

NEW PSEBA REPORTING REQUIREMENTS

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As of August 27, 2013, the Public Safety Employee Benefits Act ("PSEBA") was amended by Public Act 98-0561 to require that both employees receiving PSEBA benefits, and employers paying such benefits, provide certain "essential information" to the Commission on Governmental Forecasting and Accountability (COGFA). On October 21, 2013 COGFA mailed the PSEBA Recipient and PSEBA Employer Reporting Forms to all employers subject to PSEBA. The forms are also available online at the COGFA website (webmastercogfa@ilga.gov).

The PSEBA Recipient Reporting Form now required under PSEBA requests the following information:

1. Name;
2. Date of birth;
3. Name of employer providing PSEBA benefits;
4. Date PSEBA benefit first became payable;
5. Information about the qualifying injury;
6. Current employment status;
7. Current employer if employed;
8. Enrollment of the former employee and/or spouse in health plan with new employer or other source;
9. Whether the former employee and/or spouse was offered health insurance coverage from a new employer;
10. Whether coverage offered in a spouse's health insurance plan was accepted; and
11. The type of coverage offered by a spouse's health insurance plan.

For more information about matters discussed in this issue, please feel free to contact Klein, Thorpe and Jenkins.



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The Employer Subject to PSEBA Reporting Form now required under PSEBA requests the following information:

1. Name of employer;
2. Total number of PSEBA applications filed in aggregate and by individuals;
3. Total number of beneficiaries and a list of each individual beneficiary;
4. Total PSEBA cost and the cost for each individual beneficiary;
5. Total number of applications filed since PSEBA became law and a list of each application by individual;
6. Total number of benefits awarded since PSEBA became law and a list of each award by individual;
7. Total cost of premiums paid and a list of premiums paid for each individual recipient since inception;
8. Current annual cost of premiums paid and a list of the cost of the annual premium paid for each individuals;
9. Total annual cost of premiums paid for each year and a list of premiums paid for individuals by year;
10. Description of health insurance benefits provided to each recipient;
11. Total cost of health insurance premium payments to each recipient per month; and
12. Other costs including but not limited to co-pays, out of pocket deductibles, pharmaceutical benefits and co-pays provided by insurance policy and limitations in the policy.

Employers must distribute the above-referenced Recipient Form to any former peace officer, firefighter or correctional officer currently receiving PSEBA benefits. All PSEBA recipients must complete and return



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the Form to the employer within 60 days of receipt of the Form. If the Form is not returned in a timely manner, the employer must inform the PSEBA recipient of non-compliance and provide an additional 30 days to complete the Form following the expiration of the original 60 days. If there is no compliance after the additional 30 days, the employer can seek reimbursement for health insurance premiums during the period of non-compliance. The employer must return the Form to COGFA within 30 days after receiving the Form from the PSEBA recipient. All information collected by the employer about individual PSEBA recipients is exempt from disclosure under the Freedom of Information Act. Following the initial round of reporting, all employers must provide the Recipient Forms to PSEBA recipients no later than July 1, 2015, and by July 1 of every odd numbered year thereafter.

Employers have 120 days from receipt of the Employer Reporting Form from COGFA to return the completed Form. COGFA has indicated that it prefers the completed Forms to be submitted electronically and emailed to MattD@ilga.gov. Employers will not be required to report historical information after the initial disclosure but shall only be required to report information for the most recent 24-month reporting period. COGFA will provide a report to the Governor and General Assembly every two years beginning June 1, 2014. The comprehensive statewide data will be used to assess PSEBA and possible future PSEBA amendments.

If you have questions about the above, or desire further information, please contact your municipal attorney.



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