



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

SB1858

Introduced 2/20/2009, by Sen. James A. DeLeo

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/5-214.2 new  
30 ILCS 805/8.33 new

If Senate Bill 2520 of the 95th General Assembly becomes law, amends the Chicago Police Article of the Illinois Pension Code to authorize an active member to establish service credit in 6-month increments for certain employment in a law enforcement capacity under the Chicago Municipal Article of the Code or as a law enforcement officer with any agency of the United States government. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 06188 AMC 16270 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

A BILL FOR

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. If, and only if, Senate Bill 2520 of the 95th  
5 General Assembly becomes law, then the Illinois Pension Code is  
6 amended by changing Section 5-214.2 as follows:

7 (40 ILCS 5/5-214.2)

8 Sec. 5-214.2. Credit for certain law enforcement service.  
9 An active policeman who is a member of this Fund on or before  
10 the effective date of this Section may establish up to 10 years  
11 of additional service credit in 6-month increments for service  
12 in a law enforcement capacity under Articles 3, 7, 8, 9, 10,  
13 13, 14, and 15 and Division 1 of Article 22, ~~or~~ as a law  
14 enforcement officer with the Chicago Housing Authority, or as a  
15 law enforcement officer with any agency of the United States  
16 government, provided that: (1) service credit is not available  
17 for that employment under any other provision of this Article;  
18 (2) any service credit for that employment received under any  
19 other provision of this Code or under the retirement plan of  
20 the Chicago Housing Authority or Federal Employee Retirement  
21 System has been terminated; and (3) the policeman applies for  
22 this credit in writing within one year after the effective date  
23 of this Section and pays to the Fund within 5 years after the

1 date of application an amount to be determined by the Fund in  
2 accordance with this Section.

3 An active policeman who becomes a member of this Fund after  
4 the effective date of this Section may establish up to 10 years  
5 of additional service credit in 6-month increments for service  
6 in a law enforcement capacity under Articles 3, 7, 8, 9, 10,  
7 13, 14, and 15 and Division 1 of Article 22, ~~or~~ as a law  
8 enforcement officer with the Chicago Housing Authority, or as a  
9 law enforcement officer with any agency of the United States  
10 government, provided that: (1) service credit is not available  
11 for that employment under any other provision of this Article;  
12 (2) any service credit for that employment received under any  
13 other provision of this Code or under the retirement plan of  
14 the Chicago Housing Authority or Federal Employee Retirement  
15 System has been terminated; and (3) the policeman applies for  
16 this credit in writing within 2 years after he or she begins  
17 employment under this Article and pays to the Fund within 5  
18 years after the date of application an amount to be determined  
19 by the Fund in accordance with this Section.

20 The Fund must determine the policeman's payment required to  
21 establish creditable service under this Section by taking into  
22 account the appropriate actuarial assumptions, including  
23 without limitation the police officer's service, age, and  
24 salary history; the level of funding of the Fund; and any other  
25 factors that the Fund determines to be relevant. For this  
26 purpose, the policeman's required payment should result in no

1 significant increase to the Fund's unfunded actuarial accrued  
2 liability determined as of the most recent actuarial valuation,  
3 based on the same assumptions and methods used to develop and  
4 report the Fund's actuarial accrued liability and actuarial  
5 value of assets under Statement No. 25 of Governmental  
6 Accounting Standards Board or any subsequent applicable  
7 Statement.

8 (Source: 95SB2520enr.)

9 Section 90. The State Mandates Act is amended by adding  
10 Section 8.33 as follows:

11 (30 ILCS 805/8.33 new)

12 Sec. 8.33. Exempt mandate. Notwithstanding Sections 6 and 8  
13 of this Act, no reimbursement by the State is required for the  
14 implementation of any mandate created by this amendatory Act of  
15 the 96th General Assembly.

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