



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB3288

Introduced 2/19/2021, by Rep. Anna Moeller

#### SYNOPSIS AS INTRODUCED:

20 ILCS 505/5g new

Amends the Children and Family Services Act. Provides that beginning in State Fiscal Year 2023, and for every State fiscal year thereafter, the Department of Children and Family Services shall implement the reimbursement methodology outlined in a specified provision of the Illinois Administrative Code when calculating and determining the payment reimbursements for community-based agencies that contract with the Department to provide 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; (iii) intact family services; and (iv) teen parenting services. Provides that the payment reimbursement calculated and determined, as provided in the amendatory Act, shall be subject to appropriation. Effective immediately.

LRB102 11737 KTG 17071 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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  
5 to safely care for them; provide for the well-being of  
6 children in their care; provide appropriate, permanent  
7 families as quickly as possible for those children who cannot  
8 safely return home; support early intervention and child abuse  
9 prevention activities and work in partnerships with  
10 communities to fulfill 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  
15 with the best possible care; and

16 WHEREAS, Community-based agencies serve populations of  
17 children, youth, and families of color which are  
18 disproportionately represented in the child welfare system;  
19 and

20 WHEREAS, The Department of Children and Family Services  
21 contracts with community-based agencies to provide services  
22 for, but not limited to, children and youth in foster care,  
23 intact families, and congregate care settings, at an

1 established fixed reimbursement methodology which should  
2 include all costs associated with the delivery of those  
3 services; and

4 WHEREAS, Providers of residential services,  
5 non-traditional or Home-of-Relative foster care services,  
6 intact family services, and teen parenting services are  
7 crucial in supporting children and families, especially those  
8 who face greater challenges due to structural racism,  
9 pervasive poverty, and trauma exposure; and

10 WHEREAS, If such providers and their programs are  
11 inadequately reimbursed, it can lead to the most vulnerable  
12 children and families in society being left without connection  
13 to necessary services; and

14 WHEREAS, The community-based agencies that provide these  
15 vital services continually face rising operational and  
16 personnel expenditures such as competitive employee wages,  
17 increasing insurance premiums, employee benefits, occupancy,  
18 utilities, and training and travel expenditures, yet the  
19 reimbursements provided to the community-based agencies are  
20 not adjusted for these costs-of-doing-business expenses; and

21 WHEREAS, Community-based agencies employ a diverse  
22 workforce, a significant proportion of which identify as Black

1 and Latinx; and

2 WHEREAS, It is the obligation of the General Assembly to  
3 promote the health, safety, and well-being of children, youth,  
4 and families in the care of the Department of Children and  
5 Family Services; and

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

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

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

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

3 (20 ILCS 505/5g new)

4 Sec. 5g. Payment for reimbursable services.

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

10 (b) Beginning in State Fiscal Year 2023, and for every  
11 State fiscal year thereafter, the Department shall implement  
12 the reimbursement methodology outlined in 89 Ill. Adm. Code  
13 356.50(f) when calculating and determining the payment  
14 reimbursements for community-based agencies that contract with  
15 the Department to provide any of the services enumerated in 89  
16 Ill. Adm. Code 356.50(f) and in paragraph (1) of this  
17 subsection. Payment reimbursements calculated and determined  
18 as provided in this Section shall include an amount equal to  
19 any increase in the general inflation as determined by the  
20 consumer price index. The contractual and grant services under  
21 this Section to which the reimbursement methodology shall  
22 apply include the following:

23 (1) Residential services, including child care  
24 institution, group home care, independent living services,

1 and transitional living services.

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

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

5 (4) Intact Family Services.

6 (5) Teen Parenting Services.

7 (c) The payment reimbursements calculated and determined  
8 as provided in this Section shall be subject to appropriation.

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.