



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB4058

Introduced 2/28/2005, by Rep. Lisa M. Dugan

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2805/2.01

from Ch. 126 1/2, par. 67.01

Amends the Department of Veterans Affairs Act. Removes provisions that now allow a right of admission to veterans of the Spanish American War or World War One. Provides that a veteran is entitled to admission to an Illinois Veterans Home for purposes of eligibility for domiciliary or nursing home care if he or she (i) has served in the armed forces of the United States at least one day in the Global War on Terrorism, (ii) has served and was honorably discharged or retired from the armed forces of the United States for a service connected disability or injury, (iii) has served as an enlisted person at least 90 days on active duty in the armed forces of the United States, excluding service on active duty for training purposes only, and entered active duty before September 8, 1980, (iv) has served as an officer at least 90 days on active duty in the armed forces of the United States, excluding service on active duty for training purposes only, and entered active duty before October 17, 1981, (v) has served on active duty in the armed forces of the United States for 24 months of continuous service or more, excluding active duty for training purposes only, and enlisted after September 7, 1980, (vi) has served as a reservist in the armed forces of the United States or the National Guard and the service included being called to federal active duty, excluding service on active duty for training purposes only, and who completed the term, or (vii) has been discharged for reasons of hardship or released from active duty due to a reduction in the United States armed forces prior to the completion of the required period of service, regardless of the actual time served. Provides that an individual who served during a time of conflict has preference over all other qualifying candidates, for purposes of eligibility for domiciliary or nursing home care at any Illinois Veterans Home. Makes other changes. Effective immediately.

LRB094 08607 RSP 38815 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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) ~~(a)~~ The Veteran must:

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

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

28 (3) have served as an enlisted person at least 90 days  
29 on active duty in the armed forces of the United States,  
30 excluding service on active duty for training purposes  
31 only, and entered active duty before September 8, 1980, for  
32 purposes of eligibility for domiciliary or nursing home

1 care;

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

8 (5) have served on active duty in the armed forces of  
9 the United States for 24 months of continuous service or  
10 more, excluding active duty for training purposes only, and  
11 enlisted after September 7, 1980, for purposes of  
12 eligibility for domiciliary or nursing home care;

13 (6) have served as a reservist in the armed forces of  
14 the United States or the National Guard and the service  
15 included being called to federal active duty, excluding  
16 service on active duty for training purposes only, and who  
17 completed the term, for purposes of eligibility for  
18 domiciliary or nursing home care;

19 (7) have been discharged for reasons of hardship or  
20 released from active duty due to a reduction in the United  
21 States armed forces prior to the completion of the required  
22 period of service, regardless of the actual time served,  
23 for purposes of eligibility for domiciliary or nursing home  
24 care; or

25 (8) have ~~(2) Has (i) served on active duty in the armed~~  
26 ~~forces for one year for purposes of eligibility for~~  
27 ~~domiciliary care only or (ii) served in the National Guard~~  
28 ~~or Reserve Forces of the United States and completed 20~~  
29 ~~years of satisfactory service, be ~~is~~ otherwise eligible to~~  
30 ~~receive reserve or active duty retirement benefits, and~~  
31 ~~have~~ ~~has~~ been an Illinois resident for at least one year  
32 before applying for admission for purposes of eligibility  
33 for domiciliary care only. ~~and~~

34 (c) The veteran must have ~~(b) Has~~ service accredited to the  
35 State of Illinois or have ~~has~~ been a resident of this State for  
36 one year immediately preceding the date of application. ~~and~~

1        (d) ~~(e)~~ For admission to the Illinois Veterans Homes at  
2 Anna and Quincy, the veteran must be ~~is~~ disabled by disease,  
3 wounds, or otherwise and because of the disability be ~~is~~  
4 incapable of earning a living. ~~for~~

5        (e) ~~(d)~~ For admission to the Illinois Veterans Homes at  
6 LaSalle and Manteno and for admission to the John Joseph Kelly  
7 Veteran's Home, the veteran must be ~~is~~ disabled by disease,  
8 wounds, or otherwise and, for purposes of eligibility for  
9 nursing home care, require ~~requires~~ nursing care because of the  
10 disability.

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

16        (Source: P.A. 91-634, eff. 8-19-99; 92-351, eff. 1-1-02.)

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