the reimbursement rates in
10 effect for nursing services on December 31, 2023.

11 (c) Notwithstanding any other provision of this Code,
12 subject to federal approval, on and after January 1, 2025
13 through December 31, 2026, the reimbursement rates for nursing
14 paid through Nursing and Personal Care Services for non-waiver
15 customers and to providers of private duty nursing services
16 for children eligible for medical assistance under this
17 Section shall be 7% higher than the reimbursement rates in
18 effect for nursing services on December 31, 2024.

19 (d) The Department shall conduct an evaluation to study
20 the program, including service provision and design, waiver
21 operations, and methodologies and policies for setting rates
22 and reimbursements for services and supports that are provided
23 to (i) individuals under the age of 21 who are approved by the
24 Department for in-home shift nursing services and (ii)
25 individuals over the age of 21 who are receiving in-home shift
26 nursing services under the Home and Community-Based Services

1 Waiver for Medically Fragile and Technology Dependent
2 Children, including, but not limited to, in-home shift nursing
3 services and related home and community-based services and
4 supports, made to nursing agencies for such services. As
5 needed, the Department shall consult with Department-enrolled
6 providers of in-home shift nursing services to ensure accurate
7 information is considered in the evaluation, and the
8 Department may, to the extent it deems necessary and
9 appropriate, contract with an outside entity to assist or
10 provide further analysis in the support of the evaluation.

11 (e) Notwithstanding any other provision of this Code,
12 subject to federal approval, on and after January 1, 2027, the
13 reimbursement rates for nursing paid through Nursing and
14 Personal Care Services for non-waiver customers and to
15 providers of private duty nursing services for children
16 eligible for medical assistance under this Section shall be
17 20% higher than the reimbursement rates in effect for nursing
18 services on December 31, 2026.

19 (Source: P.A. 103-102, eff. 1-1-24; 103-593, eff. 6-7-24;
20 104-9, eff. 6-16-25.)

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