

1 AMENDMENT TO HOUSE BILL 4183

2 AMENDMENT NO. _____. Amend House Bill 4183 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Community Services Act is amended by
5 adding Sections 4.4 and 4.5 as follows:

6 (405 ILCS 30/4.4 new)

7 Sec. 4.4. Funding reinvestment.

8 (a) In this Section:

9 "Office of Developmental Disabilities" means the Office
10 of Developmental Disabilities within the Department of Human
11 Services.

12 "Office of Mental Health means the Office of Mental
13 Health within the Department of Human Services.

14 (b) On and after the effective date of this amendatory
15 Act of the 92nd General Assembly, every appropriation of
16 State moneys relating to funding for the Office of
17 Developmental Disabilities or the Office of Mental Health
18 must comply with this Section.

19 (c) Whenever any appropriation, or any portion of an
20 appropriation, for any fiscal year relating to the funding of
21 any State-operated facility operated by the Office of
22 Developmental Disabilities or any mental health facility

1 operated by the Office of Mental Health is reduced because of
2 any of the reasons set forth in the following items (1)
3 through (4), those moneys must be kept within the funding
4 system from which they came:

5 (1) Closing of any such State-operated facility for
6 the developmentally disabled or mental health facility.

7 (2) Reduction in the number of available beds in
8 any such State-operated facility for the developmentally
9 disabled or mental health facility.

10 (3) Reduction in the number of staff employed in
11 any such State-operated facility for the developmentally
12 disabled or mental health facility.

13 (4) Reduction in the qualifications required of
14 staff employed in any such State-operated facility for
15 the developmentally disabled or mental health facility.

16 (d) An appropriation may not circumvent the purposes of
17 this Section by transferring moneys within the funding system
18 for services and supports for the developmentally disabled
19 and mentally ill and then compensating for this transfer by
20 transferring moneys from these services to some other
21 governmental purpose or to a reduction in governmental
22 expenditures.

23 (e) The total amount of moneys appropriated for mental
24 health services may not be reduced below the amount
25 appropriated for the previous year, adjusted for inflation,
26 unless one of the following events occurs:

27 (1) Total State government revenues or
28 appropriations decline, in which case appropriations for
29 developmental disability and mental health services may
30 be reduced by the same percentage.

31 (2) The Department of Human Services, in concert
32 with the advisory task force established in Section 4.5,
33 determines that there has been an improvement in the
34 efficiency with which developmental disability and mental

1 health services may be delivered which would justify a
2 reduction in appropriations equal to an amount reasonably
3 related to the efficiency improvements found by the
4 Department and the task force.

5 (405 ILCS 30/4.5 new)

6 Sec. 4.5. Funding Reinvestment Advisory Task Force.

7 (a) The Governor, in coordination with the Secretary of
8 Human Services, shall appoint a task force to assist the
9 Department of Human Services in implementing Section 4.4. The
10 task force shall consist of the following members:

11 (1) One representative from the Office of
12 Developmental Disabilities within the Department of Human
13 Services.

14 (2) One representative from the Office of Mental
15 Health within the Department of Human Services.

16 (3) One representative from the Office of
17 Rehabilitation Services within the Department of Human
18 Services.

19 (4) One representative from the Department of
20 Public Aid.

21 (5) One community-based provider for individuals
22 with developmental disabilities.

23 (6) One community-based provider for individuals
24 with mental illness.

25 (7) Three members representing the advocate
26 community for the developmentally disabled.

27 (8) Three members representing the advocate
28 community for the mentally ill.

29 (b) In addition to assisting the Department in
30 implementing Section 4.4, the task force shall assist the
31 Department in identifying best practices and in identifying
32 ways in which the Department can maximize Medicaid funding
33 and capture more federal financial participation (FFP).

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".