



Rep. Robert F. Martwick

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1 AMENDMENT TO HOUSE BILL 2916

2 AMENDMENT NO. _____. Amend House Bill 2916 on page 2 by
3 inserting immediately below line 22 the following:

4 "Section 10. The Public Safety Employee Benefits Act is
5 amended by changing Section 17 as follows:

6 (820 ILCS 320/17)

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

1 firefighters employed by at least 100 municipalities in this
2 State that is affiliated with the Illinois State Federation of
3 Labor, one statewide labor organization representing
4 correctional officers and parole agents that is affiliated with
5 the Illinois State Federation of Labor, one statewide
6 organization representing municipalities, and one regional
7 organization representing municipalities. COGFA may accept
8 comment from any source, but shall not be required to solicit
9 public comment. Within 60 days after the effective date of this
10 amendatory Act of the 98th General Assembly, COGFA shall remit
11 a copy of the form contained in this subsection to all
12 employers subject to this Act and shall make a copy available
13 on its website.

14 "PSEBA RECIPIENT REPORTING FORM:

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

25 The responses to the questions below will be used by

1 COGFA to compile information regarding the PSEBA benefit
2 for its report. The Act prohibits the release of any
3 personal information concerning the PSEBA recipient and
4 exempts the reported information from the requirements of
5 the Freedom of Information Act (FOIA).

6 The Act requires the PSEBA recipient to complete this
7 form and submit it to the employer providing PSEBA benefits
8 within 60 days of receipt. If the PSEBA recipient fails to
9 submit this form within 60 days of receipt, the employer is
10 required to notify the PSEBA recipient of non-compliance
11 and provide an additional 30 days to submit the required
12 form. Failure to submit the form in a timely manner will
13 result in the PSEBA recipient incurring responsibility for
14 reimbursing the employer for premiums paid during the
15 period the form is due and not filed.

16 (1) PSEBA recipient's name:

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

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

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

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

22 (6) Are you currently employed with compensation?

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

25 (8) Are you or your spouse enrolled in a health
26 insurance plan provided by your current employer or

1 another source?

2 (9) Have you or your spouse been offered or
3 provided access to health insurance from your current
4 employer(s)?

5 If you answered yes to question 8 or 9, please provide
6 the name of the employer, the name of the insurance
7 provider(s), and a general description of the type(s) of
8 insurance offered (HMO, PPO, HSA, etc.):

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

12 (11) Have you or your spouse been offered or
13 provided access to health insurance provided by a
14 current employer of your spouse?

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

20 COFGA shall notify an employer of its obligation to notify
21 any PSEBA recipient receiving benefits under this Act of that
22 recipient's obligation to file a report under this Section. A
23 PSEBA recipient receiving benefits under this Act must complete
24 and return this form to the employer within 60 days of receipt
25 of such form. Any PSEBA recipient who has been given notice as

1 provided under this Section and who fails to timely file a
2 report under this Section within 60 days after receipt of this
3 form shall be notified by the employer that he or she has 30
4 days to submit the report or risk incurring the cost of his or
5 her benefits provided under this Act. An employer may seek
6 reimbursement for premium payments for a PSEBA recipient who
7 fails to file this report with the employer 30 days after
8 receiving this notice. The PSEBA recipient is responsible for
9 reimbursing the employer for premiums paid during the period
10 the report is due and not filed. Employers shall return this
11 form to COGFA within 30 days after receiving the form from the
12 PSEBA recipient.

13 Any information collected by the employer under this
14 Section shall be exempt from the requirements of the Freedom of
15 Information Act except for data collected in the aggregate that
16 does not reveal any personal information concerning the PSEBA
17 recipient.

18 By July 1 of every third ~~odd-numbered~~ year, beginning in
19 2017 ~~2015~~, employers subject to this Act must send the form
20 contained in this subsection to all PSEBA recipients eligible
21 for benefits under this Act. The PSEBA recipient must complete
22 and return this form by September 1 of that year. Any PSEBA
23 recipient who has been given notice as provided under this
24 Section and who fails to timely file a completed form under
25 this Section within 60 days after receipt of this form shall be
26 notified by the employer that he or she has 30 days to submit

1 the form or risk incurring the costs of his or her benefits
2 provided under this Act. The PSEBA recipient is responsible for
3 reimbursing the employer for premiums paid during the period
4 the report is due and not filed. The employer shall resume
5 premium payments upon receipt of the completed form. Employers
6 shall return this form to COGFA within 30 days after receiving
7 the form from the PSEBA recipient.

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

10 "EMPLOYER SUBJECT TO PSEBA REPORTING FORM:

11 Under Section 17 of the Public Safety Employee Benefits
12 Act (820 ILCS 320/17), the Commission on Government
13 Forecasting and Accountability (COGFA) is charged with
14 creating and submitting a report to the Governor and
15 General Assembly setting forth information regarding
16 recipients and benefits payable under the Public Safety
17 Employee Benefits Act (Act).

18 The responses to the questions below will be used by
19 COGFA to compile information regarding the PSEBA benefit
20 for its report.

21 The Act requires all employers subject to the PSEBA Act
22 to submit the following information within 120 days after
23 receipt of this form.

24 (1) Name of the employer:

25 (2) The number of PSEBA benefit applications filed

1 under the Act during the reporting period provided in
2 the aggregate and listed individually by name of
3 applicant and date of application:

4 (3) The number of PSEBA benefits and names of PSEBA
5 recipients receiving benefits awarded under the Act
6 during the reporting period provided in the aggregate
7 and listed individually by name of applicant and date
8 of application:

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

13 (5) The number of PSEBA benefit applications filed
14 under the Act since the inception of the Act provided
15 in the aggregate and listed individually by name of
16 applicant and date of application:

17 (6) The number of PSEBA benefits awarded under the
18 Act since the inception of the Act provided in the
19 aggregate and listed individually by name of applicant
20 and date of application:

21 (7) The cost of health insurance premiums paid due
22 to PSEBA benefits awarded under the Act since the
23 inception of the Act provided in the aggregate and
24 listed individually by name of PSEBA recipient:

25 (8) The current annual cost of health insurance
26 premiums paid for PSEBA benefits awarded under the Act

1 provided in the aggregate and listed individually by
2 name of PSEBA recipient:

3 (9) The annual cost of health insurance premiums
4 paid for PSEBA benefits awarded under the Act listed by
5 year since the inception of the Act provided in annual
6 aggregate amounts and listed individually by name of
7 PSEBA recipient:

8 (10) A description of health insurance benefit
9 levels currently provided by the employer to the PSEBA
10 recipient:

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

13 (12) The other costs of the health insurance
14 benefit currently provided to the PSEBA recipient
15 including, but not limited to:

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

18 (ii) the out-of-pocket deductibles of the
19 health insurance policy provided to the PSEBA
20 recipient;

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

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

25 An employer covered under this Act shall file copies of the

1 PSEBA Recipient Reporting Form and the Employer Subject to the
2 PSEBA Act Reporting Form with COGFA within 120 days after
3 receipt of the Employer Subject to the PSEBA Act Reporting
4 Form.

5 The first form filed with COGFA under this Section shall
6 contain all information required by this Section. All forms
7 filed by the employer thereafter shall set forth the required
8 information for the 36-month ~~24-month~~ period ending on June 30
9 preceding the deadline date for filing the report.

10 Whenever possible, communication between COGFA and
11 employers as required by this Act shall be through electronic
12 means.

13 (c) For the purpose of creating the report required under
14 subsection (d), upon receipt of each PSEBA Benefit Recipient
15 Form, or as soon as reasonably practicable, COGFA shall make a
16 determination of whether the PSEBA benefit recipient or the
17 PSEBA benefit recipient's spouse meets one of the following
18 criteria:

19 (1) the PSEBA benefit recipient or the PSEBA benefit
20 recipient's spouse is receiving health insurance from a
21 current employer, a current employer of his or her spouse,
22 or another source;

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

26 If one or both of the criteria are met, COGFA shall make

1 the following determinations of the associated costs and
2 benefit levels of health insurance provided or offered to the
3 PSEBA benefit recipient or the PSEBA benefit recipient's
4 spouse:

5 (A) a description of health insurance benefit levels
6 offered to or received by the PSEBA benefit recipient or
7 the PSEBA benefit recipient's spouse from a current
8 employer or a current employer of the PSEBA benefit
9 recipient's spouse;

10 (B) the monthly premium cost of health insurance
11 benefits offered to or received by the PSEBA benefit
12 recipient or the PSEBA benefit recipient's spouse from a
13 current employer or a current employer of the PSEBA benefit
14 recipient's spouse including, but not limited to:

15 (i) the total monthly cost of the health insurance
16 premium;

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

19 (iii) the monthly amount of the health insurance
20 premium to be paid by the PSEBA benefit recipient or
21 the PSEBA benefit recipient's spouse;

22 (iv) the co-pay requirements of the health
23 insurance policy;

24 (v) the out-of-pocket deductibles of the health
25 insurance policy;

26 (vi) any pharmaceutical benefits and co-pays

1 provided in the insurance policy;

2 (vii) any policy limits of the health insurance
3 policy.

4 COGFA shall summarize the related costs and benefit levels
5 of health insurance provided or available to the PSEBA benefit
6 recipient or the PSEBA benefit recipient's spouse and contrast
7 the results to the cost and benefit levels of health insurance
8 currently provided by the employer subject to this Act. This
9 information shall be included in the report required in
10 subsection (d).

11 (d) By June 1, 2014, and by January 1 of every third
12 ~~even-numbered~~ year thereafter beginning in 2018 ~~2016~~, COGFA
13 shall submit a report to the Governor and the General Assembly
14 setting forth the information received under subsections (a)
15 and (b). The report shall aggregate data in such a way as to
16 not reveal the identity of any single beneficiary. The
17 requirement for reporting to the General Assembly shall be
18 satisfied by filing copies of the report with the Speaker,
19 Minority Leader, and Clerk of the House of Representatives, the
20 President, Minority Leader, and Secretary of the Senate, the
21 Legislative Research Unit as required under Section 3.1 of the
22 General Assembly Organization Act, and the State Government
23 Report Distribution Center for the General Assembly as required
24 under paragraph (t) of Section 7 of the State Library Act.
25 COGFA shall make this report available electronically on a
26 publicly accessible website.

1 (Source: P.A. 98-561, eff. 8-27-13.)".