



Rep. Jay Hoffman

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10300SB1291ham002

LRB103 27559 KTG 61678 a

1 AMENDMENT TO SENATE BILL 1291

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1291 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Public Aid Code is amended by  
5 changing Section 12-12 as follows:

6 (305 ILCS 5/12-12) (from Ch. 23, par. 12-12)

7 Sec. 12-12. Collection of claims; enforcement of penalty  
8 provisions.

9 (a) The Illinois Department shall pursue the legal  
10 procedure necessary to collect the claims and enforce the  
11 penalty provisions provided in any Section or Article of this  
12 Code relative to applicants and recipients of public aid. The  
13 Attorney General, at the request of the Illinois Department,  
14 shall take the necessary proceedings and represent the  
15 Illinois Department in any matter arising in connection with  
16 such claims or enforcement of penalty provisions.

1       (b) In matters concerning the recovery of overpayments for  
2 benefits provided by the Department of Human Services, the  
3 Department shall send a recipient written notice and a demand  
4 for payment of any amount in overpaid benefits owed within 5  
5 years after the Department's right to collect the overpayment  
6 first accrued. The Department of Human Services shall issue  
7 such notice by certified mail to the recipient's last known  
8 mailing address. Actions brought under this subsection by the  
9 Attorney General for the recovery of overpayments shall be  
10 commenced within 10 years after the date upon which such  
11 notice was sent.

12 (Source: P.A. 81-1085.)".