

1 AN ACT concerning public employee benefits.

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

4 Section 5. The Illinois Pension Code is amended by changing  
5 Section 7-109.3 as follows:

6 (40 ILCS 5/7-109.3) (from Ch. 108 1/2, par. 7-109.3)

7 Sec. 7-109.3. "Sheriff's Law Enforcement Employees".

8 (a) "Sheriff's law enforcement employee" or "SLEP" means:

9 (1) A county sheriff and all deputies, other than  
10 special deputies, employed on a full time basis in the  
11 office of the sheriff.

12 (2) A person who has elected to participate in this  
13 Fund under Section 3-109.1 of this Code, and who is  
14 employed by a participating municipality to perform police  
15 duties.

16 (3) A law enforcement officer employed on a full time  
17 basis by a Forest Preserve District, provided that such  
18 officer shall be deemed a "sheriff's law enforcement  
19 employee" for the purposes of this Article, and service in  
20 that capacity shall be deemed to be service as a sheriff's  
21 law enforcement employee, only if the board of  
22 commissioners of the District have so elected by adoption  
23 of an affirmative resolution. Such election, once made, may

1 not be rescinded.

2 (4) A person not eligible to participate in a fund  
3 established under Article 3 of this Code who is employed on  
4 a full-time basis by a participating municipality or  
5 participating instrumentality to perform police duties at  
6 an airport, but only if the governing authority of the  
7 employer has approved sheriff's law enforcement employee  
8 status for its airport police employees by adoption of an  
9 affirmative resolution. Such approval, once given, may not  
10 be rescinded.

11 (5) A person who (i) is employed by a participating  
12 municipality that has both 30 or more full-time police  
13 officers and 50 or more full-time firefighters and has not  
14 established a fund under Article 3 or Article 4 of this  
15 Code and (ii) is employed on a full-time basis by that  
16 participating municipality to perform police duties or  
17 firefighting and EMS duties; but only if the governing  
18 authority of that municipality has approved sheriff's law  
19 enforcement employee status for its police officer or  
20 firefighter employees by adoption of an affirmative  
21 resolution. The resolution must specify that SLEP status  
22 shall be applicable to such employment occurring on or  
23 after the adoption of the resolution. Such resolution shall  
24 be irrevocable, but shall automatically terminate upon the  
25 establishment of an Article 3 or 4 fund by the  
26 municipality.

1           (b) An employee who is a sheriff's law enforcement employee  
2           and is granted military leave or authorized leave of absence  
3           shall receive service credit in that capacity. Sheriff's law  
4           enforcement employees shall not be entitled to out-of-State  
5           service credit under Section 7-139.

6           (Source: P.A. 92-16, eff. 6-28-01.)

7           Section 99. Effective date. This Act takes effect upon  
8           becoming law.