

1 AN ACT in relation to children's health.

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

4 Section 5. The Children's Health Insurance Program Act
5 is amended by changing Sections 20 and 22 as follows:

6 (215 ILCS 106/20)

7 (Section scheduled to be repealed on July 1, 2002)

8 Sec. 20. Eligibility.

9 (a) To be eligible for this Program, a person must be a
10 person who has a child eligible under this Act and who is
11 eligible under a waiver of federal requirements pursuant to
12 an application made pursuant to subdivision (a)(1) of Section
13 40 of this Act or who is a child who meets the following
14 criteria:

15 (1) Is a child who is not eligible for medical
16 assistance.;

17 (2) Is a child whose annual household income, as
18 determined by the Department, is above 133% of the
19 federal poverty level and at or below 185% of the federal
20 poverty level. In making a determination of income
21 eligibility under this paragraph (2), the Department
22 shall accept an applicant's attestation that a child
23 satisfies the household income requirement of this
24 paragraph. The attestation is subject to verification by
25 the Department after the child's enrollment in the
26 program if the child meets all other applicable
27 eligibility requirements. In verifying income
28 eligibility under this paragraph, the Department may,
29 within an appropriate period of time, use any reasonable
30 means to verify a child's household income. The
31 Department may not determine that a child's household

1 income is unverifiable for the sole reason that the
2 applicant is unable to provide pay stubs or other
3 statements of income from an employer or other person.;

4 (3) Is a resident of the State of Illinois,; -and

5 (4) Is a child who is either a United States
6 citizen or included in one of the following categories of
7 non-citizens:

8 (A) unmarried dependent children of either a
9 United States Veteran honorably discharged or a
10 person on active military duty;

11 (B) refugees under Section 207 of the
12 Immigration and Nationality Act;

13 (C) asylees under Section 208 of the
14 Immigration and Nationality Act;

15 (D) persons for whom deportation has been
16 withheld under Section 243(h) of the Immigration
17 and Nationality Act;

18 (E) persons granted conditional entry under
19 Section 203(a)(7) of the Immigration and Nationality
20 Act as in effect prior to April 1, 1980;

21 (F) persons lawfully admitted for permanent
22 residence under the Immigration and Nationality Act;
23 and

24 (G) parolees, for at least one year, under
25 Section 212(d)(5) of the Immigration and Nationality
26 Act.

27 Those children who are in the categories set forth in
28 subdivisions (4)(F) and (4)(G) of this subsection, who enter
29 the United States on or after August 22, 1996, shall not be
30 eligible for 5 years beginning on the date the child entered
31 the United States.

32 (b) A child who is determined to be eligible for
33 assistance shall remain eligible for 12 months, provided the
34 child maintains his or her residence in the State, has not

1 yet attained 19 years of age, and is not excluded pursuant to
2 subsection (c). Eligibility shall be re-determined by the
3 Department at least annually.

4 (c) A child shall not be eligible for coverage under
5 this Program if:

6 (1) the premium required pursuant to Section 30 of
7 this Act has not been paid. If the required premiums are
8 not paid the liability of the Program shall be limited to
9 benefits incurred under the Program for the time period
10 for which premiums had been paid. If the required
11 monthly premium is not paid, the child shall be
12 ineligible for re-enrollment for a minimum period of 3
13 months. Re-enrollment shall be completed prior to the
14 next covered medical visit and the first month's required
15 premium shall be paid in advance of the next covered
16 medical visit. The Department shall promulgate rules
17 regarding grace periods, notice requirements, and hearing
18 procedures pursuant to this subsection;

19 (2) the child is an inmate of a public institution
20 or a patient in an institution for mental diseases; or

21 (3) the child is a member of a family that is
22 eligible for health benefits covered under the State of
23 Illinois health benefits plan on the basis of a member's
24 employment with a public agency.

25 (Source: P.A. 90-736, eff. 8-12-98.)

26 (215 ILCS 106/22)

27 (Section scheduled to be repealed on July 1, 2002)

28 Sec. 22. Enrollment in program.

29 (a) The Department shall develop procedures to allow
30 community providers, and schools, youth service agencies,
31 employers, labor unions, local chambers of commerce, and
32 religious organizations to assist in enrolling children in
33 the Program.

1 (b) The Department shall encourage and facilitate the
2 enrollment of children in the program under this Act with
3 their enrollment in the National School Lunch Program, the
4 School Breakfast Program, the Special Supplemental Nutrition
5 Program for Women, Infants and Children, Head Start, and
6 similar programs having an income-eligibility requirement so
7 that, to the extent possible, a family does not have to
8 submit information needed to determine eligibility for these
9 programs more than once.

10 (Source: P.A. 91-470, eff. 8-10-99; 91-471, eff. 8-10-99;
11 revised 6-23-00.)

12 (215 ILCS 106/97 rep.)

13 Section 6. The Children's Health Insurance Program Act is
14 amended by repealing Section 97.

15 Section 10. The Illinois Public Aid Code is amended by
16 adding Sections 5-1.3 and 5-1.4 as follows:

17 (305 ILCS 5/5-1.3 new)

18 Sec. 5-1.3. Enrollment in other programs. The Department
19 shall encourage and facilitate the enrollment of children in
20 the medical assistance program under this Article with their
21 enrollment in the National School Lunch Program, the School
22 Breakfast Program, the Special Supplemental Nutrition Program
23 for Women, Infants and Children, Head Start, and similar
24 programs having an income-eligibility requirement so that, to
25 the extent possible, a family does not have to submit
26 information needed to determine eligibility for these
27 programs more than once.

28 (305 ILCS 5/5-1.4 new)

29 Sec. 5-1.4. Child's income eligibility. In making a
30 determination of a child's income eligibility for medical

1 assistance under this Article, the Department shall accept an
2 applicant's attestation that a child satisfies the household
3 income requirement of this Article. The attestation is
4 subject to verification by the Department after the child's
5 enrollment in the medical assistance program if the child
6 meets all other applicable eligibility requirements. In
7 verifying income eligibility under this Section, the
8 Department may, within an appropriate period of time, use any
9 reasonable means to verify a child's household income. The
10 Department may not determine that a child's household income
11 is unverifiable for the sole reason that the applicant is
12 unable to provide pay stubs or other statements of income
13 from an employer or other person.

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