



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3124

Introduced 2/7/2014, by Sen. Julie A. Morrison

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-33 new
305 ILCS 5/5-34 new

Amends the Medical Assistance Article of the Illinois Public Aid Code. Requires the Department of Healthcare and Family Services to promulgate rules to increase by \$10 for State fiscal year 2015 the total monthly personal needs allowance for persons who are inpatients in a facility licensed under the ID/DD Community Care Act for which payments are made under the Medical Assistance Article throughout a month and who are determined to be eligible for medical assistance. Provides that for State fiscal years 2016 and beyond, in any calendar year in which there is a cost-of-living increase in federal Supplemental Security Income benefits or Social Security benefits, the Department shall promulgate rules to increase the total monthly personal needs allowance by an amount that is at least equal to the increase in federal Supplemental Security Income benefits or Social Security benefits. Provides that the Department shall not be prohibited from increasing, by rule, for State fiscal years 2016 and beyond, the personal needs allowance by an amount that is greater than the cost-of-living increase in federal Supplemental Security Income benefits or Social Security benefits for that calendar year; and that at no time shall the personal needs allowance for eligible persons be reduced below the rates calculated for State fiscal year 2015. Authorizes the Department to make similar increases, by rule, for persons who reside in a facility licensed under the Community-Integrated Living Arrangements Licensure and Certification Act, who are determined to be eligible for medical assistance, and who are enrolled in the Illinois Home and Community Based Services Medicaid Waiver program for adults with developmental disabilities. Effective immediately.

LRB098 18378 KTG 53515 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 Illinois Public Aid Code is amended by
5 adding Sections 5-33 and 5-34 as follows:

6 (305 ILCS 5/5-33 new)

7 Sec. 5-33. Personal needs allowance; ID/DD facility.

8 (a) The Department shall promulgate rules to increase by
9 \$10 for State fiscal year 2015 the total monthly personal needs
10 allowance for persons who are inpatients in a facility licensed
11 under the ID/DD Community Care Act for which payments are made
12 under this Article throughout a month and who are determined to
13 be eligible for medical assistance under this Article. For
14 State fiscal years 2016 and beyond, in any calendar year in
15 which there is a cost-of-living increase in federal
16 Supplemental Security Income benefits or Social Security
17 benefits, the Department shall promulgate rules to increase the
18 total monthly personal needs allowance by an amount that is at
19 least equal to the increase in federal Supplemental Security
20 Income benefits or Social Security benefits. Nothing in this
21 Section shall prohibit the Department from increasing, by rule,
22 for State fiscal years 2016 and beyond, the personal needs
23 allowance by an amount that is greater than the cost-of-living

1 increase in federal Supplemental Security Income benefits or
2 Social Security benefits for that calander year.

3 (b) At no time shall the personal needs allowance for
4 persons residing in facilities referenced in this Section be
5 reduced below the rates calculated for State fiscal year 2015.

6 (305 ILCS 5/5-34 new)

7 Sec. 5-34. Personal needs allowance; CILA.

8 (a) The Department shall promulgate rules to increase by
9 \$10 for State fiscal year 2015 the total monthly personal needs
10 allowance for persons who reside in a facility licensed under
11 the Community-Integrated Living Arrangements Licensure and
12 Certification Act, who are determined to be eligible for
13 medical assistance under this Article, and who are enrolled in
14 the Illinois Home and Community Based Services Medicaid Waiver
15 program for adults with developmental disabilities. For State
16 fiscal years 2016 and beyond, in any calendar year in which
17 there is a cost-of-living increase in federal Supplemental
18 Security Income benefits or Social Security benefits, the
19 Department shall promulgate rules to increase the total monthly
20 personal needs allowance by an amount that is at least equal to
21 the increase in federal Supplemental Security Income benefits
22 or Social Security benefits. Nothing in this Section shall
23 prohibit the Department from increasing, by rule, for State
24 fiscal years 2016 and beyond, the personal needs allowance by
25 an amount that is greater than the cost-of-living increase in

1 federal Supplemental Security Income benefits or Social
2 Security benefits for that calander year.

3 (b) At no time shall the personal needs allowance for
4 persons residing in facilities referenced in this Section be
5 reduced below the rates calculated for State fiscal year 2015.

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