



Rep. Gregory Harris

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10000HB4165ham001

LRB100 15528 KTG 36406 a

1 AMENDMENT TO HOUSE BILL 4165

2 AMENDMENT NO. _____. Amend House Bill 4165 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. The State Employees Group Insurance Act of 1971
5 is amended by adding Section 6.16 as follows:

6 (5 ILCS 375/6.16 new)

7 Sec. 6.16. Waiver application prohibitions.

8 (a) Notwithstanding any other law to the contrary, except
9 as specified in subsection (b), the State shall not apply for
10 any federal waiver that would reduce or eliminate any
11 protection or coverage required under the Patient Protection
12 and Affordable Care Act (Public Law 111-148) that was in effect
13 on January 1, 2017, including, but not limited to, any
14 protection for persons with pre-existing conditions and
15 coverage for services identified as essential health benefits
16 under the Patient Protection and Affordable Care Act.

1 (b) The State or an agency of the executive branch may
2 apply for such a waiver only if the General Assembly, by joint
3 resolution approved by a majority of each chamber prior to the
4 submission of such a waiver application to the U.S. Department
5 of Health and Human Services, authorizes the State or an agency
6 of the executive branch to apply for such a federal waiver.

7 Section 5. The Illinois Insurance Code is amended by adding
8 Section 356z.29 as follows:

9 (215 ILCS 5/356z.29 new)

10 Sec. 356z.29. Waiver application prohibitions.

11 (a) Notwithstanding any other law to the contrary, except
12 as specified in subsection (b), the State shall not apply for
13 any federal waiver that would permit an individual or group
14 health insurance plan to reduce or eliminate any protection or
15 coverage required under the Patient Protection and Affordable
16 Care Act (Public Law 111-148) that was in effect on January 1,
17 2017, including, but not limited to, any protection for persons
18 with pre-existing conditions and coverage for services
19 identified as essential health benefits under the Patient
20 Protection and Affordable Care Act.

21 (b) The State or an agency of the executive branch may
22 apply for such a waiver only if the General Assembly, by joint
23 resolution approved by a majority of each chamber prior to the
24 submission of such a waiver application to the U.S. Department

1 of Health and Human Services, authorizes the State or an agency
2 of the executive branch to apply for such a federal waiver.

3 Section 10. The Illinois Public Aid Code is amended by
4 adding Section 5-36 as follows:

5 (305 ILCS 5/5-36 new)

6 Sec. 5-36. Waiver application prohibitions.

7 (a) Notwithstanding any other law, except as specified in
8 subsection (b), the State or an agency of the executive branch
9 shall not apply for any federal Medicaid waiver that would
10 result in more restrictive standards, methodologies,
11 procedures, or other requirements than those that were in
12 effect in Illinois as of January 1, 2017 for: (i) the Medical
13 Assistance Program, as authorized under this Code and Title XIX
14 of the Social Security Act; (ii) the Children's Health
15 Insurance Program, as authorized under the Children's Health
16 Insurance Program Act and Title XXI of the Social Security Act;
17 or (iii) any other medical assistance program in Illinois that
18 is operating under any existing federal waiver authorized under
19 Section 1115 or Section 1915 of the Social Security Act.

20 (b) The State or an agency of the executive branch may
21 apply for such a waiver only if the General Assembly, by joint
22 resolution approved by a majority of each chamber prior to the
23 submission of such a waiver application to the U.S. Department
24 of Health and Human Services, authorizes the State or an agency

1 of the executive branch to apply for such a federal waiver.

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