

1 AN ACT in relation to 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
5 changing Section 9-155 as follows:

6 (40 ILCS 5/9-155) (from Ch. 108 1/2, par. 9-155)

7 Sec. 9-155. Amount of child's annuity. Except as
8 otherwise limited by this Section, a child's annuity shall be
9 \$140 per month for each child.

10 Annuities that become payable before July 1, 2003--and
11 shall be subject to the following limitations:

12 (1) If the combined annuities for the widow and
13 children of an employee whose death resulted from injury
14 incurred in the performance of duty, or for the children
15 where a widow does not exist, exceed 70% of the
16 employee's final monthly salary, the annuity for each
17 child shall be reduced pro rata so that the combined
18 annuities for the family shall not exceed such
19 limitation.

20 (2) For the family of an employee whose death is
21 the result of any cause other than injury incurred in the
22 performance of duty, in which the combined annuities for
23 the family exceed 60% of the employee's final monthly
24 salary, the annuity for each child shall be reduced pro
25 rata so that the combined annuities for the family shall
26 not exceed such limitation.

27 Annuities that become payable on or after July 1, 2003
28 shall be subject to the following limitations:

29 (1) If the combined annuities for the widow and
30 children of an employee whose death resulted from injury
31 incurred in the performance of duty, or for the children

1 where a widow does not exist, exceed 85% of the
2 employee's final monthly salary, the annuity for each
3 child shall be reduced pro rata so that the combined
4 annuities for the family shall not exceed such
5 limitation.

6 (2) For the family of an employee whose death is
7 the result of any cause other than injury incurred in the
8 performance of duty, in which the combined annuities for
9 the family exceed 75% of the employee's final monthly
10 salary, the annuity for each child shall be reduced pro
11 rata so that the combined annuities for the family shall
12 not exceed such limitation.

13 Any annuity that becomes payable on or after July 1, 2003
14 and before the effective date of this amendatory Act of the
15 93rd General Assembly shall be recalculated to reflect the
16 changes made by this amendatory Act.

17 A child's annuity shall be paid to the parent who is
18 providing for the child, unless another person has been
19 appointed the child's legal guardian.

20 Beginning with any child's annuity payment made on or
21 after July 1, 1988, all child's annuities otherwise payable
22 at the rate of \$140 per month shall be increased to 10% of
23 the employee's salary at date of death if greater than \$140,
24 subject to the limitation that the combined annuities for a
25 family may not exceed the applicable amount hereinbefore in
26 this Section stated.

27 (Source: P.A. 86-272.)

28 Section 90. The State Mandates Act is amended by adding
29 Section 8.27 as follows:

30 (30 ILCS 805/8.27 new)

31 Sec. 8.27. Exempt mandate. Notwithstanding Sections 6
32 and 8 of this Act, no reimbursement by the State is required

1 for the implementation of any mandate created by this
2 amendatory Act of the 93rd General Assembly.

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.