



HJ0029

LRB096 08447 DRJ 18564 r

1

HOUSE JOINT RESOLUTION

2

WHEREAS, The Department of Human Services, in  
3 administering some of its programs, must determine whether an  
4 applicant for or recipient of benefits is disabled; and

5

WHEREAS, Some of those applicants or recipients attempt to  
6 engage in some sort of work even while disabled from performing  
7 work in which they previously engaged; and

8

WHEREAS, The Department of Human Services does not always  
9 allow applicants or recipients the same benefits of a trial  
10 work period as allowed by the Social Security Administration in  
11 administering the federal program of disability benefits;  
12 therefore, be it

13

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE  
14 NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE  
15 SENATE CONCURRING HEREIN, that in determining whether an  
16 individual is disabled for purposes of any program administered  
17 by the Department of Human Services, the Department shall  
18 follow the most recently updated rules adopted by the Social  
19 Security Administration concerning an individual working while  
20 disabled, including, without limitation, rules concerning a  
21 trial work period and whether an individual's earnings are  
22 "substantial"; and be it further

1           RESOLVED, That, in particular, the Department of Human  
2 Services shall not, after a trial work period ends, determine  
3 that an individual is earning substantial earnings and open the  
4 individual's case for review unless the individual has earnings  
5 of more than the amount allowed by the Social Security  
6 Administration during a trial work period (for 2009, \$980 per  
7 month); and be it further

8           RESOLVED, That copies of this resolution be delivered to  
9 the Governor and the Director of Human Services.