

SB3320



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3320

Introduced 2/14/2014, by Sen. Dan Duffy

SYNOPSIS AS INTRODUCED:

305 ILCS 5/11-5.2

Amends the Illinois Public Aid Code. Provides that the Department of Healthcare and Family Services shall (rather than may) enter into a contract with the vendor selected to verify eligibility for medicaid assistance. Effective immediately.

LRB098 15304 KTG 50328 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 11-5.2 as follows:

6 (305 ILCS 5/11-5.2)

7 Sec. 11-5.2. Income, Residency, and Identity Verification
8 System.

9 (a) The Department shall ensure that its proposed
10 integrated eligibility system shall include the computerized
11 functions of income, residency, and identity eligibility
12 verification to verify eligibility, eliminate duplication of
13 medical assistance, and deter fraud. Until the integrated
14 eligibility system is operational, the Department shall ~~may~~
15 enter into a contract with the vendor selected pursuant to
16 Section 11-5.3 as necessary to obtain the electronic data
17 matching described in this Section. This contract shall be
18 exempt from the Illinois Procurement Code pursuant to
19 subsection (h) of Section 1-10 of that Code.

20 (b) Prior to awarding medical assistance at application
21 under Article V of this Code, the Department shall, to the
22 extent such databases are available to the Department, conduct
23 data matches using the name, date of birth, address, and Social

1 Security Number of each applicant or recipient or responsible
2 relative of an applicant or recipient against the following:

3 (1) Income tax information.

4 (2) Employer reports of income and unemployment
5 insurance payment information maintained by the Department
6 of Employment Security.

7 (3) Earned and unearned income, citizenship and death,
8 and other relevant information maintained by the Social
9 Security Administration.

10 (4) Immigration status information maintained by the
11 United States Citizenship and Immigration Services.

12 (5) Wage reporting and similar information maintained
13 by states contiguous to this State.

14 (6) Employment information maintained by the
15 Department of Employment Security in its New Hire Directory
16 database.

17 (7) Employment information maintained by the United
18 States Department of Health and Human Services in its
19 National Directory of New Hires database.

20 (8) Veterans' benefits information maintained by the
21 United States Department of Health and Human Services, in
22 coordination with the Department of Health and Human
23 Services and the Department of Veterans' Affairs, in the
24 federal Public Assistance Reporting Information System
25 (PARIS) database.

26 (9) Residency information maintained by the Illinois

1 Secretary of State.

2 (10) A database which is substantially similar to or a
3 successor of a database described in this Section that
4 contains information relevant for verifying eligibility
5 for medical assistance.

6 (c) (Blank).

7 (d) If a discrepancy results between information provided
8 by an applicant, recipient, or responsible relative and
9 information contained in one or more of the databases or
10 information tools listed under subsection (b) ~~or (c)~~ of this
11 Section or subsection (c) of Section 11-5.3 and that
12 discrepancy calls into question the accuracy of information
13 relevant to a condition of eligibility provided by the
14 applicant, recipient, or responsible relative, the Department
15 or its contractor shall review the applicant's or recipient's
16 case using the following procedures:

17 (1) If the information discovered under subsection (b)
18 ~~(c)~~ of this Section or subsection (c) of Section 11-5.3
19 does not result in the Department finding the applicant or
20 recipient ineligible for assistance under Article V of this
21 Code, the Department shall finalize the determination or
22 redetermination of eligibility.

23 (2) If the information discovered results in the
24 Department finding the applicant or recipient ineligible
25 for assistance, the Department shall provide notice as set
26 forth in Section 11-7 of this Article.

1 (3) If the information discovered is insufficient to
2 determine that the applicant or recipient is eligible or
3 ineligible, the Department shall provide written notice to
4 the applicant or recipient which shall describe in
5 sufficient detail the circumstances of the discrepancy,
6 the information or documentation required, the manner in
7 which the applicant or recipient may respond, and the
8 consequences of failing to take action. The applicant or
9 recipient shall have 10 business days to respond.

10 (4) If the applicant or recipient does not respond to
11 the notice, the Department shall deny assistance for
12 failure to cooperate, in which case the Department shall
13 provide notice as set forth in Section 11-7. Eligibility
14 for assistance shall not be established until the
15 discrepancy has been resolved.

16 (5) If an applicant or recipient responds to the
17 notice, the Department shall determine the effect of the
18 information or documentation provided on the applicant's
19 or recipient's case and shall take appropriate action.
20 Written notice of the Department's action shall be provided
21 as set forth in Section 11-7 of this Article.

22 (6) Suspected cases of fraud shall be referred to the
23 Department's Inspector General.

24 (e) The Department shall adopt any rules necessary to
25 implement this Section.

26 (Source: P.A. 97-689, eff. 6-14-12; revised 11-12-13.)

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