1 AN ACT concerning public employee benefits.

## Be it enacted by the People of the State of Illinois, represented in the General Assembly:

- 4 Section 5. The Illinois Pension Code is amended by adding
- 5 Section 17-151.1 as follows:
- 6 (40 ILCS 5/17-151.1 new)
- 7 Sec. 17-151.1. Recovery of amount paid in error.
- 8 (a) The Board may retain out of any annuity or benefit
- 9 payable to any person any amount that the Board determines is
- 10 owing to the Fund because (i) required employee contributions
- 11 were not made in whole or in part, (ii) employee or member
- obligations to return refunds were not met, or (iii) money was
- 13 paid to any employee, member, or annuitant through
- misrepresentation, fraud, or error.
- 15 (b) The Board and the Fund shall be held free from any
- liability for any money retained or paid in accordance with
- this Section, and the employee, member, or pensioner shall be
- assumed to have assented and agreed to the disposition of money
- 19 due.
- 20 (c) The changes made by this amendatory Act of the 94th
- 21 General Assembly are not limited to persons in service on or
- 22 after the effective date of this amendatory Act.
- 23 Section 99. Effective date. This Act takes effect upon
- 24 becoming law.