

# HB5281



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5281

Introduced 2/9/2024, by Rep. Anne Stava-Murray

### SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-2b

Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that subject to federal approval, on and after January 1, 2025, the reimbursement rates for nursing paid through Nursing and Personal Care Services for non-waiver customers and to providers of private duty nursing services for medically fragile and technology dependent children eligible for medical assistance shall be 7% higher than the reimbursement rates in effect for nursing services on December 31, 2024. Effective immediately.

LRB103 37535 KTG 67658 b

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 changing Section 5-2b as follows:

6 (305 ILCS 5/5-2b)

7 Sec. 5-2b. Medically fragile and technology dependent  
8 children eligibility and program; provider reimbursement  
9 rates.

10 (a) Notwithstanding any other provision of law except as  
11 provided in Section 5-30a, on and after September 1, 2012,  
12 subject to federal approval, medical assistance under this  
13 Article shall be available to children who qualify as persons  
14 with a disability, as defined under the federal Supplemental  
15 Security Income program and who are medically fragile and  
16 technology dependent. The program shall allow eligible  
17 children to receive the medical assistance provided under this  
18 Article in the community and must maximize, to the fullest  
19 extent permissible under federal law, federal reimbursement  
20 and family cost-sharing, including co-pays, premiums, or any  
21 other family contributions, except that the Department shall  
22 be permitted to incentivize the utilization of selected  
23 services through the use of cost-sharing adjustments. The

1 Department shall establish the policies, procedures,  
2 standards, services, and criteria for this program by rule.

3 (b) Notwithstanding any other provision of this Code,  
4 subject to federal approval, on and after January 1, 2024, the  
5 reimbursement rates for nursing paid through Nursing and  
6 Personal Care Services for non-waiver customers and to  
7 providers of private duty nursing services for children  
8 eligible for medical assistance under this Section shall be  
9 20% higher than the reimbursement rates in effect for nursing  
10 services on December 31, 2023.

11 (c) Notwithstanding any other provision of this Code,  
12 subject to federal approval, on and after January 1, 2025, the  
13 reimbursement rates for nursing paid through Nursing and  
14 Personal Care Services for non-waiver customers and to  
15 providers of private duty nursing services for children  
16 eligible for medical assistance under this Section shall be 7%  
17 higher than the reimbursement rates in effect for nursing  
18 services on December 31, 2024.

19 (Source: P.A. 103-102, eff. 1-1-24.)

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.