



Sen. John G. Mulroe

Filed: 4/4/2017

10000SB0266sam001

LRB100 05187 MJP 24712 a

1 AMENDMENT TO SENATE BILL 266

2 AMENDMENT NO. _____. Amend Senate Bill 266 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Veterans Affairs Act is
5 amended by changing Sections 2.01 and 2.04 and by adding
6 Section 2.01b as follows:

7 (20 ILCS 2805/2.01) (from Ch. 126 1/2, par. 67.01)

8 Sec. 2.01. Veterans Home admissions.

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

12 (b) The veteran must:

13 (1) have served in the armed forces of the United
14 States at least 1 day in World War II, the Korean Conflict,
15 the Viet Nam Campaign, or the Persian Gulf Conflict between
16 the dates recognized by the U.S. Department of Veterans

1 Affairs or between any other present or future dates
2 recognized by the U.S. Department of Veterans Affairs as a
3 war period, or have served in a hostile fire environment
4 and has been awarded a campaign or expeditionary medal
5 signifying his or her service, for purposes of eligibility
6 for domiciliary or nursing home care;

7 (2) have served and been honorably discharged or
8 retired from the armed forces of the United States for a
9 service connected disability or injury, for purposes of
10 eligibility for domiciliary or nursing home care;

11 (3) have served as an enlisted person at least 90 days
12 on active duty in the armed forces of the United States,
13 excluding service on active duty for training purposes
14 only, and entered active duty before September 8, 1980, for
15 purposes of eligibility for domiciliary or nursing home
16 care;

17 (4) have served as an officer at least 90 days on
18 active duty in the armed forces of the United States,
19 excluding service on active duty for training purposes
20 only, and entered active duty before October 17, 1981, for
21 purposes of eligibility for domiciliary or nursing home
22 care;

23 (5) have served on active duty in the armed forces of
24 the United States for 24 months of continuous service or
25 more, excluding active duty for training purposes only, and
26 enlisted after September 7, 1980, for purposes of

1 eligibility for domiciliary or nursing home care;

2 (6) have served as a reservist in the armed forces of
3 the United States or the National Guard and the service
4 included being called to federal active duty, excluding
5 service on active duty for training purposes only, and who
6 completed the term, for purposes of eligibility for
7 domiciliary or nursing home care;

8 (7) have been discharged for reasons of hardship or
9 released from active duty due to a reduction in the United
10 States armed forces prior to the completion of the required
11 period of service, regardless of the actual time served,
12 for purposes of eligibility for domiciliary or nursing home
13 care; or

14 (8) have served in the National Guard or Reserve Forces
15 of the United States and completed 20 years of satisfactory
16 service, be otherwise eligible to receive reserve or active
17 duty retirement benefits, and have been an Illinois
18 resident for at least one year before applying for
19 admission for purposes of eligibility for domiciliary care
20 only.

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

24 (d) For admission to the Illinois Veterans Homes at Anna
25 and Quincy, the veteran must have developed a disability by
26 disease, wounds, or otherwise and because of the disability be

1 incapable of earning a living.

2 (e) For admission to the Illinois Veterans Homes at
3 Chicago, LaSalle, and Manteno, the veteran must have developed
4 a disability by disease, wounds, or otherwise and, for purposes
5 of eligibility for nursing home care, require nursing care
6 because of the disability.

7 (f) An individual who served during a time of conflict as
8 set forth in paragraph (1) of subsection (b) of this Section
9 has preference over all other qualifying candidates, for
10 purposes of eligibility for domiciliary or nursing home care at
11 any Illinois Veterans Home.

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

15 (Source: P.A. 99-143, eff. 7-27-15; 99-314, eff. 8-7-15;
16 99-642, eff. 7-28-16.)

17 (20 ILCS 2805/2.01b new)

18 Sec. 2.01b. Illinois Veterans Home at Chicago. The Illinois
19 Veterans Home at Chicago is established. The Department shall
20 operate and maintain the Illinois Veterans Home at Chicago.

21 (20 ILCS 2805/2.04) (from Ch. 126 1/2, par. 67.04)

22 Sec. 2.04. There shall be established in the State Treasury
23 special funds known as (i) the LaSalle Veterans Home Fund, (ii)
24 the Anna Veterans Home Fund, (iii) the Manteno Veterans Home

1 Fund, ~~and~~ (iv) the Quincy Veterans Home Fund, and (v) the
2 Chicago Veterans Home Fund. All moneys received by an Illinois
3 Veterans Home from Medicare and from maintenance charges to
4 veterans, spouses, and surviving spouses residing at that Home
5 shall be paid into that Home's Fund. All moneys received from
6 the U.S. Department of Veterans Affairs for patient care shall
7 be transmitted to the Treasurer of the State for deposit in the
8 Veterans Home Fund for the Home in which the veteran resides.
9 Appropriations shall be made from a Fund only for the needs of
10 the Home, including capital improvements, building
11 rehabilitation, and repairs. The Chicago Veterans Home Fund
12 shall be the Veterans Home Fund for the Illinois Veterans Home
13 at Chicago.

14 The administrator of each Veterans Home shall establish a
15 locally-held member's benefits fund. The Director may
16 authorize the Veterans Home to conduct limited fundraising in
17 accordance with applicable laws and regulations for which the
18 sole purpose is to benefit the Veterans Home's member's
19 benefits fund. Revenues accruing to an Illinois Veterans Home,
20 including any donations, grants for the operation of the Home,
21 profits from commissary stores, and funds received from any
22 individual or other source, including limited fundraising,
23 shall be deposited into that Home's benefits fund. Expenditures
24 from the benefits funds shall be solely for the special
25 comfort, pleasure, and amusement of residents. Contributors of
26 unsolicited private donations may specify the purpose for which

1 the private donations are to be used.

2 Upon request of the Department, the State's Attorney of the
3 county in which a resident or living former resident of an
4 Illinois Veterans Home who is liable under this Act for payment
5 of sums representing maintenance charges resides shall file an
6 action in a court of competent jurisdiction against any such
7 person who fails or refuses to pay such sums. The court may
8 order the payment of sums due to maintenance charges for such
9 period or periods of time as the circumstances require.

10 Upon the death of a person who is or has been a resident of
11 an Illinois Veterans Home who is liable for maintenance charges
12 and who is possessed of property, the Department may present a
13 claim for such sum or for the balance due in case less than the
14 rate prescribed under this Act has been paid. The claim shall
15 be allowed and paid as other lawful claims against the estate.

16 The administrator of each Veterans Home shall establish a
17 locally-held trust fund to maintain moneys held for residents.
18 Whenever the Department finds it necessary to preserve order,
19 preserve health, or enforce discipline, the resident shall
20 deposit in a trust account at the Home such monies from any
21 source of income as may be determined necessary, and
22 disbursement of these funds to the resident shall be made only
23 by direction of the administrator.

24 If a resident of an Illinois Veterans Home has a dependent
25 child, spouse, or parent the administrator may require that all
26 monies received be deposited in a trust account with dependency

1 contributions being made at the direction of the administrator.
2 The balance retained in the trust account shall be disbursed to
3 the resident at the time of discharge from the Home or to his
4 or her heirs or legal representative at the time of the
5 resident's death, subject to Department regulations or order of
6 the court.

7 The Director of Central Management Services, with the
8 consent of the Director of Veterans' Affairs, is authorized and
9 empowered to lease or let any real property held by the
10 Department of Veterans' Affairs for an Illinois Veterans Home
11 to entities or persons upon terms and conditions which are
12 considered to be in the best interest of that Home. The real
13 property must not be needed for any direct or immediate purpose
14 of the Home. In any leasing or letting, primary consideration
15 shall be given to the use of real property for agricultural
16 purposes, and all moneys received shall be transmitted to the
17 Treasurer of the State for deposit in the appropriate Veterans
18 Home Fund.

19 (Source: P.A. 99-314, eff. 8-7-15.)

20 Section 10. The State Finance Act is amended by adding
21 Section 5.878 as follows:

22 (30 ILCS 105/5.878 new)

23 Sec. 5.878. The Chicago Veterans Home Fund.

1 Section 15. The Illinois Library System Act is amended by
2 changing Section 8.6 as follows:

3 (75 ILCS 10/8.6)

4 Sec. 8.6. Illinois Veteran's Home Libraries. The State
5 Librarian shall distribute annual grants for initiatives of
6 library development and services within Illinois Veteran's
7 Home libraries located in Quincy, Manteno, LaSalle, Chicago,
8 and Anna upon the approval by the State Librarian of
9 application from libraries. Grants made under this Section
10 shall be made only from the Secretary of State Special License
11 Plate Fund. The State Librarian shall establish the criteria
12 for awarding the grants by rule.

13 (Source: P.A. 89-697, eff. 1-6-97.)

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