

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 15-113.3 as follows:

6 (40 ILCS 5/15-113.3) (from Ch. 108 1/2, par. 15-113.3)

7 Sec. 15-113.3. Service for periods of military service.

8 "Service for periods of military service": Those periods,  
9 not exceeding 5 years, during which a person served in the  
10 armed forces of the United States, of which all but 2 years  
11 must have immediately followed a period of employment with an  
12 employer under this System or the State Employees' Retirement  
13 System of Illinois; provided that the person received a  
14 discharge other than dishonorable and again became an  
15 employee under this System within one year after discharge.

16 However, for the up to 2 years of military service not  
17 immediately following employment, the applicant must make  
18 contributions to the System ~~{1}~~ at the rates provided in  
19 Section 15-157 based upon the employee's basic compensation  
20 on the last date as a participating employee prior to such  
21 military service, or on the first date as a participating  
22 employee after such military service, whichever is greater,  
23 ~~plus {2}-an-amount-determined-by-the-board-to-be-equal-to-the~~  
24 ~~employer's--normal--cost--of--the--benefits--accrued-for-such~~  
25 ~~military-service, plus {3} interest on items-{1}-and--{2}~~ at  
26 the effective rate from the later of the date of first  
27 membership in the System or the date of conclusion of  
28 military service to the date of payment. The changes change  
29 in the required contribution for purchased military credit  
30 made by Public Act 87-1265 and this amendatory Act of the  
31 93rd General Assembly do 1993-does not entitle any person to

1 a refund of contributions already paid.

2 The changes to this Section made by Public Act 87-794  
3 ~~this-amendatory-Act-of-1991~~ shall apply not only to persons  
4 who on or after its effective date are in service under the  
5 System, but also to persons whose employment terminated prior  
6 to that date, whether or not the person is an annuitant on  
7 that date. In the case of an annuitant who applies for  
8 credit allowable under this Section for a period of military  
9 service that did not immediately follow employment, and who  
10 has made the required contributions for such credit, the  
11 annuity shall be recalculated to include the additional  
12 service credit, with the increase taking effect on the date  
13 the System received written notification of the annuitant's  
14 intent to purchase the credit, if payment of all the required  
15 contributions is made within 60 days of such notice, or else  
16 on the first annuity payment date following the date of  
17 payment of the required contributions. In calculating the  
18 automatic annual increase for an annuity that has been  
19 recalculated under this Section, the increase attributable to  
20 the additional service allowable under this amendatory Act of  
21 1991 shall be included in the calculation of automatic annual  
22 increases accruing after the effective date of the  
23 recalculation.

24 (Source: P.A. 90-65, eff. 7-7-97; 90-511, eff. 8-22-97.)

25 Section 99. Effective date. This Act takes effect upon  
26 becoming law.