



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB3259**

Introduced 2/22/2005, by Rep. Tom Cross

**SYNOPSIS AS INTRODUCED:**

40 ILCS 5/14-126

from Ch. 108 1/2, par. 14-126

Amends the State Employee Article of the Illinois Pension Code. Makes a technical change in a Section concerning retirement annuity following nonoccupational disability benefits.

LRB094 09215 AMC 39449 b

PENSION IMPACT  
NOTE ACT MAY  
APPLY

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 14-126 as follows:

6 (40 ILCS 5/14-126) (from Ch. 108 1/2, par. 14-126)

7 Sec. 14-126. Nonoccupational disability benefit-Rights on  
8 expiration-Retirement annuity option on re-entry. Any member  
9 having 15 or more years of creditable service, and ~~and~~ having  
10 attained at least age 55, or having 20 or more years of  
11 creditable service and having attained at least age 50, who,  
12 after receiving nonoccupational disability benefit for the  
13 maximum period of time specified herein is still disabled for  
14 service, shall be entitled to receive a retirement annuity  
15 beginning the first of the month following application, without  
16 regard to whether the member has attained age 60.

17 If a member having 15 but less than 20 years of creditable  
18 service is under age 55 when nonoccupational disability  
19 benefits terminate, and the member has been continuously  
20 disabled for service, the member is entitled upon application  
21 to the retirement annuity upon the first of the month after  
22 attainment of age 55.

23 If a member having 20 or more years of creditable service  
24 is under age 50 when nonoccupational disability benefits  
25 terminate, and the member has been continuously disabled for  
26 service, the member is entitled upon application to the  
27 retirement annuity beginning upon the first of the month after  
28 attainment of age 50.

29 As an option to the computation of a retirement annuity in  
30 the manner provided in this Article, if a person who retires on  
31 a retirement annuity prior to age 60 under the provisions of  
32 this Section re-enters State employment, that person may refund

1 to the system the amount theretofore received as a retirement  
2 annuity and upon subsequently retiring from State service shall  
3 be entitled to a retirement annuity computed as though that  
4 member had not previously received such annuity.

5 (Source: P.A. 80-841.)