



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3027

by Rep. Kathleen Willis

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-5.10 new

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that the medical assistance program shall cover charges incurred, and anesthetics provided, in conjunction with dental care that is provided to an individual in a hospital or an ambulatory surgical treatment center if the individual is otherwise eligible for medical assistance and any of the following applies: (1) the individual has a medical condition that requires hospitalization or general anesthesia for dental care; or (2) the individual is a person with a disability. Defines "person with a disability" to mean a person, regardless of age, with a chronic disability if the chronic disability meets specified conditions. Provides that the medical assistance program shall cover charges incurred, and anesthetics provided by a dentist with a permit provided under the Illinois Dental Practice Act or by a physician licensed under the Medical Practice Act to practice medicine in all of its branches, in conjunction with dental care that is provided to an individual in a dental office, oral surgeon's office, hospital, or ambulatory surgical treatment center if the individual, regardless of age, is otherwise eligible for medical assistance and has been diagnosed with (i) an autism spectrum disorder as defined in the Autism Spectrum Disorders Reporting Act or (ii) a developmental disability. Defines "developmental disability". Requires the Department of Healthcare and Family Services to reimburse providers of services covered under the amendatory Act at the same rates as the Medicare program's rates for similar services.

LRB101 10853 KTG 56190 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 adding Section 5-5.10 as follows:

6 (305 ILCS 5/5-5.10 new)

7 Sec. 5-5.10. Coverage for adjunctive services in dental
8 care.

9 (a) As used in this Section:

10 "Ambulatory surgical treatment center" has the meaning
11 given to that term in Section 3 of the Ambulatory Surgical
12 Treatment Center Act.

13 "Person with a disability" means a person, regardless of
14 age, with a chronic disability if the chronic disability meets
15 all of the following conditions:

16 (1) It is attributable to a mental or physical
17 impairment or combination of mental and physical
18 impairments.

19 (2) It is likely to continue.

20 (3) It results in substantial functional limitations
21 in one or more of the following areas of major life
22 activity:

23 (A) self-care;

- 1 (B) receptive and expressive language;
2 (C) learning;
3 (D) mobility;
4 (E) capacity for independent living; or
5 (F) economic self-sufficiency.

6 (b) The medical assistance program shall cover charges
7 incurred, and anesthetics provided, in conjunction with dental
8 care that is provided to an individual in a hospital or an
9 ambulatory surgical treatment center if the individual is
10 otherwise eligible for medical assistance and any of the
11 following applies:

12 (1) the individual has a medical condition that
13 requires hospitalization or general anesthesia for dental
14 care; or

15 (2) the individual is a person with a disability.

16 (c) The medical assistance program shall cover charges
17 incurred, and anesthetics provided by a dentist with a permit
18 provided under Section 8.1 of the Illinois Dental Practice Act
19 or by a physician licensed under the Medical Practice Act to
20 practice medicine in all of its branches, in conjunction with
21 dental care that is provided to an individual in a dental
22 office, oral surgeon's office, hospital, or ambulatory
23 surgical treatment center if the individual, regardless of age,
24 is otherwise eligible for medical assistance and has been
25 diagnosed with an autism spectrum disorder as defined in
26 Section 10 of the Autism Spectrum Disorders Reporting Act or a

1 developmental disability.

2 As used in this subsection, "developmental disability"
3 means a disability that is attributable to an intellectual
4 disability or a related condition, if the related condition
5 meets all of the following conditions:

6 (1) it is attributable to cerebral palsy, epilepsy, or
7 any other condition, other than mental illness, found to be
8 closely related to an intellectual disability because that
9 condition results in impairment of general intellectual
10 functioning or adaptive behavior similar to that of
11 individuals with an intellectual disability and requires
12 treatment or services similar to those required for those
13 individuals; for purposes of this definition, autism is
14 considered a related condition;

15 (2) it is manifested before the individual reaches age
16 22;

17 (3) it is likely to continue indefinitely; and

18 (4) it results in substantial functional limitations
19 in 3 or more of the following areas of major life activity:
20 self-care, language, learning, mobility, self-direction,
21 and capacity for independent living.

22 (d) The Department shall reimburse providers of services
23 covered under this Section at the same rates as the Medicare
24 program's rates for similar services.