**Section** **2210.220 Dependent Eligibility**

a) Except as limited in this Section, the following categories of individuals are eligible to be covered as Dependents under the Program:

1) A Member’s spouse

A) Common law spouses, ex-spouses, and persons not legally married are not eligible to be covered under the Program; and

B) A new spouse of a Survivor is not eligible to be covered under the Program.

2) A Member’s civil union partner enrolled on or after June 1, 2011. However, a new civil union partner of a Survivor is not eligible to be covered under the Program.

3) A Member’s child from birth to age 26. For purposes of this Section, a child includes:

A) A biological child;

B) A step-child or child of a civil union partner;

C) A legally adopted child or a child who lives with the Member from the time of placement for adoption until entry of an Order of Adoption;

D) A child for whom the Member is a court-appointed permanent legal guardian; and

E) An adjudicated child for whom a U.S. court decree has established the Member’s financial responsibility to provide the child’s medical, dental, or other healthcare.

4) A Member’s child over the age of 26 who meets one of the following conditions:

A) An unmarried child from age 26 up to, but not including, age 30 who is an Illinois resident and has served as a member of the active or reserve components of any of the branches of the United States Armed Forces and received a release or discharge other than a dishonorable discharge; or

B) A child age 26 or older who is mentally or physically disabled from a cause originating prior to the child reaching age 26.

5) A Member’s domestic partner who was enrolled in the Program as a Dependent prior to June 1, 2011, and has remained continuously enrolled in the Program.

6) Any person who has received after June 30, 2000, an organ transplant and is financially dependent on the Member and eligible to be claimed as the Member’s dependent for income tax purposes.

7) Any person who was enrolled in the Program as a Dependent prior to February 11, 1983 and has remained continuously enrolled in the Program and is dependent upon the Member to the extent that the Member may claim such person as a dependent for income tax deduction purposes.

b) Ex-spouses and ex-civil union partners are not eligible for enrollment in the Program except to the extent to which such ex-spouse or ex-civil union partner may qualify for continuation coverage as described in Section 2210.430 of this Part. A divorce decree, dissolution decree, legal separation order, settlement agreement or other document requiring a Member to provide coverage for an ex-spouse or ex-civil union partner does not grant eligibility to such ex-spouse or ex-civil union partner.