



Sen. Karina Villa

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10300HB3249sam001

LRB103 25981 SPS 60818 a

1 AMENDMENT TO HOUSE BILL 3249

2 AMENDMENT NO. _____. Amend House Bill 3249 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Safety Employee Benefits Act is
5 amended by changing Section 10 as follows:

6 (820 ILCS 320/10)

7 Sec. 10. Required health coverage benefits.

8 (a) An employer who employs a full-time law enforcement,
9 correctional or correctional probation officer, or
10 firefighter, who, on or after the effective date of this Act
11 suffers a catastrophic injury or is killed in the line of duty
12 shall pay the entire premium of the employer's health
13 insurance plan for the injured employee, the injured
14 employee's spouse, and for each dependent child of the injured
15 employee until the child reaches the age of majority or until
16 the end of the calendar year in which the child reaches the age

1 of 25 if the child continues to be dependent for support or the
2 child is a full-time or part-time student and is dependent for
3 support. An individual whose entire premium is paid in
4 accordance with this Section shall be offered by the employer
5 the choice of any health insurance plan available to currently
6 employed full-time law enforcement, correctional or
7 correctional probation officers, or firefighters. This
8 requirement does not apply to a cafeteria plan administered
9 under the State Employee Group Insurance Act of 1971, for
10 which changes in coverage may only be elected during open
11 enrollment or following a qualifying event. The term "health
12 insurance plan" does not include supplemental benefits that
13 are not part of the basic group health insurance plan. If the
14 injured employee subsequently dies, the employer shall
15 continue to pay the entire health insurance premium for the
16 surviving spouse until remarried and for the dependent
17 children under the conditions established in this Section.
18 However:

19 (1) Health insurance benefits payable from any other
20 source shall reduce benefits payable under this Section.

21 (2) It is unlawful for a person to willfully and
22 knowingly make, or cause to be made, or to assist,
23 conspire with, or urge another to make, or cause to be
24 made, any false, fraudulent, or misleading oral or written
25 statement to obtain health insurance coverage as provided
26 under this Section. A violation of this item is a Class A

1 misdemeanor.

2 (3) Upon conviction for a violation described in item
3 (2), a law enforcement, correctional or correctional
4 probation officer, or other beneficiary who receives or
5 seeks to receive health insurance benefits under this
6 Section shall forfeit the right to receive health
7 insurance benefits and shall reimburse the employer for
8 all benefits paid due to the fraud or other prohibited
9 activity. For purposes of this item, "conviction" means a
10 determination of guilt that is the result of a plea or
11 trial, regardless of whether adjudication is withheld.

12 (b) In order for the law enforcement, correctional or
13 correctional probation officer, firefighter, spouse, or
14 dependent children to be eligible for insurance coverage under
15 this Act, the injury or death must have occurred as the result
16 of the officer's response to fresh pursuit, the officer or
17 firefighter's response to what is reasonably believed to be an
18 emergency, an unlawful act perpetrated by another, or during
19 the investigation of a criminal act. Nothing in this Section
20 shall be construed to limit health insurance coverage or
21 pension benefits for which the officer, firefighter, spouse,
22 or dependent children may otherwise be eligible.

23 (Source: P.A. 90-535, eff. 11-14-97.)".