

1 AN ACT in relation to children's health.

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  
5 is amended by changing Sections 20 and 22 as follows:

6 (215 ILCS 106/20)

7 (Section scheduled to be repealed on July 1, 2002)

8 Sec. 20. Eligibility.

9 (a) To be eligible for this Program, a person must be a  
10 person who has a child eligible under this Act and who is  
11 eligible under a waiver of federal requirements pursuant to  
12 an application made pursuant to subdivision (a)(1) of Section  
13 40 of this Act or who is a child who meets the following  
14 criteria:

15 (1) Is a child who is not eligible for medical  
16 assistance.;

17 (2) Is a child whose annual household income, as  
18 determined by the Department, is above 133% of the  
19 federal poverty level and at or below 185% of the federal  
20 poverty level. In making a determination of income  
21 eligibility under this paragraph (2), the Department  
22 shall accept an applicant's attestation that a child  
23 satisfies the household income requirement of this  
24 paragraph. The attestation is subject to verification by  
25 the Department after the child's enrollment in the  
26 program if the child meets all other applicable  
27 eligibility requirements. In verifying income  
28 eligibility under this paragraph, the Department may,  
29 within an appropriate period of time, use any reasonable  
30 means to verify a child's household income. The  
31 Department may not determine that a child's household

1 income is unverifiable for the sole reason that the  
2 applicant is unable to provide pay stubs or other  
3 statements of income from an employer or other person.;

4 (3) Is a resident of the State of Illinois,;and

5 (4) Is a child who is either a United States  
6 citizen or included in one of the following categories of  
7 non-citizens:

8 (A) unmarried dependent children of either a  
9 United States Veteran honorably discharged or a  
10 person on active military duty;

11 (B) refugees under Section 207 of the  
12 Immigration and Nationality Act;

13 (C) asylees under Section 208 of the  
14 Immigration and Nationality Act;

15 (D) persons for whom deportation has been  
16 withheld under Section 243(h) of the Immigration  
17 and Nationality Act;

18 (E) persons granted conditional entry under  
19 Section 203(a)(7) of the Immigration and Nationality  
20 Act as in effect prior to April 1, 1980;

21 (F) persons lawfully admitted for permanent  
22 residence under the Immigration and Nationality Act;  
23 and

24 (G) parolees, for at least one year, under  
25 Section 212(d)(5) of the Immigration and Nationality  
26 Act.

27 Those children who are in the categories set forth in  
28 subdivisions (4)(F) and (4)(G) of this subsection, who enter  
29 the United States on or after August 22, 1996, shall not be  
30 eligible for 5 years beginning on the date the child entered  
31 the United States.

32 (b) A child who is determined to be eligible for  
33 assistance shall remain eligible for 12 months, provided the  
34 child maintains his or her residence in the State, has not

1 yet attained 19 years of age, and is not excluded pursuant to  
2 subsection (c). Eligibility shall be re-determined by the  
3 Department at least annually.

4 (c) A child shall not be eligible for coverage under  
5 this Program if:

6 (1) the premium required pursuant to Section 30 of  
7 this Act has not been paid. If the required premiums are  
8 not paid the liability of the Program shall be limited to  
9 benefits incurred under the Program for the time period  
10 for which premiums had been paid. If the required  
11 monthly premium is not paid, the child shall be  
12 ineligible for re-enrollment for a minimum period of 3  
13 months. Re-enrollment shall be completed prior to the  
14 next covered medical visit and the first month's required  
15 premium shall be paid in advance of the next covered  
16 medical visit. The Department shall promulgate rules  
17 regarding grace periods, notice requirements, and hearing  
18 procedures pursuant to this subsection;

19 (2) the child is an inmate of a public institution  
20 or a patient in an institution for mental diseases; or

21 (3) the child is a member of a family that is  
22 eligible for health benefits covered under the State of  
23 Illinois health benefits plan on the basis of a member's  
24 employment with a public agency.

25 (Source: P.A. 90-736, eff. 8-12-98.)

26 (215 ILCS 106/22)

27 (Section scheduled to be repealed on July 1, 2002)

28 Sec. 22. Enrollment in program.

29 (a) The Department shall develop procedures to allow  
30 community providers, and schools, youth service agencies,  
31 employers, labor unions, local chambers of commerce, and  
32 religious organizations to assist in enrolling children in  
33 the Program.

1       (b) The Department shall encourage and facilitate the  
2 enrollment of children in the program under this Act with  
3 their enrollment in the National School Lunch Program, the  
4 School Breakfast Program, the Special Supplemental Nutrition  
5 Program for Women, Infants and Children, Head Start, and  
6 similar programs having an income-eligibility requirement so  
7 that, to the extent possible, a family does not have to  
8 submit information needed to determine eligibility for these  
9 programs more than once.

10       (Source: P.A. 91-470, eff. 8-10-99; 91-471, eff. 8-10-99;  
11       revised 6-23-00.)

12       (215 ILCS 106/97 rep.)

13       Section 6. The Children's Health Insurance Program Act is  
14       amended by repealing Section 97.

15       Section 10. The Illinois Public Aid Code is amended by  
16       adding Sections 5-1.3 and 5-1.4 as follows:

17       (305 ILCS 5/5-1.3 new)

18       Sec. 5-1.3. Enrollment in other programs. The Department  
19 shall encourage and facilitate the enrollment of children in  
20 the medical assistance program under this Article with their  
21 enrollment in the National School Lunch Program, the School  
22 Breakfast Program, the Special Supplemental Nutrition Program  
23 for Women, Infants and Children, Head Start, and similar  
24 programs having an income-eligibility requirement so that, to  
25 the extent possible, a family does not have to submit  
26 information needed to determine eligibility for these  
27 programs more than once.

28       (305 ILCS 5/5-1.4 new)

29       Sec. 5-1.4. Child's income eligibility. In making a  
30 determination of a child's income eligibility for medical

1 assistance under this Article, the Department shall accept an  
2 applicant's attestation that a child satisfies the household  
3 income requirement of this Article. The attestation is  
4 subject to verification by the Department after the child's  
5 enrollment in the medical assistance program if the child  
6 meets all other applicable eligibility requirements. In  
7 verifying income eligibility under this Section, the  
8 Department may, within an appropriate period of time, use any  
9 reasonable means to verify a child's household income. The  
10 Department may not determine that a child's household income  
11 is unverifiable for the sole reason that the applicant is  
12 unable to provide pay stubs or other statements of income  
13 from an employer or other person.

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.