



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB4760

Introduced 1/11/2010, by Rep. Dan Brady

SYNOPSIS AS INTRODUCED:

40 ILCS 5/7-109.3 from Ch. 108 1/2, par. 7-109.3
40 ILCS 5/7-109.4 new
30 ILCS 805/8.34 new

Amends the IMRF Article of the Illinois Pension Code. Provides that an elected or appointed coroner may elect to participate in the Fund as a sheriff's law enforcement employee (SLEP). Allows conversion of prior service. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 16201 AMC 31456 b

FISCAL NOTE ACT
MAY APPLY

PENSION IMPACT
NOTE ACT MAY
APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 changing
5 Section 7-109.3 and adding Section 7-109.4 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1 not be rescinded.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10 be rescinded.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) An elected or appointed coroner who has elected to
12 participate in this Fund as a sheriff's law enforcement
13 employee under Section 3-109.4.

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

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

20 (40 ILCS 5/7-109.4 new)

21 Sec. 7-109.4. SLEP credit for coroner.

22 (a) An elected or appointed coroner who participates in the
23 Fund may elect to participate as a sheriff's law enforcement
24 employee.

25 (b) An elected or appointed coroner who has elected to

1 participate in the Fund as a sheriff's law enforcement employee
2 may have his or her service as a coroner prior to the date of
3 that election deemed service as a sheriff's law enforcement
4 employee by paying to the Fund the additional contribution
5 required under Section 7-173.1, plus interest thereon at the
6 effective rate from the date of the service to the date of
7 payment.

8 Section 90. The State Mandates Act is amended by adding
9 Section 8.34 as follows:

10 (30 ILCS 805/8.34 new)

11 Sec. 8.34. Exempt mandate. Notwithstanding Sections 6 and 8
12 of this Act, no reimbursement by the State is required for the
13 implementation of any mandate created by this amendatory Act of
14 the 96th General Assembly.

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.