

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 Department of Veterans Affairs Act is  
5 amended by changing Section 2.04 as follows:

6 (20 ILCS 2805/2.04) (from Ch. 126 1/2, par. 67.04)

7 Sec. 2.04. Veterans home moneys. There shall be  
8 established in the State Treasury special funds known as (i)  
9 the LaSalle Veterans Home Fund, (ii) the Anna Veterans Home  
10 Fund, (iii) the Manteno Veterans Home Fund, (iv) the Quincy  
11 Veterans Home Fund, and (v) the John Joseph Kelly Home Fund.  
12 All moneys received by an Illinois Veterans Home from  
13 Medicare and from maintenance charges to veterans, spouses,  
14 and surviving spouses residing at that Home shall be paid  
15 into that Home's Fund. All moneys received from the U.S.  
16 Department of Veterans Affairs for patient care shall be  
17 transmitted to the Treasurer of the State for deposit in the  
18 Veterans Home Fund for the Home in which the veteran resides.  
19 Appropriations shall be made from a Fund only for the needs  
20 of the Home, including capital improvements, building  
21 rehabilitation, and repairs.

22 The administrator of each Veteran's Home shall establish  
23 a locally-held member's benefits fund. Revenues accruing to  
24 an Illinois Veterans Home, including any donations, grants  
25 for the operation of the Home, interest on residents' trust  
26 fund accounts established under this Section, profits from  
27 commissary stores, and funds received from any individual or  
28 other source, shall be deposited into that Home's benefit  
29 fund. Interest on residents' trust fund accounts shall be  
30 transferred at least semi-annually to the benefits fund.  
31 Expenditures from the benefit funds shall be solely for the

1 special comfort, pleasure, and amusement of residents.  
2 Contributors of unsolicited private donations may specify the  
3 purpose for which the private donations are to be used.

4 Upon request of the Department, the State's Attorney of  
5 the county in which a resident or living former resident of  
6 an Illinois Veterans Home who is liable under this Act for  
7 payment of sums representing maintenance charges resides  
8 shall file an action in a court of competent jurisdiction  
9 against any such person who fails or refuses to pay such  
10 sums. The court may order the payment of sums due to  
11 maintenance charges for such period or periods of time as the  
12 circumstances require.

13 Upon the death of a person who is or has been a resident  
14 of an Illinois Veterans Home who is liable for maintenance  
15 charges and who is possessed of property, the Department may  
16 present a claim for such sum or for the balance due in case  
17 less than the rate prescribed under this Act has been paid.  
18 The claim shall be allowed and paid as other lawful claims  
19 against the estate.

20 The administrator of each Veteran's Home shall establish  
21 a locally-held trust fund to maintain moneys held for  
22 residents. Whenever the Department finds it necessary to  
23 preserve order, preserve health, or enforce discipline, the  
24 resident shall deposit in a trust account at the Home such  
25 monies from any source of income as may be determined  
26 necessary, and disbursement of these funds to the resident  
27 shall be made only by direction of the administrator.

28 If a resident of an Illinois Veterans Home has a  
29 dependent child, spouse, or parent the administrator may  
30 require that all monies received be deposited in a trust  
31 account with dependency contributions being made at the  
32 direction of the administrator. The balance retained in the  
33 trust account shall be disbursed to the resident at the time  
34 of discharge from the Home or to his or her heirs or legal

1 representative at the time of the resident's death, subject  
2 to Department regulations or order of the court.

3 The Director of Central Management Services, with the  
4 consent of the Director of Veterans' Affairs, is authorized  
5 and empowered to lease or let any real property held by the  
6 Department of Veterans' Affairs for an Illinois Veterans Home  
7 to entities or persons upon terms and conditions which are  
8 considered to be in the best interest of that Home. The real  
9 property must not be needed for any direct or immediate  
10 purpose of the Home. In any leasing or letting, primary  
11 consideration shall be given to the use of real property for  
12 agricultural purposes, and all moneys received shall be  
13 transmitted to the Treasurer of the State for deposit in the  
14 appropriate Veterans Home Fund.

15 (Source: P.A. 91-634, eff. 8-19-99.)