



Sen. William R. Haine

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09700SB2014sam001

LRB097 10219 AEK 52677 a

1 AMENDMENT TO SENATE BILL 2014

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2014 by replacing  
3 everything after the enacting clause with the following:

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

6 (820 ILCS 320/10)

7 Sec. 10. Required health coverage benefits.

8 (a) If a full time law enforcement, correctional or  
9 correctional probation officer, or firefighter suffers a  
10 catastrophic injury or is killed in the line of duty, and, as a  
11 result of that injury or death, the employee, or his or her  
12 beneficiary, is awarded a benefit, other than an interim  
13 benefit, under the federal Public Safety Officers' Death  
14 Benefits Act, then the employer ~~An employer who employs a~~  
15 ~~full time law enforcement, correctional or correctional~~  
16 ~~probation officer, or firefighter, who, on or after the~~

1 ~~effective date of this Act suffers a catastrophic injury or is~~  
2 ~~killed in the line of duty~~ shall pay the entire premium of the  
3 employer's health insurance plan for the injured employee, the  
4 injured employee's spouse, and for each dependent child of the  
5 injured employee until the child reaches the age of majority or  
6 until the end of the calendar year in which the child reaches  
7 the age of 25 if the child continues to be dependent for  
8 support or the child is a full-time or part-time student and is  
9 dependent for support. The term "health insurance plan" does  
10 not include supplemental benefits that are not part of the  
11 basic group health insurance plan. If the injured employee  
12 subsequently dies, the employer shall continue to pay the  
13 entire health insurance premium for the surviving spouse until  
14 remarried and for the dependent children under the conditions  
15 established in this Section. However:

16 (1) Health insurance benefits payable from any other  
17 source shall reduce benefits payable under this Section.

18 (2) It is unlawful for a person to willfully and  
19 knowingly make, or cause to be made, or to assist, conspire  
20 with, or urge another to make, or cause to be made, any  
21 false, fraudulent, or misleading oral or written statement  
22 to obtain health insurance coverage as provided under this  
23 Section. A violation of this item is a Class A misdemeanor.

24 (3) Upon conviction for a violation described in item  
25 (2), a law enforcement, correctional or correctional  
26 probation officer, or other beneficiary who receives or

1 seeks to receive health insurance benefits under this  
2 Section shall forfeit the right to receive health insurance  
3 benefits and shall reimburse the employer for all benefits  
4 paid due to the fraud or other prohibited activity. For  
5 purposes of this item, "conviction" means a determination  
6 of guilt that is the result of a plea or trial, regardless  
7 of whether adjudication is withheld.

8 (b) In order for the law enforcement, correctional or  
9 correctional probation officer, firefighter, spouse, or  
10 dependent children to be eligible for insurance coverage under  
11 this Act, the injury or death must have occurred as the result  
12 of the officer's response to fresh pursuit, the officer or  
13 firefighter's response to what is reasonably believed to be an  
14 emergency, an unlawful act perpetrated by another, or during  
15 the investigation of a criminal act. Nothing in this Section  
16 shall be construed to limit health insurance coverage or  
17 pension benefits for which the officer, firefighter, spouse, or  
18 dependent children may otherwise be eligible.

19 (c) This Act does not apply to any injury or death that  
20 occurred prior to the effective date of this Act. The changes  
21 made by this amendatory Act of the 97th General Assembly apply  
22 on and after the effective date of this amendatory Act.

23 (Source: P.A. 90-535, eff. 11-14-97.)

24 Section 99. Effective date. This Act takes effect upon  
25 becoming law."