



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB5184

Introduced 1/31/2022, by Rep. Stephanie A. Kifowit

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Military Veterans Assistance Act. Provides that the "overseer of military veterans assistance" shall be construed to mean the commanders of the various congressionally chartered veteran service organizations, or the Superintendent of a County Veterans Assistance Commission. Provides that funding for Veterans Assistance Commissions shall be derived from: (i) a tax levied under the Counties Code and the Illinois Public Aid Code; (ii) funds from the county general corporate fund; and (iii) State funds from the Department of Human Services. Provides that congressionally chartered veteran service organizations and county Veterans Assistance Commissions, if applicable (rather than military veterans organizations), shall undertake the assistance of military veterans and their families. Provides that in a county having 2 or more congressionally chartered veteran service organizations, the congressionally chartered veteran service organizations may come together to form a Veterans Assistance Commission that shall act as the central office for all veterans and their families and for the families of deceased veterans. Amends the Counties Code. Provides that in a county having a population of less than 3,000,000 in which there is created a County Veterans Assistance Commission, the county shall levy for assistance to military veterans and their families a tax of an amount which, when added to the unobligated balance available for such purpose at the close of the preceding fiscal year will equal .02% of the last known assessed value of the taxable property in the county. Requires County Veterans Assistance Commissions to be in charge of the administration of general assistance benefits and other public aid benefits provided under the Illinois Public Aid Code for military veterans and their families. Amends the Illinois Public Aid Code. Requires counties with less than 3,000,000 inhabitants that have a County Veterans Assistance Commission to levy for assistance to military veterans and their families a tax of an amount which, when added to the unobligated balance available for such purpose at the close of the preceding fiscal year, will equal .02% of the last known assessed value of the taxable property in the county, or will equal .03% of such assessed value if such higher amount is authorized by the electors of the county.

LRB102 23259 KTG 32424 b

A BILL FOR

1 AN ACT concerning veterans.

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

4 Section 5. The Counties Code is amended by changing  
5 Section 5-2006 as follows:

6 (55 ILCS 5/5-2006) (from Ch. 34, par. 5-2006)

7 Sec. 5-2006. Tax for Veterans Assistance Commission  
8 ~~veterans assistance commission.~~ In a county having a  
9 population of less than 3,000,000 in which there is created a  
10 County Veterans Assistance Commission, the county shall levy  
11 for assistance to military veterans and their families, within  
12 the time that such levy is authorized to be made, a tax of an  
13 amount which, when added to the unobligated balance available  
14 for such purpose at the close of the preceding fiscal year will  
15 equal .02% of the last known assessed value of the taxable  
16 property in the county.

17 The county board of each county having a population of  
18 less than 3 million in which there is a Veterans Assistance  
19 Commission as provided in Section 9 of the Military Veterans  
20 Assistance Act may levy a tax of not to exceed .03% of the  
21 assessed value annually on all taxable property of the county,  
22 for the purpose of providing assistance to military veterans  
23 and their families pursuant to such Act. Whenever not less

1 than 10% of the electors of the county petition the county  
2 board to levy the tax at not to exceed .04% of the assessed  
3 value, the county board shall certify the proposition to the  
4 proper election officials who shall submit the proposition at  
5 the next general election in accordance with the general  
6 election law. If a majority of the electors vote in favor of  
7 the proposition, the county board may, annually, levy the tax  
8 as authorized. The proceeds of any tax so levied shall be used  
9 exclusively for the assistance purposes authorized thereunder,  
10 and a portion thereof may be expended for the salaries or  
11 expenses of any officers or employees of the Veterans  
12 Assistance Commission or for any other expenses incident to  
13 the administration of such assistance.

14 The tax shall be separate from the ~~in addition to all other~~  
15 ~~taxes which the county is authorized to~~ levy on the aggregate  
16 valuation of the property within the county and shall not be  
17 included in any tax limitation of the rate upon which taxes are  
18 required to be extended, but shall be excluded therefrom and  
19 in addition thereto. The tax shall be levied and collected in  
20 like manner as the general taxes of the county, and, when  
21 collected, shall be paid into a special fund in the county  
22 treasury and used only as herein authorized, or removed from  
23 the county treasury in which a properly organized Veterans  
24 Assistance Commission is authorized under Section 3-11008 of  
25 this Code.

26 The limitations on tax rates herein provided may be

1 increased or decreased under the referendum provisions of the  
2 General Revenue Law of Illinois.

3 If a county has levied the tax herein authorized or  
4 otherwise meets the conditions set out in Section 12-21.13 or  
5 Section 12-21.5 of "the Illinois Public Aid Code", to qualify  
6 for State funds to supplement local funds for public purposes  
7 under Articles III, IV, V, VI, and VII, and IX of that Code and  
8 otherwise meets the conditions set out in Article XII of that  
9 Code for receipt of State aid, the Illinois Department of  
10 Human Services shall allocate and pay to the county such  
11 additional sums as it determines to be necessary to meet the  
12 needs of assistance to military veterans and their families in  
13 the county and expenses incident to the administration of such  
14 assistance. County Veterans Assistance Commissions shall be in  
15 charge of the administration of such assistance provided under  
16 Articles VI and IX of the Illinois Public Aid Code for military  
17 veterans and their families.

18

19 (Source: P.A. 89-507, eff. 7-1-97.)

20 Section 10. The Illinois Public Aid Code is amended by  
21 changing Sections 2-14, 12-21.5, and 12-21.13 as follows:

22 (305 ILCS 5/2-14) (from Ch. 23, par. 2-14)

23 Sec. 2-14. "Local governmental unit". Every county, city,  
24 village, incorporated town or township charged with the duty

1 of providing public aid under Article VI; and County Veterans  
2 Assistance Commissions providing general assistance to  
3 ~~indigent war~~ veterans and their families under Section 12-21.5  
4 ~~12-21.13~~ of Article XII.

5 However, should any Section of this Code impose the  
6 obligation of providing medical assistance to persons who are  
7 non-residents of the State of Illinois upon a local  
8 governmental unit, the term "local governmental unit" shall  
9 not include townships. In such case the obligation for  
10 providing medical assistance to non-residents which would  
11 otherwise be the duty of a township shall become the  
12 obligation of the Department of Healthcare and Family  
13 Services.

14 (Source: P.A. 95-331, eff. 8-21-07.)

15 (305 ILCS 5/12-21.5) (from Ch. 23, par. 12-21.5)

16 Sec. 12-21.5. Veterans Assistance Commission as local  
17 governmental unit.

18 In counties having less than 3 million inhabitants in  
19 which there is created a County Veterans Assistance  
20 Commission, the Superintendent of Veterans Assistance shall be  
21 selected and other employees appointed as provided in Section  
22 10 of the Military Veterans Assistance Act and the  
23 compensation of the Superintendent and other employees shall  
24 be as therein provided.

25 In a county having less than 3,000,000 inhabitants in

1 which there is created a County Veterans Assistance  
2 Commission, the county shall levy for assistance to military  
3 veterans and their families, within the time that such levy is  
4 authorized to be made, a tax of an amount which, when added to  
5 the unobligated balance available for such purpose at the  
6 close of the preceding fiscal year will equal .02% of the last  
7 known assessed value of the taxable property in the county, or  
8 which will equal .03% of such assessed value if such higher  
9 amount is authorized by the electors of the county, as  
10 provided in Section 5-2006 of the Counties Code.

11 (Source: P.A. 87-796.)

12 (305 ILCS 5/12-21.13) (from Ch. 23, par. 12-21.13)

13 Sec. 12-21.13. Local funds required to qualify for state  
14 aid. To qualify for State funds to supplement local funds for  
15 public aid purposes, a local governmental unit shall, except  
16 as hereinafter provided, levy within the time that such levy  
17 is authorized to be made a tax of an amount which, when added  
18 to the unobligated balance available for such purposes at the  
19 close of the fiscal year preceding the fiscal year for which  
20 the tax is levied will equal .10% of the last known total  
21 equalized value of all taxable property in the governmental  
22 unit.

23 ~~In a county of less than 3 million population in which~~  
24 ~~there is created a County Veterans Assistance Commission, the~~  
25 ~~county shall levy for assistance to military veterans and~~

1 ~~their families, within the time that such levy is authorized~~  
2 ~~to be made, a tax of an amount which, when added to the~~  
3 ~~unobligated balance available for such purpose at the close of~~  
4 ~~the preceding fiscal year will equal .02% of the last known~~  
5 ~~assessed value of the taxable property in the county, or which~~  
6 ~~will equal .03% of such assessed value if such higher amount is~~  
7 ~~authorized by the electors of the county, as provided in~~  
8 ~~Section 5-2006 of the Counties Code.~~

9 If, however, at the latest date in the year on which the  
10 aforesaid taxes are authorized to be levied there is in the  
11 unobligated balance of the local governmental unit an amount  
12 equal to .10%, or .02% in the case of Veterans' Assistance, of  
13 the last known total equalized value of all taxable property  
14 in the governmental unit, then no tax need be levied in that  
15 year in order for the local governmental unit to qualify for  
16 State funds.

17 In determining the amount of the unobligated balance which  
18 is to be applied in producing the required levy for receipt of  
19 State funds, or which is to be applied in determining whether a  
20 tax levy is required, there shall be deducted from the gross  
21 unobligated balance of funds available at the close of the  
22 preceding fiscal year the total amount of State funds  
23 allocated to the governmental unit during that year and the  
24 total amount of any monies transferred to a township's general  
25 town fund under Section 235-20 of the Township Code during  
26 that year, and only the remainder shall be considered in

1 determining the amount of the deficiency needed to produce an  
2 amount equal to the qualifying levy for the current year.

3 (Source: P.A. 87-796; 88-670, eff. 12-2-94.)

4 Section 15. The Military Veterans Assistance Act is  
5 amended by changing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10  
6 as follows:

7 (330 ILCS 45/1) (from Ch. 23, par. 3081)

8 Sec. 1. ~~The term~~ "Overseer of military veterans  
9 assistance", as used in this Act, means the commanders of the  
10 various congressionally chartered veteran service  
11 organizations, or the Superintendent of a County Veterans  
12 Assistance Commission ~~shall be construed to mean all persons~~  
13 ~~whose duty it is,~~ under the existing statutes, to care for,  
14 relieve or maintain, wholly or in part, any person who may be  
15 entitled to such assistance under the statutes of the State of  
16 Illinois. This Act shall not infringe upon the mandated powers  
17 and authorities vested in the Illinois Department of Veterans'  
18 Affairs.

19 (Source: P.A. 87-796.)

20 (330 ILCS 45/2) (from Ch. 23, par. 3082)

21 Sec. 2. For the just, necessary, and needed assistance and  
22 services ~~assistance~~ of military veterans, who served in the  
23 Armed Forces of the United States, whose last discharge from



1 the service was honorable to be eligible for assistance, their  
2 families, and the families of deceased veterans with service  
3 as described in this Section who need assistance and services.

4 (1) The supervisor of general assistance or the county  
5 board shall provide such sums of money as may be just and  
6 necessary to be drawn by the commander, quartermaster or  
7 commandant of any ~~post, ship, camp, chapter or detachment~~  
8 ~~of any~~ congressionally chartered ~~or state chartered~~  
9 veterans service organization, in the city or town, or the  
10 superintendent of any Veterans' Assistance Commission of  
11 the county, upon the recommendation of the assistance  
12 committee of the congressionally chartered service  
13 organization or ~~post, ship, camp, chapter or~~ Veterans'  
14 Assistance Commission.

15 (A) Funding for Veterans Assistance Commissions  
16 shall be derived from 3 sources:

17 (i) a tax levied under Section 5-2006 of the  
18 Counties Code and Section 12-21.5 of the Illinois  
19 Public Aid Code;

20 (ii) funds from the county general corporate  
21 fund; and

22 (iii) State funds from the Department of Human  
23 Services.

24 (B) The minimum amount to be provided annually to  
25 Veterans Assistance Commissions is provided in Section  
26 12-21.5 of the Illinois Public Aid Code.

1           (2) If any supervisor of general assistance or county  
2 board fails or refuses after such recommendation to  
3 provide ~~any~~ just and necessary sums of money for such  
4 assistance, then the commander, post, chapter, or  
5 detachment or the superintendent of any Veterans'  
6 Assistance Commission located in the district of such  
7 supervisor of general assistance or such county board  
8 shall apply to the circuit court of the district or county  
9 for relief by mandamus upon the supervisor of general  
10 assistance or county board requiring him, her or it to  
11 pay, or to appropriate and pay such sums of money, and upon  
12 proof made of the justice and necessity of the claim, the  
13 circuit court shall grant the sums so requested ~~such~~  
14 ~~assistance~~. The minimum funding amount to be provided to a  
15 Veterans Assistance Commission shall be as provided under  
16 Section 12-21.5 of the Illinois Public Aid Code.

17           (3) Such sums of money shall be drawn in the manner now  
18 provided under Section 5-2006 of the Counties Code and  
19 Section 12-21.5 of the Illinois Public Aid Code ~~by law for~~  
20 ~~the assistance of the poor~~. Orders of commanders,  
21 quartermasters, commandants, or superintendents of  
22 Veterans' Assistance Commissions shall be proper warrants  
23 ~~vouchers~~ for the expenditure of such sums of money.

24 (Source: P.A. 87-796.)

25 (330 ILCS 45/3) (from Ch. 23, par. 3083)

1           Sec. 3. In case there is no post or camp of a military  
2 veterans organization, in any town in which it is necessary  
3 that such assistance as provided in Section 2 should be  
4 granted, the overseer of military veterans assistance shall  
5 accept and pay the orders drawn, as hereinbefore provided by  
6 the commander, quartermaster or commandant of any  
7 congressionally chartered veteran service organization ~~post or~~  
8 ~~camp of a military veterans organization~~, upon the  
9 recommendation of an assistance committee, who shall be  
10 residents of the said town in which the assistance may be  
11 furnished.

12           (Source: P.A. 87-796.)

13           (330 ILCS 45/4) (from Ch. 23, par. 3084)

14           Sec. 4. Upon the taking effect of this Act, the commander  
15 of any congressionally chartered veteran service organization,  
16 or in a county in which a County Veterans Assistance  
17 Commission is properly created ~~post or camp of a military~~  
18 ~~veterans organization~~, which shall undertake the assistance of  
19 military veterans and their families, as hereinbefore  
20 provided, before the acts of the commander, quartermaster or  
21 commandant shall be operative in any city or town, shall file  
22 with the city clerk of such city or town clerk of such town, or  
23 overseer of military veterans assistance of such town or  
24 county, a notice that said post, camp, chapter or detachment  
25 intends to undertake such assistance as is provided by this

1 Act, and such notice shall contain the names of the assistance  
2 committee of the post, camp, chapter or detachment in such  
3 city or town, and the commander and other officers of said  
4 congressionally chartered veteran service organization ~~post,~~  
5 ~~camp, chapter or detachment~~. And the commander of the  
6 congressionally chartered veteran service organization ~~post,~~  
7 ~~camp, chapter or detachment~~ shall annually thereafter, during  
8 the month of October, file a similar notice with the city or  
9 town clerk, or the overseer of military veterans assistance,  
10 also a detailed statement of the amount of assistance  
11 furnished during the preceding year, with the names of all  
12 persons to whom such assistance shall have been furnished,  
13 together with a brief statement in such case from the  
14 assistance committee upon whose recommendation the orders were  
15 drawn. Any person who fails or neglects so to do at the time  
16 required by this Act shall be guilty of a petty offense and  
17 fined \$250 to be recovered in the name of the county in the  
18 circuit court.

19 (Source: P.A. 87-796.)

20 (330 ILCS 45/5) (from Ch. 23, par. 3085)

21 Sec. 5. The auditing board of any city or town, or the  
22 overseer of military veterans assistance of any city, town, or  
23 county, which shall be the Superintendent of any properly  
24 organized Veterans Assistance Commission, may require of the  
25 commander, quartermaster of any congressionally chartered

1 veteran service organization, or Superintendent of any  
2 properly organized Veterans Assistance Commission ~~or~~  
3 ~~detachment of any post or camp of a military veterans~~  
4 ~~organization,~~ undertaking such assistance in any city or town,  
5 a bond with sufficient and satisfactory sureties for the  
6 faithful and honest discharge of their duties under this Act.

7 (Source: P.A. 87-796.)

8 (330 ILCS 45/6) (from Ch. 23, par. 3086)

9 Sec. 6. Overseers of military veterans assistance are  
10 hereby prohibited from sending military veterans (or their  
11 families or the families of those deceased) to any almshouse  
12 (or orphan asylum) without the full concurrence and consent of  
13 the commander and assistance committee of the congressionally  
14 chartered veteran service organization ~~post or camp of a~~  
15 ~~military veterans organization~~ having jurisdiction as provided  
16 in Sections 2 and 3 of this Act, or properly organized Veterans  
17 Assistance Commission. Military veterans with families and the  
18 families of deceased veterans, shall, whenever practicable, be  
19 provided for and assisted at their homes in such city or town  
20 in which they shall have a residence, in the manner provided in  
21 Sections 2 and 3 of this Act. Needy veterans or veterans with  
22 disabilities of the classes specified in Section 2 of this  
23 Act, who are not mentally ill, and who have no families or  
24 friends with which they may be domiciled, may be sent to any  
25 veterans home operated by the Illinois Department of Veterans'

1 Affairs. Any less fortunate veteran of either of the classes  
2 specified in Section 2 of this Act or any member of the family  
3 of any living or deceased veteran of said classes, who may be  
4 mentally ill, shall, upon the recommendation of the commander  
5 and assistance committee of such congressionally chartered  
6 veteran service organization ~~post or camp of a military~~  
7 ~~veterans organization~~, within the jurisdiction of which the  
8 case may occur, be sent to any mental health facility and cared  
9 for as provided for indigent persons who are mentally ill.

10 (Source: P.A. 99-143, eff. 7-27-15.)

11 (330 ILCS 45/7) (from Ch. 23, par. 3087)

12 Sec. 7. In case there shall be within the limits of any  
13 city or town more than one post or camp of military veterans  
14 organizations, it shall be the duty of the commander of each  
15 congressionally chartered veteran service organization ~~post,~~  
16 ~~camp, chapter or detachment~~ within such limits, to send to the  
17 commander of every other congressionally chartered veteran  
18 service organization ~~post, camp, chapter or detachment~~, as the  
19 case may be, within said limits, on the first day of each  
20 month, a written list of the names of all persons to whom  
21 assistance has been granted during the preceding month, under  
22 the provisions of this Act.

23 (Source: P.A. 87-796.)

24 (330 ILCS 45/8) (from Ch. 23, par. 3088)

1           Sec. 8. The commander of any congressionally chartered  
2 veteran service organization ~~post or camp of a military~~  
3 ~~veterans organization, congressionally chartered or state~~  
4 ~~chartered commander,~~ or the superintendent of any county  
5 Veterans' Assistance Commission of Illinois shall annually  
6 report to the Governor, on or before the first day of January  
7 of each year, such portions of the transactions of the  
8 aforementioned congressionally chartered veteran service  
9 organization ~~veterans' organizations~~ relating thereto as the  
10 commander or superintendent ~~he~~ may deem to be of interest to  
11 that organization and the people of the State.

12       (Source: P.A. 87-796.)

13           (330 ILCS 45/9) (from Ch. 23, par. 3089)

14           Sec. 9. Veterans Assistance Commission.

15           (a) In counties having 2 or more congressionally chartered  
16 veteran service organizations ~~posts, camps, chapters or~~  
17 ~~detachments of military veterans organizations~~ as may be  
18 recognized by law, the congressionally chartered veteran  
19 service organizations may come together to form a, a central  
20 assistance committee may be organized to be known as the  
21 Veterans Assistance Commission of such county. The Veterans  
22 Assistance Commission of such county shall act as the central  
23 service office for all veterans and their families and for the  
24 families of deceased veterans. The Commission shall be 7  
25 composed of delegates and alternates from a majority of such

1 congressionally chartered veteran service organizations ~~posts,~~  
2 ~~camps, units, and chapters or ship~~ selected annually as  
3 determined by each congressionally chartered veteran service  
4 organization ~~post, ship, camp, or chapter~~. When so organized a  
5 Commission ~~commission~~ shall be clothed with all the powers and  
6 charged with all the duties theretofore devolving upon the  
7 different congressionally chartered veteran service  
8 organizations within the county ~~posts and chapters as provided~~  
9 ~~in Section 2.~~

10 (1) ~~Every Beginning on January 1, 2017, and every~~  
11 January 1 ~~thereafter,~~ all Veterans Assistance Commissions  
12 shall publish a notice to each congressionally chartered  
13 veteran service organization ~~post, camp, unit, chapter,~~  
14 ~~ship, or detachment of a military veterans organization~~  
15 within their respective county calling on them to select  
16 delegates and alternates for that county's Veterans  
17 Assistance Commission by the methods provided in this  
18 subsection. The Veterans Assistance Commissions shall  
19 allow each congressionally chartered veteran service  
20 organization until March 1 to respond, at which time those  
21 delegates and alternates shall begin their term of office  
22 ~~post, camp, unit, chapter, ship, or detachment of a~~  
23 ~~military veterans organization 60 days to respond.~~

24 (2) Except as provided in paragraph (3),  
25 congressionally chartered veteran service organizations  
26 ~~posts, camps, units, chapters, ships, or detachments of a~~



1 ~~military veterans organization~~ shall be permitted to  
2 select one delegate and one alternate.

3 (3) In counties with 5 or more posts, camps, units,  
4 chapters, ships, or detachments of the same  
5 congressionally chartered veteran service organization  
6 ~~military veterans organization~~, all the constituent posts,  
7 camps, units, chapters, ships, or detachments of such  
8 congressionally chartered veteran service organization  
9 ~~military organizations~~ shall be permitted to select a  
10 single delegate and single alternate to represent that  
11 congressionally chartered veteran service organization  
12 ~~military veterans organization~~ instead of each constituent  
13 post, camp, unit, chapter, ship, or detachment selecting  
14 one delegate and one alternate. For the purposes of  
15 meeting the majority requirement of this subsection, when  
16 the constituent groups of a congressionally chartered  
17 veteran service organization ~~military veterans~~  
18 ~~organization~~ choose to select a single delegate and single  
19 alternate, the single delegate and single alternate shall  
20 represent the aggregate percentage of the constituent  
21 groups.

22 (4) If a post, camp, unit, chapter, ship, or  
23 detachment of a congressionally chartered veteran service  
24 organization ~~military veterans organization~~ serves more  
25 than one county, then it shall be permitted to select one  
26 delegate and one alternate for the Veterans Assistance

1 Commission in each county in which at least 25% of its  
2 members reside.

3 (b) The Commission superintendent ~~and the president or~~  
4 ~~chairman of the county board, or some other county officer~~  
5 ~~appointed by him,~~ shall have ~~general~~ oversight of the  
6 distribution of all moneys and supplies appropriated ~~by the~~  
7 ~~county~~ for the benefit of military veterans and their  
8 families, subject to such rules, regulations, administrative  
9 procedures or audit reviews as are necessary as approved by  
10 the Commission ~~county board~~ to carry out the spirit and intent  
11 of this Act. No warrant authorized under this Act may be issued  
12 for the payment of money without the presentation of an  
13 itemized statement or claim, approved by the superintendent of  
14 the Commission.

15 ~~If general assistance funds are allocated to a county for~~  
16 ~~assistance to military veterans and their families as provided~~  
17 ~~in the Illinois Public Aid Code, the administration of such~~  
18 ~~funds and of county tax funds levied for such purpose as~~  
19 ~~provided in Section 5-2006 of the Counties Code shall be~~  
20 ~~subject to the supervision of the Department of Human Services~~  
21 ~~in accordance with the provisions of the Illinois Public Aid~~  
22 ~~Code.~~

23 (c) The Veterans Assistance Commission shall be in charge  
24 of the administration of any benefits provided under Articles  
25 VI and IX of the Illinois Public Aid Code for military veterans  
26 and their families. The Veterans Assistance Commission shall

1 represent veterans in their application for benefits through  
2 State and federal agencies, including representing veterans in  
3 their appeals of adverse decisions. The superintendent of the  
4 Veterans Assistance Commission and its employees must comply  
5 with the procedures and regulations adopted by the Veterans  
6 Assistance Commission and the regulations of the Department of  
7 Human Services. To further the intent of this Act of assisting  
8 military veterans, this Act is to be construed so that the  
9 Veterans Assistance Commission shall provide needed services  
10 to eligible veterans.

11 (Source: P.A. 102-484, eff. 8-20-21.)

12 (330 ILCS 45/10) (from Ch. 23, par. 3090)

13 Sec. 10. The executive powers of the Commission ~~commission~~  
14 shall be vested in a superintendent elected by the Commission  
15 ~~commission~~ from among those who served honorably in the armed  
16 forces of the United States. The superintendent, designated  
17 Superintendent of Veterans Assistance of the county, shall,  
18 under the direction of the Commission ~~commission~~, have charge  
19 of and maintain an office in the county building or a ~~other~~  
20 central location within the county, to be used solely by the  
21 Commission ~~commission~~ for providing the just, necessary, and  
22 needed services mandated by law ~~carrying on its assistance~~  
23 ~~work~~. The county shall provide for the funding of the office  
24 and furnish all necessary supplies, including telephone,  
25 printing, stationery, and postage therefor.

1           The county board shall, in any county where a Veterans  
2 Assistance Commission is organized, in addition to sums  
3 appropriated for these just, necessary, and needed services as  
4 provided by law and approved by the Commission ~~assistance and~~  
5 ~~emergency assistance purposes~~ under this Act, appropriate such  
6 additional sums, upon recommendation of the Veterans  
7 Assistance Commission ~~and as approved by the county board~~, to  
8 properly compensate the officers and employees required to  
9 administer such assistance. ~~Such county board approval shall~~  
10 ~~be based upon recognized and established salary guidelines~~  
11 ~~developed by the county and used by the county to compensate~~  
12 ~~county employees. If the county does not have established~~  
13 ~~employee salary guidelines, the county board shall provide~~  
14 ~~funds to the commission to compensate the superintendent and~~  
15 ~~his employees in a just manner.~~ The county board shall also  
16 provide funds to the Commission ~~commission~~ to reimburse the  
17 superintendent, officers, delegates and employees for certain  
18 expenses which are approved by the Commission ~~commission~~. The  
19 superintendent and other employees shall be employees of the  
20 Veterans Assistance Commission, and no provision in this  
21 Section or elsewhere in this Act shall be construed to mean  
22 that they are employees of the county.

23           Superintendents, subject to rules formulated by the  
24 Commission ~~commission~~, shall select, as far as possible,  
25 Veteran Service Officers ~~secretaries~~ and other employees from  
26 among honorably discharged ~~military~~ veterans as defined in

1 Section 2, or their ~~surviving~~ spouses or children.

2 In a county with less than 2,000,000 inhabitants, the  
3 superintendent may, in conformance with subsection (f) of  
4 Section 3-9005 of the Counties Code, request legal assistance  
5 from the State's Attorney serving the county in which the  
6 Veterans Assistance Commission is located.

7 Superintendents of all counties subject to this Act, when  
8 required by the Commission ~~commission~~, shall give bond in the  
9 sum of \$2,000 for the faithful performance of their duties.

10 All persons elected or selected to fill positions provided  
11 for in this Section shall be exempt from the operation and  
12 provisions of any civil service act or laws of this State, and  
13 the secretary of the Commission ~~commission~~ shall be appointed  
14 by the superintendent. ~~However, if "The Illinois Public Aid~~  
15 ~~Code", as amended, becomes applicable in any county, the~~  
16 ~~Department of Human Services may exercise the powers therein~~  
17 ~~designated in relation to employees engaged in the~~  
18 ~~administration of assistance under this Act.~~

19 (Source: P.A. 102-56, eff. 7-9-21.)

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## Statutes amended in order of appearance

3	55 ILCS 5/5-2006	from Ch. 34, par. 5-2006
4	305 ILCS 5/2-14	from Ch. 23, par. 2-14
5	305 ILCS 5/12-21.5	from Ch. 23, par. 12-21.5
6	305 ILCS 5/12-21.13	from Ch. 23, par. 12-21.13
7	330 ILCS 45/1	from Ch. 23, par. 3081
8	330 ILCS 45/2	from Ch. 23, par. 3082
9	330 ILCS 45/3	from Ch. 23, par. 3083
10	330 ILCS 45/4	from Ch. 23, par. 3084
11	330 ILCS 45/5	from Ch. 23, par. 3085
12	330 ILCS 45/6	from Ch. 23, par. 3086
13	330 ILCS 45/7	from Ch. 23, par. 3087
14	330 ILCS 45/8	from Ch. 23, par. 3088
15	330 ILCS 45/9	from Ch. 23, par. 3089
16	330 ILCS 45/10	from Ch. 23, par. 3090