



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5332

Introduced 2/10/2026, by Rep. Angelica Guerrero-Cuellar

SYNOPSIS AS INTRODUCED:

820 ILCS 320/10
820 ILCS 320/15
820 ILCS 320/17

Amends the Public Safety Employee Benefits Act. Provides that required health coverage benefits and education benefits are contingent on the law enforcement officer being killed in the line of duty. Provides that a surviving spouse shall not be required to submit a notarized affidavit or other notarized documentation attesting that the surviving spouse has not been remarried as a condition of eligibility for any benefit, payment, or right guaranteed under the Act. Effective immediately.

LRB104 18920 SPS 32365 b

1 AN ACT concerning employment.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Public Safety Employee Benefits Act is
5 amended by changing Sections 3, 10, 15, and 17 as follows:

6 (820 ILCS 320/10)

7 Sec. 10. Required health coverage benefits.

8 (a) An employer who employs a full-time law enforcement,
9 correctional or correctional probation officer, or
10 firefighter, who, on or after the effective date of this Act
11 suffers a catastrophic injury or is killed in the line of duty
12 shall pay the entire premium of the employer's health
13 insurance plan for the injured employee, the injured
14 employee's spouse, and for each dependent child of the injured
15 employee until the child reaches the age of majority or until
16 the end of the calendar year in which the child reaches the age
17 of 25 if the child continues to be dependent for support or the
18 child is a full-time or part-time student and is dependent for
19 support. An individual whose entire premium is paid in
20 accordance with this Section shall be offered by the employer
21 the choice of any health insurance plan available to currently
22 employed full-time law enforcement, correctional or
23 correctional probation officers, or firefighters. For purposes

1 of plans administered under the State Employee Group Insurance
2 Act of 1971, changes in coverage may only be elected during
3 open enrollment or following a qualifying event. The term
4 "health insurance plan" does not include supplemental benefits
5 that are not part of the basic group health insurance plan. If
6 the injured employee subsequently dies, the employer shall
7 continue to pay the entire health insurance premium for the
8 surviving spouse until remarried and for the dependent
9 children under the conditions established in this Section.
10 However:

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

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

20 (3) Upon conviction for a violation described in item
21 (2), a law enforcement, correctional or correctional
22 probation officer, or other beneficiary who receives or
23 seeks to receive health insurance benefits under this
24 Section shall forfeit the right to receive health
25 insurance benefits and shall reimburse the employer for
26 all benefits paid due to the fraud or other prohibited

1 activity. For purposes of this item, "conviction" means a
2 determination of guilt that is the result of a plea or
3 trial, regardless of whether adjudication is withheld.

4 (b) In order for the law enforcement, correctional or
5 correctional probation officer, firefighter, spouse, or
6 dependent children to be eligible for insurance coverage under
7 this Act, the injury or death must take place in the line of
8 duty, as that term is used in subsection (e) of Section 2 of
9 the Illinois Line of Duty Compensation Act ~~have occurred as~~
10 ~~the result of the officer's response to fresh pursuit, the~~
11 ~~officer or firefighter's response to what is reasonably~~
12 ~~believed to be an emergency, an unlawful act perpetrated by~~
13 ~~another, or during the investigation of a criminal act.~~
14 Nothing in this Section shall be construed to limit health
15 insurance coverage or pension benefits for which the officer,
16 firefighter, spouse, or dependent children may otherwise be
17 eligible.

18 (Source: P.A. 103-340, eff. 1-1-24.)

19 (820 ILCS 320/15)

20 Sec. 15. Required educational benefits. If a firefighter,
21 law enforcement, or correctional or correctional probation
22 officer is accidentally or unlawfully and intentionally killed
23 in the line of duty, as that term is used in subsection (e) of
24 Section 2 of the Illinois Line of Duty Compensation Act, ~~as~~
25 ~~specified in subsection (b) of Section 10~~ on or after July 1,

1 1980, the State shall waive certain educational expenses which
2 children of the deceased incur while obtaining a
3 vocational-technical certificate or an undergraduate education
4 at a State supported institution. The amount waived by the
5 State shall be an amount equal to the cost of tuition and
6 matriculation and registration fees for a total of 120 credit
7 hours. The child may attend a State vocational-technical
8 school, a public community college, or a State university. The
9 child may attend any or all of the institutions specified in
10 this Section, on either a full-time or part-time basis. The
11 benefits provided under this Section shall continue to the
12 child until the child's 25th birthday.

13 (1) Upon failure of any child benefited by the
14 provisions of this Section to comply with the ordinary and
15 minimum requirements of the institution attended, both as
16 to discipline and scholarship, the benefits shall be
17 withdrawn as to the child and no further moneys may be
18 expended for the child's benefits so long as the failure
19 or delinquency continues.

20 (2) Only a student in good standing in his or her
21 respective institution may receive the benefits under this
22 Section.

23 (3) A child receiving benefits under this Section must
24 be enrolled according to the customary rules and
25 requirements of the institution attended.

26 (Source: P.A. 92-651, eff. 7-11-02.)

1 (820 ILCS 320/17)

2 Sec. 17. Reporting forms.

3 (a) A person who qualified for benefits under subsections
4 (a) and (b) of Section 10 of this Act (hereinafter referred to
5 as "PSEBA recipient") shall be required to file a form with his
6 or her employer as prescribed in this Section. The Commission
7 on Government Forecasting and Accountability (COGFA) shall use
8 the form created in this Act and prescribe the content of the
9 report in cooperation with one statewide labor organization
10 representing police, one statewide law enforcement
11 organization, one statewide labor organization representing
12 firefighters employed by at least 100 municipalities in this
13 State that is affiliated with the Illinois State Federation of
14 Labor, one statewide labor organization representing
15 correctional officers and parole agents that is affiliated
16 with the Illinois State Federation of Labor, one statewide
17 organization representing municipalities, and one regional
18 organization representing municipalities. COGFA may accept
19 comment from any source, but shall not be required to solicit
20 public comment. Within 60 days after the effective date of
21 this amendatory Act of the 98th General Assembly, COGFA shall
22 remit a copy of the form contained in this subsection to all
23 employers subject to this Act and shall make a copy available
24 on its website.

1 "PSEBA RECIPIENT REPORTING FORM:

2 Under Section 17 of the Public Safety Employee
3 Benefits Act (820 ILCS 320/17), the Commission on
4 Government Forecasting and Accountability (COGFA) is
5 charged with creating and submitting a report to the
6 Governor and the General Assembly setting forth
7 information regarding recipients and benefits payable
8 under the Public Safety Employee Benefits Act (Act). The
9 Act requires employers providing PSEBA benefits to
10 distribute this form to any former peace officer,
11 firefighter, or correctional officer currently in receipt
12 of PSEBA benefits.

13 The responses to the questions below will be used by
14 COGFA to compile information regarding the PSEBA benefit
15 for its report. The Act prohibits the release of any
16 personal information concerning the PSEBA recipient and
17 exempts the reported information from the requirements of
18 the Freedom of Information Act (FOIA).

19 The Act requires the PSEBA recipient to complete this
20 form and submit it to the employer providing PSEBA
21 benefits within 60 days of receipt. If the PSEBA recipient
22 fails to submit this form within 60 days of receipt, the
23 employer is required to notify the PSEBA recipient of
24 non-compliance and provide an additional 30 days to submit
25 the required form. Failure to submit the form in a timely
26 manner will result in the PSEBA recipient incurring

1 responsibility for reimbursing the employer for premiums
2 paid during the period the form is due and not filed.

3 (1) PSEBA recipient's name:

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

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

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

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

9 (6) Are you currently employed with compensation?

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

12 (8) Are you or your spouse enrolled in a health
13 insurance plan provided by your current employer or
14 another source?

15 (9) Have you or your spouse been offered or
16 provided access to health insurance from your current
17 employer(s)?

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

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

25 (11) Have you or your spouse been offered or
26 provided access to health insurance provided by a

1 current employer of your spouse?

2 If you answered yes to question 10 or 11, please
3 provide the name of the employer, the name of the
4 insurance provider, and a general description of the type
5 of insurance offered (HMO, PPO, HSA, etc.) by an employer
6 of your spouse:"

7 COGFA shall notify an employer of its obligation to notify
8 any PSEBA recipient receiving benefits under this Act of that
9 recipient's obligation to file a report under this Section. A
10 PSEBA recipient receiving benefits under this Act must
11 complete and return this form to the employer within 60 days of
12 receipt of such form. Any PSEBA recipient who has been given
13 notice as provided under this Section and who fails to timely
14 file a report under this Section within 60 days after receipt
15 of this form shall be notified by the employer that he or she
16 has 30 days to submit the report or risk incurring the cost of
17 his or her benefits provided under this Act. An employer may
18 seek reimbursement for premium payments for a PSEBA recipient
19 who fails to file this report with the employer 30 days after
20 receiving this notice. The PSEBA recipient is responsible for
21 reimbursing the employer for premiums paid during the period
22 the report is due and not filed. Employers shall return this
23 form to COGFA within 30 days after receiving the form from the
24 PSEBA recipient.

25 Any information collected by the employer under this

1 Section shall be exempt from the requirements of the Freedom
2 of Information Act except for data collected in the aggregate
3 that does not reveal any personal information concerning the
4 PSEBA recipient.

5 By July 1 of every even-numbered year, beginning in 2016,
6 employers subject to this Act must send the form contained in
7 this subsection to all PSEBA recipients eligible for benefits
8 under this Act. The PSEBA recipient must complete and return
9 this form by September 1 of that year. Any PSEBA recipient who
10 has been given notice as provided under this Section and who
11 fails to timely file a completed form under this Section
12 within 60 days after receipt of this form shall be notified by
13 the employer that he or she has 30 days to submit the form or
14 risk incurring the costs of his or her benefits provided under
15 this Act. The PSEBA recipient is responsible for reimbursing
16 the employer for premiums paid during the period the report is
17 due and not filed. The employer shall resume premium payments
18 upon receipt of the completed form. Employers shall return
19 this form to COGFA within 30 days after receiving the form from
20 the PSEBA recipient.

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

23 "EMPLOYER SUBJECT TO PSEBA REPORTING FORM:

24 Under Section 17 of the Public Safety Employee
25 Benefits Act (820 ILCS 320/17), the Commission on

1 Government Forecasting and Accountability (COGFA) is
2 charged with creating and submitting a report to the
3 Governor and General Assembly setting forth information
4 regarding recipients and benefits payable under the Public
5 Safety Employee Benefits Act (Act).

6 The responses to the questions below will be used by
7 COGFA to compile information regarding the PSEBA benefit
8 for its report.

9 The Act requires all employers subject to the PSEBA
10 Act to submit the following information within 120 days
11 after receipt of this form.

12 (1) Name of the employer:

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

17 (3) The number of PSEBA benefits and names of
18 PSEBA recipients receiving benefits awarded under the
19 Act during the reporting period provided in the
20 aggregate and listed individually by name of applicant
21 and date of application:

22 (4) The cost of the health insurance premiums paid
23 due to PSEBA benefits awarded under the Act during the
24 reporting period provided in the aggregate and listed
25 individually by name of PSEBA recipient:

26 (5) The number of PSEBA benefit applications filed

1 under the Act since the inception of the Act provided
2 in the aggregate and listed individually by name of
3 applicant and date of application:

4 (6) The number of PSEBA benefits awarded under the
5 Act since the inception of the Act provided in the
6 aggregate and listed individually by name of applicant
7 and date of application:

8 (7) The cost of health insurance premiums paid due
9 to PSEBA benefits awarded under the Act since the
10 inception of the Act provided in the aggregate and
11 listed individually by name of PSEBA recipient:

12 (8) The current annual cost of health insurance
13 premiums paid for PSEBA benefits awarded under the Act
14 provided in the aggregate and listed individually by
15 name of PSEBA recipient:

16 (9) The annual cost of health insurance premiums
17 paid for PSEBA benefits awarded under the Act listed
18 by year since the inception of the Act provided in
19 annual aggregate amounts and listed individually by
20 name of PSEBA recipient:

21 (10) A description of health insurance benefit
22 levels currently provided by the employer to the PSEBA
23 recipient:

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

1 (12) The other costs of the health insurance
2 benefit currently provided to the PSEBA recipient
3 including, but not limited to:

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

6 (ii) the out-of-pocket deductibles of the
7 health insurance policy provided to the PSEBA
8 recipient;

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

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

13 An employer covered under this Act shall file copies of
14 the PSEBA Recipient Reporting Form and the Employer Subject to
15 the PSEBA Act Reporting Form with COGFA within 120 days after
16 receipt of the Employer Subject to the PSEBA Act Reporting
17 Form.

18 The first form filed with COGFA under this Section shall
19 contain all information required by this Section. All forms
20 filed by the employer thereafter shall set forth the required
21 information for the 24-month period ending on June 30
22 preceding the deadline date for filing the report.

23 Whenever possible, communication between COGFA and
24 employers as required by this Act shall be through electronic
25 means.

1 (c) For the purpose of creating the report required under
2 subsection (d), upon receipt of each PSEBA Benefit Recipient
3 Form, or as soon as reasonably practicable, COGFA shall make a
4 determination of whether the PSEBA benefit recipient or the
5 PSEBA benefit recipient's spouse meets one of the following
6 criteria:

7 (1) the PSEBA benefit recipient or the PSEBA benefit
8 recipient's spouse is receiving health insurance from a
9 current employer, a current employer of his or her spouse,
10 or another source;

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

14 If one or both of the criteria are met, COGFA shall make
15 the following determinations of the associated costs and
16 benefit levels of health insurance provided or offered to the
17 PSEBA benefit recipient or the PSEBA benefit recipient's
18 spouse:

19 (A) a description of health insurance benefit levels
20 offered to or received by the PSEBA benefit recipient or
21 the PSEBA benefit recipient's spouse from a current
22 employer or a current employer of the PSEBA benefit
23 recipient's spouse;

24 (B) the monthly premium cost of health insurance
25 benefits offered to or received by the PSEBA benefit
26 recipient or the PSEBA benefit recipient's spouse from a

1 current employer or a current employer of the PSEBA
2 benefit recipient's spouse including, but not limited to:

3 (i) the total monthly cost of the health insurance
4 premium;

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

7 (iii) the monthly amount of the health insurance
8 premium to be paid by the PSEBA benefit recipient or
9 the PSEBA benefit recipient's spouse;

10 (iv) the co-pay requirements of the health
11 insurance policy;

12 (v) the out-of-pocket deductibles of the health
13 insurance policy;

14 (vi) any pharmaceutical benefits and co-pays
15 provided in the insurance policy;

16 (vii) any policy limits of the health insurance
17 policy.

18 COGFA shall summarize the related costs and benefit levels
19 of health insurance provided or available to the PSEBA benefit
20 recipient or the PSEBA benefit recipient's spouse and contrast
21 the results to the cost and benefit levels of health insurance
22 currently provided by the employer subject to this Act. This
23 information shall be included in the report required in
24 subsection (d).

25 (c-5) A surviving spouse shall not be required to submit a
26 notarized affidavit or other notarized documentation attesting

1 that the surviving spouse has not been remarried as a
2 condition of eligibility for any benefit, payment, or right
3 guaranteed under this Act.

4 (d) By June 1, 2014, and by January 1 of every odd-numbered
5 year thereafter beginning in 2017, COGFA shall submit a report
6 to the Governor and the General Assembly setting forth the
7 information received under subsections (a) and (b). The report
8 shall aggregate data in such a way as to not reveal the
9 identity of any single beneficiary. The requirement for
10 reporting to the General Assembly shall be satisfied by filing
11 copies of the report as required under Section 3.1 of the
12 General Assembly Organization Act, and the State Government
13 Report Distribution Center for the General Assembly as
14 required under paragraph (t) of Section 7 of the State Library
15 Act. COGFA shall make this report available electronically on
16 a publicly accessible website.

17 (Source: P.A. 99-239, eff. 8-3-15; 100-1148, eff. 12-10-18.)

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.