



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5359

Introduced 1/31/2022, by Rep. Randy E. Frese

SYNOPSIS AS INTRODUCED:

20 ILCS 2805/2.01

from Ch. 126 1/2, par. 67.01

Amends the Department of Veterans' Affairs Act. Provides that a veteran is entitled to admission to an Illinois Veterans Home if he or she has served in the National Guard or Reserve Forces of the United States and completed 20 years of satisfactory service, is otherwise eligible to receive reserve or active duty retirement benefits, and has been an Illinois resident for at least one year before applying for admission for purposes of eligibility for domiciliary care or nursing home care (currently, only domiciliary care). Effective immediately.

LRB102 24952 RAM 34207 b

1 AN ACT concerning State government.

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 2.01 as follows:

6 (20 ILCS 2805/2.01) (from Ch. 126 1/2, par. 67.01)

7 Sec. 2.01. Veterans Home admissions.

8 (a) Any honorably discharged veteran is entitled to
9 admission to an Illinois Veterans Home if the applicant meets
10 the requirements of this Section.

11 (b) The veteran must:

12 (1) have served in the armed forces of the United
13 States at least 1 day in World War II, the Korean Conflict,
14 the Viet Nam Campaign, or the Persian Gulf Conflict
15 between the dates recognized by the U.S. Department of
16 Veterans Affairs or between any other present or future
17 dates recognized by the U.S. Department of Veterans
18 Affairs as a war period, or have served in a hostile fire
19 environment and has been awarded a campaign or
20 expeditionary medal signifying his or her service, for
21 purposes of eligibility for domiciliary or nursing home
22 care;

23 (2) have served and been honorably discharged or

1 retired from the armed forces of the United States for a
2 service connected disability or injury, for purposes of
3 eligibility for domiciliary or nursing home care;

4 (3) have served as an enlisted person at least 90 days
5 on active duty in the armed forces of the United States,
6 excluding service on active duty for training purposes
7 only, and entered active duty before September 8, 1980,
8 for purposes of eligibility for domiciliary or nursing
9 home care;

10 (4) have served as an officer at least 90 days on
11 active duty in the armed forces of the United States,
12 excluding service on active duty for training purposes
13 only, and entered active duty before October 17, 1981, for
14 purposes of eligibility for domiciliary or nursing home
15 care;

16 (5) have served on active duty in the armed forces of
17 the United States for 24 months of continuous service or
18 more, excluding active duty for training purposes only,
19 and enlisted after September 7, 1980, for purposes of
20 eligibility for domiciliary or nursing home care;

21 (6) have served as a reservist in the armed forces of
22 the United States or the National Guard and the service
23 included being called to federal active duty, excluding
24 service on active duty for training purposes only, and who
25 completed the term, for purposes of eligibility for
26 domiciliary or nursing home care;

1 (7) have been discharged for reasons of hardship or
2 released from active duty due to a reduction in the United
3 States armed forces prior to the completion of the
4 required period of service, regardless of the actual time
5 served, for purposes of eligibility for domiciliary or
6 nursing home care; or

7 (8) have served in the National Guard or Reserve
8 Forces of the United States and completed 20 years of
9 satisfactory service, be otherwise eligible to receive
10 reserve or active duty retirement benefits, and have been
11 an Illinois resident for at least one year before applying
12 for admission for purposes of eligibility for domiciliary
13 care or nursing home care only.

14 (c) The veteran must have service accredited to the State
15 of Illinois or have been a resident of this State for one year
16 immediately preceding the date of application.

17 (d) For admission to the Illinois Veterans Homes at Anna
18 and Quincy, the veteran must have developed a disability by
19 disease, wounds, or otherwise and because of the disability be
20 incapable of earning a living.

21 (e) For admission to the Illinois Veterans Homes at
22 Chicago, LaSalle, and Manteno, the veteran must have developed
23 a disability by disease, wounds, or otherwise and, for
24 purposes of eligibility for nursing home care, require nursing
25 care because of the disability.

26 (f) An individual who served during a time of conflict as

1 set forth in paragraph (1) of subsection (b) of this Section
2 has preference over all other qualifying candidates, for
3 purposes of eligibility for domiciliary or nursing home care
4 at any Illinois Veterans Home.

5 (g) A veteran or spouse, once admitted to an Illinois
6 Veterans Home facility, is considered a resident for
7 interfacility purposes.

8 (h) A non-veteran spouse shall only have the same priority
9 for admission to a Veterans Home as a veteran if the
10 non-veteran spouse and his or her veteran spouse are admitted
11 at the same time to live together at the Veterans Home.

12 (Source: P.A. 99-143, eff. 7-27-15; 99-314, eff. 8-7-15;
13 99-642, eff. 7-28-16; 100-392, eff. 8-25-17; 100-942, eff.
14 1-1-19.)

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.