



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB2491

Introduced 2/17/2005, by Rep. Rosemary Mulligan

SYNOPSIS AS INTRODUCED:

New Act

Creates the Senior Citizen Impact Statement Act. Provides that an impacted agency must prepare and file a Senior Citizen Impact Statement (i) before final action is taken on a bill, an amendment to a bill, or a conference committee report by the Senate or the House of Representatives, (ii) before the expiration of the second notice period in connection with a proposed administrative rule or a proposed amendment to an administrative rule, as provided in subsection (c) of Section 5-40 of the Illinois Administrative Procedure Act, (iii) before a program or fiscal transfer is made from one agency to another agency or from one fund to another fund, or (iv) before a memorandum of understanding, program instruction memorandum, program directive, or any other document that has the force of law or serves to clarify a law can be effectuated. Sets forth the requirements for a senior citizen impact statement, and designates the individuals and entities with whom the statement must be filed. Effective immediately.

LRB094 08686 DRJ 41055 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning aging.

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

4 Section 1. Short title. This Act may be cited as the Senior
5 Citizen Impact Statement Act.

6 Section 5. Purpose. The purpose of this Act is to diminish
7 the likelihood that the unintended consequences of otherwise
8 sound fiscal and policy decisions will reduce or eliminate or
9 otherwise decrease the quality of services and care available
10 for Illinois residents age 60 and older.

11 Section 10. Definition. In this Act, "impacted agency"
12 means any State agency that provides any services to persons 60
13 years of age or older or that funds, contracts for, or
14 otherwise arranges for the provision of any services to persons
15 60 years of age or older.

16 Section 15. Senior citizen impact statement.

17 (a) An impacted agency must prepare and file a senior
18 citizen impact statement (i) before final action is taken on a
19 bill, an amendment to a bill, or a conference committee report
20 by the Senate or the House of Representatives, (ii) before the
21 expiration of the second notice period in connection with a
22 proposed administrative rule or a proposed amendment to an
23 administrative rule, as provided in subsection (c) of Section
24 5-40 of the Illinois Administrative Procedure Act, (iii) before
25 a program or fiscal transfer is made from one agency to another
26 agency or from one fund to another fund, or (iv) before a
27 memorandum of understanding, program instruction memorandum,
28 program directive, or any other document that has the force of
29 law or serves to clarify a law can be effectuated.

30 (b) A senior citizen impact statement must describe: (i)

1 the adverse impact, if any, on Illinois residents 60 years of
2 age and older; (ii) the adverse impact, if any, on providers of
3 services or care to Illinois residents age 60 and over; and
4 (iii) the adverse impact, if any, on direct service or care
5 workers employed by such providers. The statement must be
6 factual in nature, must provide a reliable estimate in dollars,
7 units of service, and numbers of individuals, providers, and
8 workers affected, and must include both the immediate effect
9 and, if determinable or reasonably foreseeable, the long-range
10 effect of the measure. A brief summary or work sheet of
11 computations used in arriving at the factual information
12 contained in the statement must be included with the statement.

13 Section 20. Filing of statement. An impacted agency must
14 file a statement required by this Act within 5 business days
15 after the agency is notified or has knowledge of the existence
16 of a document or proposed action described in subsection (a) of
17 Section 15, or prior to taking any potential planned action as
18 described in this Act that will negatively impact services for
19 senior citizens in Illinois. An impacted agency must file a
20 statement as follows:

21 (1) Statements prepared for bills, amendments to
22 bills, and conference committee reports shall be filed with
23 the President of the Senate and the Speaker of the House.

24 (2) Statements prepared for administrative rules must
25 be filed with the President of the Senate, the Speaker of
26 the House, and the Joint Committee on Administrative Rules.

27 (3) Statements prepared for program instruction memos,
28 program directives, or any other document that has the
29 force of law or serves to clarify a law must be filed with
30 the President of the Senate, the Speaker of the House, the
31 Joint Committee on Administrative Rules, and the Index
32 Department of the Office of the Secretary of State for
33 publication in the Illinois Register.

34 (4) Statements prepared for program or fiscal
35 transfers from one agency to another agency or from one

1 fund to another fund, and memorandums of understanding,
2 must be filed with the President of the Senate, the Speaker
3 of the House, and the Index Department of the Office of the
4 Secretary of State for publication in the Illinois
5 Register.

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