

SB4035



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB4035

Introduced 1/21/2022, by Sen. Mike Simmons

SYNOPSIS AS INTRODUCED:

330 ILCS 126/15

Amends the Veterans' Health Insurance Program Act of 2008. Expands eligibility under the Veterans' Health Insurance Program to former members of the National Guard who have completed their 8-year enlistment period or their spouses.

LRB102 23689 KTG 32873 b

A BILL FOR

1 AN ACT concerning veterans.

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

4 Section 5. The Veterans' Health Insurance Program Act of
5 2008 is amended by changing Section 15 as follows:

6 (330 ILCS 126/15)

7 Sec. 15. Eligibility.

8 (a) To be eligible for the Program, a person must:

9 (1) be either:

10 (A) a veteran who is not on active duty and who has
11 not been dishonorably discharged from service or the
12 spouse of such a veteran; or

13 (B) a former member of the National Guard who has
14 completed his or her 8-year enlistment period or the
15 spouse of such a person;

16 (2) be a resident of the State of Illinois;

17 (3) be at least 19 years of age and no older than 64
18 years of age;

19 (4) be uninsured, as defined by the Department by
20 rule, for a period of time established by the Department
21 by rule, which shall be no less than 3 months;

22 (5) not be eligible for medical assistance under the
23 Illinois Public Aid Code or healthcare benefits under the

1 Children's Health Insurance Program Act or the Covering
2 ALL KIDS Health Insurance Act;

3 (6) not be eligible for medical benefits through the
4 Veterans Health Administration; and

5 (7) have a household income no greater than the sum of
6 (i) an amount equal to 25% of the federal poverty level
7 plus (ii) an amount equal to the Veterans Administration
8 means test income threshold at the initiation of the
9 Program; depending on the availability of funds, this
10 level may be increased to an amount equal to the sum of
11 (iii) an amount equal to 50% of the federal poverty level
12 plus (iv) an amount equal to the Veterans Administration
13 means test income threshold. This means test income
14 threshold is subject to alteration by the Department as
15 set forth in subsection (b) of Section 10.

16 (b) A veteran or spouse who is determined eligible for the
17 Program shall remain eligible for 12 months, provided the
18 veteran or spouse remains a resident of the State and is not
19 excluded under subsection (c) of this Section and provided the
20 Department has not limited the enrollment period as set forth
21 in subsection (b) of Section 10.

22 (c) A veteran or spouse is not eligible for coverage under
23 the Program if:

24 (1) the premium required under Section 35 of this Act
25 has not been timely paid; if the required premiums are not
26 paid, the liability of the Program shall be limited to

1 benefits incurred under the Program for the time period
2 for which premiums have been paid and for grace periods as
3 established under subsection (d); if the required monthly
4 premium is not paid, the veteran or spouse is ineligible
5 for re-enrollment for a minimum period of 3 months; or

6 (2) the veteran or spouse is a resident of a nursing
7 facility or an inmate of a public institution, as defined
8 by 42 CFR 435.1009.

9 (d) The Department shall adopt rules for the Program,
10 including, but not limited to, rules relating to eligibility,
11 re-enrollment, grace periods, notice requirements, hearing
12 procedures, cost-sharing, covered services, and provider
13 requirements.

14 (Source: P.A. 95-755, eff. 7-25-08; 96-45, eff. 7-15-09.)