

HB4053



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4053

Introduced 1/13/2020, by Rep. Michael Halpin

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5E-5

Amends the Illinois Public Aid Code. Provides that, for the purposes of the nursing home bed fee, the term "provider" does not include any county that provides skilled nursing or intermediate long-term care services.

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FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

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 changing Section 5E-5 as follows:

6 (305 ILCS 5/5E-5)

7 Sec. 5E-5. Definitions. As used in this Article, unless the
8 context requires otherwise:

9 "Nursing home" means (i) a skilled nursing or intermediate
10 long-term care facility, whether public or private and whether
11 organized for profit or not-for-profit, that is subject to
12 licensure by the Illinois Department of Public Health under the
13 Nursing Home Care Act, the ID/DD Community Care Act, or the
14 MC/DD Act, including a county nursing home directed and
15 maintained under Section 5-1005 of the Counties Code, and (ii)
16 a part of a hospital in which skilled or intermediate long-term
17 care services within the meaning of Title XVIII or XIX of the
18 Social Security Act are provided; except that the term "nursing
19 home" does not include a facility operated solely as an
20 intermediate care facility for the intellectually disabled
21 within the meaning of Title XIX of the Social Security Act or a
22 specialized mental health rehabilitation facility.

23 "Nursing home provider" means (i) a person licensed by the

1 Department of Public Health to operate and maintain a skilled
2 nursing or intermediate long-term care facility which charges
3 its residents, a third party payor, Medicaid, or Medicare for
4 skilled nursing or intermediate long-term care services, or
5 (ii) a hospital provider that provides skilled or intermediate
6 long-term care services within the meaning of Title XVIII or
7 XIX of the Social Security Act. "Nursing home provider" does
8 not include a person who operates or a provider who provides
9 services within a specialized mental health rehabilitation
10 facility. For purposes of this paragraph, "person" means any
11 political subdivision of the State, municipal corporation,
12 individual, firm, partnership, corporation, company, limited
13 liability company, association, joint stock association, or
14 trust, or a receiver, executor, trustee, guardian, or other
15 representative appointed by order of any court, but does not
16 include any county that provides skilled nursing or
17 intermediate long-term care services. "Hospital provider"
18 means a person licensed by the Department of Public Health to
19 conduct, operate, or maintain a hospital.

20 "Licensed bed days" shall be computed separately for each
21 nursing home operated or maintained by a nursing home provider
22 and means, with respect to a nursing home provider, the sum for
23 all nursing home beds of the number of days during a calendar
24 quarter on which each bed is covered by a license issued to
25 that provider under the Nursing Home Care Act or the Hospital
26 Licensing Act.

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1 (Source: P.A. 99-180, eff. 7-29-15.)