



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB1811

Introduced 2/9/2023, by Sen. Mike Simmons

#### SYNOPSIS AS INTRODUCED:

305 ILCS 5/12-4.57 new

Amends the Administration Article of the Illinois Public Aid Code. Requires the Department of Human Services to comply with the federal Consolidated Appropriations Act, 2023 (Public Law 117-328) and submit a State plan to the U.S. Department of Agriculture's Food and Nutrition Service on the replacement of stolen SNAP benefits for recipients whose benefits were stolen through card skimming, card cloning, or other similar fraudulent methods. Provides that upon federal approval, the Department shall adopt any rules necessary to implement the State plan and replace stolen SNAP benefits for recipients whose LINK cards were fraudulently compromised. Provides that any data the Department is required to submit to the U.S. Department of Agriculture's Food and Nutrition Service on the scope and frequency of SNAP fraud via card skimming, card cloning, or other similar fraudulent methods shall be shared with the Attorney General's Office for criminal prosecution. Provides that subject to appropriation, until the Department receives federal approval for a State plan on the replacement of stolen SNAP benefits, the Department shall replace a SNAP recipient's stolen benefits within 14 days of the Department receiving a report of the theft, if the Department determines that the SNAP recipient's LINK card was fraudulently compromised due to no fault of the recipient. Permits the Department to adopt any rules necessary to implement the amendatory Act. Effective immediately.

LRB103 27790 KTG 54168 b

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 12-4.57 as follows:

6 (305 ILCS 5/12-4.57 new)

7 Sec. 12-4.57. State plan on the replacement of stolen SNAP  
8 benefits.

9 (a) As used in this Section, "LINK card" means the  
10 electronic benefits transfer card issued by the Department of  
11 Human Services for the purpose of enabling a user of the card  
12 to obtain Supplemental Nutrition Assistance Program (SNAP)  
13 benefits or cash.

14 (b) The Department of Human Services shall comply with  
15 Section 501(b) of Title IV of the Consolidated Appropriations  
16 Act, 2023 (Public Law 117-328) and submit a State plan to the  
17 U.S. Department of Agriculture's Food and Nutrition Service on  
18 the replacement of stolen SNAP benefits for recipients whose  
19 benefits were stolen through card skimming, card cloning, or  
20 other similar fraudulent methods. Upon federal approval, the  
21 Department shall adopt any rules necessary to implement the  
22 State plan and replace stolen SNAP benefits for recipients  
23 whose LINK cards were fraudulently compromised. Any data the

1 Department is required to submit to the U.S. Department of  
2 Agriculture's Food and Nutrition Service on the scope and  
3 frequency of SNAP fraud via card skimming, card cloning, or  
4 other similar fraudulent methods shall be shared with the  
5 Attorney General's Office for criminal prosecution.

6 (c) Subject to appropriation, until the Department  
7 receives federal approval for a State plan on the replacement  
8 of stolen SNAP benefits, the Department shall replace a SNAP  
9 recipient's stolen benefits within 14 days of the Department  
10 receiving a report of the theft, if the Department determines  
11 that the SNAP recipient's LINK card was fraudulently  
12 compromised due to no fault of the recipient. The Department  
13 may adopt any rules necessary to implement this subsection.

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.