



Sen. Doris Turner

Filed: 3/13/2024

10300SB2578sam001

LRB103 32328 KTG 70900 a

1 AMENDMENT TO SENATE BILL 2578

2 AMENDMENT NO. _____. Amend Senate Bill 2578 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Public Aid Code is amended by
5 adding Section 5-52 as follows:

6 (305 ILCS 5/5-52 new)

7 Sec. 5-52. Electronic visit verification system; live-in
8 caregiver exemption. In accordance with federal guidance
9 issued by the federal Centers for Medicare and Medicaid
10 Services in its "CMCS Informational Bulletin" on August 8,
11 2019 that allows state Medicaid agencies to exempt live-in
12 caregivers from the electronic visit verification requirements
13 authorized under Section 12006(a) of the 21st Century Cures
14 Act (Public Law 114-255), the Department of Healthcare and
15 Family Services shall exempt from electronic visit
16 verification requirements all live-in caregivers who provide

1 personal care services under the Adults with Developmental
2 Disabilities waiver and the Support Waiver for Children and
3 Young Adults with Developmental Disabilities authorized under
4 Section 1915(c) of the Social Security Act.

5 As used in this Section, "live-in caregiver" means a
6 caregiver who permanently or for an extended period of time
7 resides in the same residence as the individual receiving
8 Medicaid-funded personal care services or home health care
9 services. Live-in caregiver status shall be determined by
10 meeting requirements established by the U.S. Department of
11 Labor, Internal Revenue Service, or extenuating circumstances
12 approved by the Department of Healthcare and Family Services.

13 The Department of Healthcare and Family Services may adopt
14 any rules necessary to implement this Section, including rules
15 on the form and manner in which a caregiver must verify that he
16 or she meets the definition of "live-in caregiver".

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