



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB3531

Introduced 2/14/2020, by Sen. Sara Feigenholtz

#### SYNOPSIS AS INTRODUCED:

20 ILCS 505/5g new

Amends the Children and Family Services Act. Provides that beginning in State Fiscal Year 2021, and for every State fiscal year thereafter, the Department of Children and Family Services shall implement the rate reimbursement methodology outlined in a specified provision of the Illinois Administrative Code when calculating and determining the payment rates for private agencies that contract with the Department to provide any specified services, including, but not limited to: (i) residential services; (ii) specialized, adolescent, treatment, or other non-traditional or Home-of-Relative foster care services; and (iii) intact family services. Provides that the payment rates calculated and determined, as provided in the amendatory Act, shall include an amount equal to any increase in the general inflation as determined by the consumer price index and shall be subject to appropriations. Effective immediately.

LRB101 18739 KTG 68194 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning children.

2 WHEREAS, The Department of Children and Family Services'  
3 stated mission is to protect children who are reported to be  
4 abused or neglected and to increase their families' capacity to  
5 safely care for them; provide for the well-being of children in  
6 their care; provide appropriate, permanent families as quickly  
7 as possible for those children who cannot safely return home;  
8 support early intervention and child abuse prevention  
9 activities and work in partnerships with communities to fulfill  
10 this mission; and

11 WHEREAS, Community-based agencies provide care and  
12 services for more than 80% of children involved with the child  
13 welfare system on behalf of the State of Illinois, which has a  
14 moral, legal, and financial responsibility to provide them with  
15 the best possible care; and

16 WHEREAS, The Department of Children and Family Services  
17 contracts with community-based agencies to provide services  
18 for, but not limited to, children and youth in foster care,  
19 intact families, and congregate care settings, at an  
20 established fixed rate which should include all costs  
21 associated with the delivery of those services; and

22 WHEREAS, The community-based agencies that provide these  
23 vital services continually face rising operational and

1 personnel costs such as competitive employee wages, increasing  
2 insurance premiums, employee benefits, occupancy, utilities,  
3 training costs, and travel costs, yet the rates provided to the  
4 community-based agencies are not adjusted for these  
5 costs-of-doing-business expenses; and

6 WHEREAS, It is the obligation of the General Assembly to  
7 promote the health, safety, and well-being of children, youth,  
8 and families in the care of the Department of Children and  
9 Family Services; and

10 WHEREAS, Investing in community-based agencies will help  
11 the General Assembly meet its obligation and improve outcomes  
12 for all families to reach their full potential and to ensure a  
13 stronger and more equitable future for the children, youth, and  
14 families in the care of the Department of Children and Family  
15 Services; and

16 WHEREAS, It is imperative that the General Assembly  
17 establish a standardized annual process that includes  
18 adjustments for the cost of doing business, as measured by the  
19 Consumer Price Index, and for evaluating and setting the rates  
20 for child welfare services to ensure sufficient resources to  
21 obtain the appropriate outcomes for children, youth, and  
22 families involved in the Illinois child welfare system;  
23 therefore

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

3           Section 5. The Children and Family Services Act is amended  
4           by adding Section 5g as follows:

5           (20 ILCS 505/5g new)

6           Sec. 5g. Payment rate increases for reimbursable services.

7           (a) As used in this Section, "consumer price index" means  
8           the index published by the Bureau of Labor Statistics of the  
9           United States Department of Labor that measures the consumer  
10           price index of all items less medical care in Midwest urban  
11           areas, for all urban consumers, not seasonally adjusted.

12           (b) Beginning in State Fiscal Year 2021, and for every  
13           State fiscal year thereafter, the Department shall implement  
14           the rate reimbursement methodology outlined in 89 Ill. Adm.  
15           Code 356.50(f) when calculating and determining the payment  
16           rates for private agencies that contract with the Department to  
17           provide any of the services enumerated in 89 Ill. Adm. Code  
18           356.50(f) and in paragraph (1) of this subsection. Payment  
19           rates calculated and determined as provided in this Section  
20           shall include an amount equal to any increase in the general  
21           inflation as determined by the consumer price index. The  
22           contractual and grant services under this Section to which the

1 rate methodology shall apply include the following:

2 (1) Residential services, including child care  
3 institution, group home care, independent living services,  
4 or transitional living services.

5 (2) Specialized, adolescent, treatment, or other  
6 non-traditional or Home-of-Relative foster care.

7 (3) Traditional or Home-of-Relative foster care.

8 (4) Intact Family Services.

9 (5) Teen Parenting Services.

10 (c) The payment rates calculated and determined as provided  
11 in this Section shall be subject to appropriations.

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law.