

**SB3840**



**101ST GENERAL ASSEMBLY**

**State of Illinois**

**2019 and 2020**

**SB3840**

Introduced 2/14/2020, by Sen. Ram Villivalam

**SYNOPSIS AS INTRODUCED:**

305 ILCS 5/5-2.07

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that a person who uses Medicaid spend-down to qualify for medical assistance shall not be eligible for medical assistance if the person does not meet his or her monthly spend-down for 6 consecutive months. Effective immediately.

LRB101 20353 KTG 69898 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 changing Section 5-2.07 as follows:

6 (305 ILCS 5/5-2.07)

7 Sec. 5-2.07. Use of Medicaid spend-down. No later than July  
8 1, 2007, subject to federal approval of a State Medicaid Plan  
9 amendment, which shall be sought by the Department of  
10 Healthcare and Family Services or its successor agency, persons  
11 described in item 2(a) of Section 5-2, who fail to qualify for  
12 basic maintenance under Article III of this Code on the basis  
13 of need because of excess income or assets, or both, may  
14 establish eligibility for medical assistance by paying the  
15 amount of their monthly spend-down under this Article (as  
16 described in 42 CFR 435.831) to the Department of Healthcare  
17 and Family Services or its successor agency or by having a  
18 third party pay that amount to the Department on their behalf.  
19 A person who uses Medicaid spend-down to qualify for medical  
20 assistance shall not be eligible for medical assistance if the  
21 person does not meet his or her monthly spend-down for 6  
22 consecutive months.

23 (Source: P.A. 94-847, eff. 1-1-07.)

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.