

# SB4192



## 104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB4192

Introduced 4/28/2026, by Sen. Sara Feigenholtz

### SYNOPSIS AS INTRODUCED:

320 ILCS 40/15

from Ch. 23, par. 6915

Amends the Program of All-Inclusive Care for the Elderly Act. Provides that the geographic area consisting of the following zip codes in Cook County shall be a designated service area under the Program of All-Inclusive Care for the Elderly program: 60610, 60613, 60614, 60640, and 60657.

LRB104 21496 KTG 36788 b

A BILL FOR

1 AN ACT concerning aging.

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

4 Section 5. The Program of All-Inclusive Care for the  
5 Elderly Act is amended by changing Section 15 as follows:

6 (320 ILCS 40/15) (from Ch. 23, par. 6915)

7 Sec. 15. Program implementation.

8 (a) The Department of Healthcare and Family Services must  
9 prepare and submit a PACE State Plan amendment no later than  
10 December 31, 2022 to the federal Centers for Medicare and  
11 Medicaid Services to establish the Program of All-Inclusive  
12 Care for the Elderly (PACE program) to provide  
13 community-based, risk-based, and capitated long-term care  
14 services as optional services under the Illinois Title XIX  
15 State Plan and under contracts entered into between the  
16 federal Centers for Medicare and Medicaid Services, the  
17 Department of Healthcare and Family Services, and PACE  
18 organizations, meeting the requirements of the Balanced Budget  
19 Act of 1997 (Public Law 105-33) and any other applicable law or  
20 regulation.

21 (b) The Department of Healthcare and Family Services shall  
22 facilitate the PACE organization application process no later  
23 than December 31, 2023.

1 (c) All PACE organizations selected shall begin operations  
2 no later than June 30, 2024.

3 (d) Using a risk-based financing model, the organizations  
4 contracted to implement the PACE program shall assume  
5 responsibility for all costs generated by the PACE program  
6 participants, and shall create and maintain a risk reserve  
7 fund that will cover any cost overages for any participant.  
8 The PACE program is responsible for the entire range of  
9 services in the consolidated service model, including hospital  
10 and nursing home care, according to participant need as  
11 determined by a multidisciplinary team. The contracted  
12 organizations are responsible for the full financial risk.  
13 Specific arrangements of the risk-based financing model shall  
14 be adopted and negotiated by the federal Centers for Medicare  
15 and Medicaid Services, the organizations contracted to  
16 implement the PACE program, and the Department of Healthcare  
17 and Family Services.

18 (e) The requirements of the PACE model, as provided for  
19 under Section 1894 (42 U.S.C. Sec. 1395eee) and Section 1934  
20 (42 U.S.C. Sec. 1396u-4) of the federal Social Security Act,  
21 shall not be waived or modified. The requirements that shall  
22 not be waived or modified include all of the following:

23 (1) The focus on frail elderly qualifying individuals  
24 who require the level of care provided in a nursing  
25 facility.

26 (2) The delivery of comprehensive, integrated acute

1 and long-term care services.

2 (3) The interdisciplinary team approach to care  
3 management and service delivery.

4 (4) Capitated, integrated financing that allows the  
5 provider to pool payments received from public and private  
6 programs and individuals.

7 (5) The assumption by the provider of full financial  
8 risk.

9 (6) The provision of a PACE benefit package for all  
10 participants, regardless of source of payment, that shall  
11 include all of the following:

12 (A) All Medicare-covered items and services.

13 (B) All Medicaid-covered items and services, as  
14 specified in the Illinois Title XIX State Plan.

15 (C) Other services determined necessary by the  
16 interdisciplinary team to improve and maintain the  
17 participant's overall health status.

18 (f) The provisions under Sections 1-7 and 5-4 of the  
19 Illinois Public Aid Code and under 80 Ill. Adm. Code 120.379,  
20 120.380, and 120.385 shall apply when determining the  
21 eligibility for medical assistance of a person receiving PACE  
22 services from an organization providing services under this  
23 Act.

24 (g) Provisions governing the treatment of income and  
25 resources of a married couple, for the purposes of determining  
26 the eligibility of a nursing-facility certifiable or

1 institutionalized spouse, shall be established so as to  
2 qualify for federal financial participation.

3 (h) Notwithstanding subsection (e), and only to the extent  
4 federal financial participation is available, the Department  
5 of Healthcare and Family Services, in consultation with PACE  
6 organizations, may seek increased federal regulatory  
7 flexibility from the federal Centers for Medicare and Medicaid  
8 Services to modernize the PACE program, which may include, but  
9 is not limited to, addressing all of the following:

10 (A) Composition of PACE interdisciplinary teams.

11 (B) Use of community-based physicians.

12 (C) Marketing practices.

13 (D) Development of a streamlined PACE waiver process.

14 This subsection shall be operative upon federal approval  
15 of a capitation rate methodology as provided under Section 16.

16 (i) Each PACE organization shall provide the Department  
17 with required reporting documents as set forth in 42 CFR  
18 460.190 through 42 CFR 460.196.

19 (j) The geographic area consisting of the following zip  
20 codes in Cook County shall be a designated service area under  
21 the PACE program: 60610, 60613, 60614, 60640, and 60657.

22 (Source: P.A. 102-43, eff. 7-6-21.)