

HB0975



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB0975

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-5.01a

Amends the Illinois Public Aid Code. Makes a technical change in a Section concerning supportive living facilities.

LRB099 04810 KTG 24839 b

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 5-5.01a as follows:

6 (305 ILCS 5/5-5.01a)

7 Sec. 5-5.01a. Supportive living facilities program. The
8 ~~The~~ Department shall establish and provide oversight for a
9 program of supportive living facilities that seek to promote
10 resident independence, dignity, respect, and well-being in the
11 most cost-effective manner.

12 A supportive living facility is either a free-standing
13 facility or a distinct physical and operational entity within a
14 nursing facility. A supportive living facility integrates
15 housing with health, personal care, and supportive services and
16 is a designated setting that offers residents their own
17 separate, private, and distinct living units.

18 Sites for the operation of the program shall be selected by
19 the Department based upon criteria that may include the need
20 for services in a geographic area, the availability of funding,
21 and the site's ability to meet the standards.

22 Beginning July 1, 2014, subject to federal approval, the
23 Medicaid rates for supportive living facilities shall be equal

1 to the supportive living facility Medicaid rate effective on
2 June 30, 2014 increased by 8.85%. Once the assessment imposed
3 at Article V-G of this Code is determined to be a permissible
4 tax under Title XIX of the Social Security Act, the Department
5 shall increase the Medicaid rates for supportive living
6 facilities effective on July 1, 2014 by 9.09%. The Department
7 shall apply this increase retroactively to coincide with the
8 imposition of the assessment in Article V-G of this Code in
9 accordance with the approval for federal financial
10 participation by the Centers for Medicare and Medicaid
11 Services.

12 The Department may adopt rules to implement this Section.
13 Rules that establish or modify the services, standards, and
14 conditions for participation in the program shall be adopted by
15 the Department in consultation with the Department on Aging,
16 the Department of Rehabilitation Services, and the Department
17 of Mental Health and Developmental Disabilities (or their
18 successor agencies).

19 Facilities or distinct parts of facilities which are
20 selected as supportive living facilities and are in good
21 standing with the Department's rules are exempt from the
22 provisions of the Nursing Home Care Act and the Illinois Health
23 Facilities Planning Act.

24 (Source: P.A. 98-651, eff. 6-16-14.)