



Sen. Karina Villa

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10300HB3249sam003

LRB103 25981 SPS 61458 a

1 AMENDMENT TO HOUSE BILL 3249

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3249, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

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

7 (820 ILCS 320/10)

8 Sec. 10. Required health coverage benefits.

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

1 the end of the calendar year in which the child reaches the age  
2 of 25 if the child continues to be dependent for support or the  
3 child is a full-time or part-time student and is dependent for  
4 support. An individual whose entire premium is paid in  
5 accordance with this Section shall be offered by the employer  
6 the choice of any health insurance plan available to currently  
7 employed full-time law enforcement, correctional or  
8 correctional probation officers, or firefighters. For purposes  
9 of plans administered under the State Employee Group Insurance  
10 Act of 1971, changes in coverage may only be elected during  
11 open enrollment or following a qualifying event. The term  
12 "health insurance plan" does not include supplemental benefits  
13 that are not part of the basic group health insurance plan. If  
14 the 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.)".