

1 AN ACT concerning health care.

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

4 Section 1. The State Employees Group Insurance Act of 1971  
5 is amended by adding Section 6.16 as follows:

6 (5 ILCS 375/6.16 new)

7 Sec. 6.16. Waiver application prohibitions.

8 (a) Notwithstanding any other law to the contrary, except  
9 as specified in subsection (b), the State shall not apply for  
10 any federal waiver that would reduce or eliminate any  
11 protection or coverage required under the Patient Protection  
12 and Affordable Care Act (Public Law 111-148) that was in effect  
13 on January 1, 2017, including, but not limited to, any  
14 protection for persons with pre-existing conditions and  
15 coverage for services identified as essential health benefits  
16 under the Patient Protection and Affordable Care Act.

17 (b) The State or an agency of the executive branch may  
18 apply for such a waiver only if the General Assembly, by joint  
19 resolution approved by a majority of each chamber prior to the  
20 submission of such a waiver application to the U.S. Department  
21 of Health and Human Services, authorizes the State or an agency  
22 of the executive branch to apply for such a federal waiver.

1 Section 5. The Illinois Insurance Code is amended by adding  
2 Section 356z.29 as follows:

3 (215 ILCS 5/356z.29 new)

4 Sec. 356z.29. Waiver application prohibitions.

5 (a) Notwithstanding any other law to the contrary, except  
6 as specified in subsection (b), the State shall not apply for  
7 any federal waiver that would permit an individual or group  
8 health insurance plan to reduce or eliminate any protection or  
9 coverage required under the Patient Protection and Affordable  
10 Care Act (Public Law 111-148) that was in effect on January 1,  
11 2017, including, but not limited to, any protection for persons  
12 with pre-existing conditions and coverage for services  
13 identified as essential health benefits under the Patient  
14 Protection and Affordable Care Act.

15 (b) The State or an agency of the executive branch may  
16 apply for such a waiver only if the General Assembly, by joint  
17 resolution approved by a majority of each chamber prior to the  
18 submission of such a waiver application to the U.S. Department  
19 of Health and Human Services, authorizes the State or an agency  
20 of the executive branch to apply for such a federal waiver.

21 Section 10. The Illinois Public Aid Code is amended by  
22 adding Section 5-36 as follows:

23 (305 ILCS 5/5-36 new)

1       Sec. 5-36. Waiver application prohibitions.

2       (a) Notwithstanding any other law, except as specified in  
3 subsection (b), the State or an agency of the executive branch  
4 shall not apply for any federal Medicaid waiver that would  
5 result in more restrictive standards, methodologies,  
6 procedures, or other requirements than those that were in  
7 effect in Illinois as of January 1, 2017 for: (i) the Medical  
8 Assistance Program, as authorized under this Code and Title XIX  
9 of the Social Security Act; (ii) the Children's Health  
10 Insurance Program, as authorized under the Children's Health  
11 Insurance Program Act and Title XXI of the Social Security Act;  
12 or (iii) any other medical assistance program in Illinois that  
13 is operating under any existing federal waiver authorized under  
14 Section 1115 or Section 1915 of the Social Security Act.

15       (b) The State or an agency of the executive branch may  
16 apply for such a waiver only if the General Assembly, by joint  
17 resolution approved by a majority of each chamber prior to the  
18 submission of such a waiver application to the U.S. Department  
19 of Health and Human Services, authorizes the State or an agency  
20 of the executive branch to apply for such a federal waiver.

21       Section 99. Effective date. This Act takes effect upon  
22 becoming law.