

# HB5392



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB5392**

by Rep. Michael J. Madigan - Barbara Flynn Currie - Michael P. McAuliffe

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2805/2.01

from Ch. 126 1/2, par. 67.01

Amends the Department of Veterans Affairs Act. Makes a technical change in a Section concerning Illinois Veterans Homes.

LRB095 19418 DRJ 45713 b

A BILL FOR

1 AN ACT concerning military personnel.

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 ~~the~~ applicant  
10 meets the requirements of this Section.

11 (b) The veteran must:

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

22 (2) have served and been honorably discharged or  
23 retired from the armed forces of the United States for a

1 service connected disability or injury, for purposes of  
2 eligibility for domiciliary or nursing home care;

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

9 (4) have served as an officer at least 90 days on  
10 active duty in the armed forces of the United States,  
11 excluding service on active duty for training purposes  
12 only, and entered active duty before October 17, 1981, for  
13 purposes of eligibility for domiciliary or nursing home  
14 care;

15 (5) have served on active duty in the armed forces of  
16 the United States for 24 months of continuous service or  
17 more, excluding active duty for training purposes only, and  
18 enlisted after September 7, 1980, for purposes of  
19 eligibility for domiciliary or nursing home care;

20 (6) have served as a reservist in the armed forces of  
21 the United States or the National Guard and the service  
22 included being called to federal active duty, excluding  
23 service on active duty for training purposes only, and who  
24 completed the term, for purposes of eligibility for  
25 domiciliary or nursing home care;

26 (7) have been discharged for reasons of hardship or

1 released from active duty due to a reduction in the United  
2 States armed forces prior to the completion of the required  
3 period of service, regardless of the actual time served,  
4 for purposes of eligibility for domiciliary or nursing home  
5 care; or

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

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

16 (d) For admission to the Illinois Veterans Homes at Anna  
17 and Quincy, the veteran must be disabled by disease, wounds, or  
18 otherwise and because of the disability be incapable of earning  
19 a living.

20 (e) For admission to the Illinois Veterans Homes at LaSalle  
21 and Manteno and for admission to the John Joseph Kelly  
22 Veteran's Home, the veteran must be disabled by disease,  
23 wounds, or otherwise and, for purposes of eligibility for  
24 nursing home care, require nursing care because of the  
25 disability.

26 (f) An individual who served during a time of conflict as

1 set forth in subsection (a)(1) of this Section has preference  
2 over all other qualifying candidates, for purposes of  
3 eligibility for domiciliary or nursing home care at any  
4 Illinois Veterans Home.

5 (Source: P.A. 94-588, eff. 8-15-05.)