



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB6882

by Rep. Bill Mitchell

SYNOPSIS AS INTRODUCED:

215 ILCS 106/36 new
215 ILCS 170/40a new
305 ILCS 5/5-5.01b new

Amends the Children's Health Insurance Program Act, the Covering ALL KIDS Health Insurance Act, and the Illinois Public Aid Code. Provides that the State shall be reimbursed for any funds provided under the Children's Health Insurance Program, the Covering ALL KIDS Health Insurance Program, and the Medical Assistance program to cover the costs associated with the hospital delivery or birth of a child; and that reimbursement shall be made by the putative father of the child when certain criteria exist. Provides that the Department of Healthcare and Family Services may consider certain factors when determining the amount owed by a putative father. Defines "putative father".

LRB096 22421 KTG 41606 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 Children's Health Insurance Program Act is
5 amended by adding Section 36 as follows:

6 (215 ILCS 106/36 new)

7 Sec. 36. Reimbursement payments for hospital delivery or
8 birth of a child.

9 (a) The State shall be reimbursed for any funds provided
10 under the Program to cover the costs associated with the
11 hospital delivery or birth of a child. Reimbursement shall be
12 made by the putative father of the child when each of the
13 following exists:

14 (1) The putative father and mother of the child are not
15 married.

16 (2) The putative father of the child has acknowledged
17 paternity or a tribunal of this State has issued a child
18 support order.

19 (b) In determining the amount owed by a putative father
20 under this Section, the Department of Healthcare and Family
21 Services may consider factors, including, but not limited to,
22 the following:

23 (1) The normal costs reimbursed to a medical provider

1 under the Program for the hospital delivery or birth of a
2 child. The Department may cap the amount owed at a level
3 that is no more than half of the average cost reimbursed to
4 a medical provider under the Program.

5 (2) The income level or assets owned by the putative
6 father or the putative father's household.

7 (c) For purposes of this Section, "putative father" means a
8 man who has a reasonable belief that he is the father of a
9 child born of a woman who is not his wife.

10 Section 10. The Covering ALL KIDS Health Insurance Act is
11 amended by adding Section 40a as follows:

12 (215 ILCS 170/40a new)

13 Sec. 40a. Reimbursement payments for hospital delivery or
14 birth of a child.

15 (a) The State shall be reimbursed for any funds provided
16 under the Program to cover the costs associated with the
17 hospital delivery or birth of a child. Reimbursement shall be
18 made by the putative father of the child when each of the
19 following exists:

20 (1) The putative father and mother of the child are not
21 married.

22 (2) The putative father of the child has acknowledged
23 paternity or a tribunal of this State has issued a child
24 support order.

1 (b) In determining the amount owed by a putative father
2 under this Section, the Department of Healthcare and Family
3 Services may consider factors, including, but not limited to,
4 the following:

5 (1) The normal costs reimbursed to a medical provider
6 under the Program for the hospital delivery or birth of a
7 child. The Department may cap the amount owed at a level
8 that is no more than half of the average cost reimbursed to
9 a medical provider under the Program.

10 (2) The income level or assets owned by the putative
11 father or the putative father's household.

12 (c) For purposes of this Section, "putative father" means a
13 man who has a reasonable belief that he is the father of a
14 child born of a woman who is not his wife.

15 Section 15. The Illinois Public Aid Code is amended by
16 adding Section 5-5.01b as follows:

17 (305 ILCS 5/5-5.01b new)

18 Sec. 5-5.01b. Reimbursement payments for hospital delivery
19 or birth of a child.

20 (a) The State shall be reimbursed for any funds provided
21 under the medical assistance program to cover the costs
22 associated with the hospital delivery or birth of a child.
23 Reimbursement shall be made by the putative father of the child
24 when each of the following exists:

1 (1) The putative father and mother of the child are not
2 married.

3 (2) The putative father of the child has acknowledged
4 paternity or a tribunal of this State has issued a child
5 support order.

6 (b) In determining the amount owed by a putative father
7 under this Section, the Department of Healthcare and Family
8 Services may consider factors, including, but not limited to,
9 the following:

10 (1) The normal costs reimbursed to a medical provider
11 under the medical assistance program for the hospital
12 delivery or birth of a child. The Department may cap the
13 amount owed at a level that is no more than half of the
14 average cost reimbursed to a medical provider by the
15 medical assistance program.

16 (2) The income level or assets owned by the putative
17 father or the putative father's household.

18 (c) For purposes of this Section, "putative father" means a
19 man who has a reasonable belief that he is the father of a
20 child born of a woman who is not his wife.