

1 AN ACT concerning employment.

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

4 Section 5. The Public Safety Employee Benefits Act is  
5 amended by adding Section 17 as follows:

6 (820 ILCS 320/17 new)

7 Sec. 17. Reporting forms.

8 (a) A person who qualified for benefits under subsections  
9 (a) and (b) of Section 10 of this Act (hereinafter referred to  
10 as "PSEBA recipient") shall be required to file a form with his  
11 or her employer as prescribed in this Section. The Commission  
12 on Government Forecasting and Accountability (COGFA) shall use  
13 the form created in this Act and prescribe the content of the  
14 report in cooperation with one statewide labor organization  
15 representing police, one statewide law enforcement  
16 organization, one statewide labor organization representing  
17 firefighters employed by at least 100 municipalities in this  
18 State that is affiliated with the Illinois State Federation of  
19 Labor, one statewide labor organization representing  
20 correctional officers and parole agents that is affiliated with  
21 the Illinois State Federation of Labor, one statewide  
22 organization representing municipalities, and one regional  
23 organization representing municipalities. COGFA may accept

1 comment from any source, but shall not be required to solicit  
2 public comment. Within 60 days after the effective date of this  
3 amendatory Act of the 98th General Assembly, COGFA shall remit  
4 a copy of the form contained in this subsection to all  
5 employers subject to this Act and shall make a copy available  
6 on its website.

7 "PSEBA RECIPIENT REPORTING FORM:

8 Under Section 17 of the Public Safety Employee Benefits  
9 Act (820 ILCS 320/17), the Commission on Government  
10 Forecasting and Accountability (COGFA) is charged with  
11 creating and submitting a report to the Governor and the  
12 General Assembly setting forth information regarding  
13 recipients and benefits payable under the Public Safety  
14 Employee Benefits Act (Act). The Act requires employers  
15 providing PSEBA benefits to distribute this form to any  
16 former peace officer, firefighter, or correctional officer  
17 currently in receipt of PSEBA benefits.

18 The responses to the questions below will be used by  
19 COGFA to compile information regarding the PSEBA benefit  
20 for its report. The Act prohibits the release of any  
21 personal information concerning the PSEBA recipient and  
22 exempts the reported information from the requirements of  
23 the Freedom of Information Act (FOIA).

24 The Act requires the PSEBA recipient to complete this  
25 form and submit it to the employer providing PSEBA benefits

1 within 60 days of receipt. If the PSEBA recipient fails to  
2 submit this form within 60 days of receipt, the employer is  
3 required to notify the PSEBA recipient of non-compliance  
4 and provide an additional 30 days to submit the required  
5 form. Failure to submit the form in a timely manner will  
6 result in the PSEBA recipient incurring responsibility for  
7 reimbursing the employer for premiums paid during the  
8 period the form is due and not filed.

9 (1) PSEBA recipient's name:

10 (2) PSEBA recipient's date of birth:

11 (3) Name of the employer providing PSEBA benefits:

12 (4) Date the PSEBA benefit first became payable:

13 (5) What was the medical diagnosis of the injury  
14 that qualified you for the PSEBA benefit?

15 (6) Are you currently employed with compensation?

16 (7) If so, what is the name(s) of your current  
17 employer(s)?

18 (8) Are you or your spouse enrolled in a health  
19 insurance plan provided by your current employer or  
20 another source?

21 (9) Have you or your spouse been offered or  
22 provided access to health insurance from your current  
23 employer(s)?

24 If you answered yes to question 8 or 9, please provide  
25 the name of the employer, the name of the insurance  
26 provider(s), and a general description of the type(s) of

1 insurance offered (HMO, PPO, HSA, etc.):

2 (10) Are you or your spouse enrolled in a health  
3 insurance plan provided by a current employer of your  
4 spouse?

5 (11) Have you or your spouse been offered or  
6 provided access to health insurance provided by a  
7 current employer of your spouse?

8 If you answered yes to question 10 or 11, please  
9 provide the name of the employer, the name of the insurance  
10 provider, and a general description of the type of  
11 insurance offered (HMO, PPO, HSA, etc.) by an employer of  
12 your spouse:"

13 COFGA shall notify an employer of its obligation to notify  
14 any PSEBA recipient receiving benefits under this Act of that  
15 recipient's obligation to file a report under this Section. A  
16 PSEBA recipient receiving benefits under this Act must complete  
17 and return this form to the employer within 60 days of receipt  
18 of such form. Any PSEBA recipient who has been given notice as  
19 provided under this Section and who fails to timely file a  
20 report under this Section within 60 days after receipt of this  
21 form shall be notified by the employer that he or she has 30  
22 days to submit the report or risk incurring the cost of his or  
23 her benefits provided under this Act. An employer may seek  
24 reimbursement for premium payments for a PSEBA recipient who  
25 fails to file this report with the employer 30 days after

1 receiving this notice. The PSEBA recipient is responsible for  
2 reimbursing the employer for premiums paid during the period  
3 the report is due and not filed. Employers shall return this  
4 form to COGFA within 30 days after receiving the form from the  
5 PSEBA recipient.

6 Any information collected by the employer under this  
7 Section shall be exempt from the requirements of the Freedom of  
8 Information Act except for data collected in the aggregate that  
9 does not reveal any personal information concerning the PSEBA  
10 recipient.

11 By July 1 of every odd-numbered year, beginning in 2015,  
12 employers subject to this Act must send the form contained in  
13 this subsection to all PSEBA recipients eligible for benefits  
14 under this Act. The PSEBA recipient must complete and return  
15 this form by September 1 of that year. Any PSEBA recipient who  
16 has been given notice as provided under this Section and who  
17 fails to timely file a completed form under this Section within  
18 60 days after receipt of this form shall be notified by the  
19 employer that he or she has 30 days to submit the form or risk  
20 incurring the costs of his or her benefits provided under this  
21 Act. The PSEBA recipient is responsible for reimbursing the  
22 employer for premiums paid during the period the report is due  
23 and not filed. The employer shall resume premium payments upon  
24 receipt of the completed form. Employers shall return this form  
25 to COGFA within 30 days after receiving the form from the PSEBA  
26 recipient.

1       (b) An employer subject to this Act shall complete and file  
2 the form contained in this subsection.

3               "EMPLOYER SUBJECT TO PSEBA REPORTING FORM:

4               Under Section 17 of the Public Safety Employee Benefits  
5 Act (820 ILCS 320/17), the Commission on Government  
6 Forecasting and Accountability (COGFA) is charged with  
7 creating and submitting a report to the Governor and  
8 General Assembly setting forth information regarding  
9 recipients and benefits payable under the Public Safety  
10 Employee Benefits Act (Act).

11              The responses to the questions below will be used by  
12 COGFA to compile information regarding the PSEBA benefit  
13 for its report.

14              The Act requires all employers subject to the PSEBA Act  
15 to submit the following information within 120 days after  
16 receipt of this form.

17              (1) Name of the employer:

18              (2) The number of PSEBA benefit applications filed  
19 under the Act during the reporting period provided in  
20 the aggregate and listed individually by name of  
21 applicant and date of application:

22              (3) The number of PSEBA benefits and names of PSEBA  
23 recipients receiving benefits awarded under the Act  
24 during the reporting period provided in the aggregate  
25 and listed individually by name of applicant and date

1           of application:

2           (4) The cost of the health insurance premiums paid  
3           due to PSEBA benefits awarded under the Act during the  
4           reporting period provided in the aggregate and listed  
5           individually by name of PSEBA recipient:

6           (5) The number of PSEBA benefit applications filed  
7           under the Act since the inception of the Act provided  
8           in the aggregate and listed individually by name of  
9           applicant and date of application:

10          (6) The number of PSEBA benefits awarded under the  
11          Act since the inception of the Act provided in the  
12          aggregate and listed individually by name of applicant  
13          and date of application:

14          (7) The cost of health insurance premiums paid due  
15          to PSEBA benefits awarded under the Act since the  
16          inception of the Act provided in the aggregate and  
17          listed individually by name of PSEBA recipient:

18          (8) The current annual cost of health insurance  
19          premiums paid for PSEBA benefits awarded under the Act  
20          provided in the aggregate and listed individually by  
21          name of PSEBA recipient:

22          (9) The annual cost of health insurance premiums  
23          paid for PSEBA benefits awarded under the Act listed by  
24          year since the inception of the Act provided in annual  
25          aggregate amounts and listed individually by name of  
26          PSEBA recipient:

1           (10) A description of health insurance benefit  
2           levels currently provided by the employer to the PSEBA  
3           recipient:

4           (11) The total cost of the monthly health insurance  
5           premium currently provided to the PSEBA recipient:

6           (12) The other costs of the health insurance  
7           benefit currently provided to the PSEBA recipient  
8           including, but not limited to:

9           (i) the co-pay requirements of the health  
10           insurance policy provided to the PSEBA recipient;

11           (ii) the out-of-pocket deductibles of the  
12           health insurance policy provided to the PSEBA  
13           recipient;

14           (iii) any pharmaceutical benefits and co-pays  
15           provided in the insurance policy; and

16           (iv) any policy limits of the health insurance  
17           policy provided to the PSEBA recipient."

18           An employer covered under this Act shall file copies of the  
19           PSEBA Recipient Reporting Form and the Employer Subject to the  
20           PSEBA Act Reporting Form with COGFA within 120 days after  
21           receipt of the Employer Subject to the PSEBA Act Reporting  
22           Form.

23           The first form filed with COGFA under this Section shall  
24           contain all information required by this Section. All forms  
25           filed by the employer thereafter shall set forth the required



1 information for the 24-month period ending on June 30 preceding  
2 the deadline date for filing the report.

3 Whenever possible, communication between COGFA and  
4 employers as required by this Act shall be through electronic  
5 means.

6 (c) For the purpose of creating the report required under  
7 subsection (d), upon receipt of each PSEBA Benefit Recipient  
8 Form, or as soon as reasonably practicable, COGFA shall make a  
9 determination of whether the PSEBA benefit recipient or the  
10 PSEBA benefit recipient's spouse meets one of the following  
11 criteria:

12 (1) the PSEBA benefit recipient or the PSEBA benefit  
13 recipient's spouse is receiving health insurance from a  
14 current employer, a current employer of his or her spouse,  
15 or another source;

16 (2) the PSEBA benefit recipient or the PSEBA benefit  
17 recipient's spouse has been offered or provided access to  
18 health insurance from a current employer or employers.

19 If one or both of the criteria are met, COGFA shall make  
20 the following determinations of the associated costs and  
21 benefit levels of health insurance provided or offered to the  
22 PSEBA benefit recipient or the PSEBA benefit recipient's  
23 spouse:

24 (A) a description of health insurance benefit levels  
25 offered to or received by the PSEBA benefit recipient or  
26 the PSEBA benefit recipient's spouse from a current

1 employer or a current employer of the PSEBA benefit  
2 recipient's spouse;

3 (B) the monthly premium cost of health insurance  
4 benefits offered to or received by the PSEBA benefit  
5 recipient or the PSEBA benefit recipient's spouse from a  
6 current employer or a current employer of the PSEBA benefit  
7 recipient's spouse including, but not limited to:

8 (i) the total monthly cost of the health insurance  
9 premium;

10 (ii) the monthly amount of the health insurance  
11 premium to be paid by the employer;

12 (iii) the monthly amount of the health insurance  
13 premium to be paid by the PSEBA benefit recipient or  
14 the PSEBA benefit recipient's spouse;

15 (iv) the co-pay requirements of the health  
16 insurance policy;

17 (v) the out-of-pocket deductibles of the health  
18 insurance policy;

19 (vi) any pharmaceutical benefits and co-pays  
20 provided in the insurance policy;

21 (vii) any policy limits of the health insurance  
22 policy.

23 COGFA shall summarize the related costs and benefit levels  
24 of health insurance provided or available to the PSEBA benefit  
25 recipient or the PSEBA benefit recipient's spouse and contrast  
26 the results to the cost and benefit levels of health insurance

1 currently provided by the employer subject to this Act. This  
2 information shall be included in the report required in  
3 subsection (d).

4 (d) By June 1, 2014, and by January 1 of every  
5 even-numbered year thereafter beginning in 2016, COGFA shall  
6 submit a report to the Governor and the General Assembly  
7 setting forth the information received under subsections (a)  
8 and (b). The report shall aggregate data in such a way as to  
9 not reveal the identity of any single beneficiary. The  
10 requirement for reporting to the General Assembly shall be  
11 satisfied by filing copies of the report with the Speaker,  
12 Minority Leader, and Clerk of the House of Representatives, the  
13 President, Minority Leader, and Secretary of the Senate, the  
14 Legislative Research Unit as required under Section 3.1 of the  
15 General Assembly Organization Act, and the State Government  
16 Report Distribution Center for the General Assembly as required  
17 under paragraph (t) of Section 7 of the State Library Act.  
18 COGFA shall make this report available electronically on a  
19 publicly accessible website.

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.