

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 3514 (as amended by
5 House Amendment Nos. 3, 4, and 5) becomes law, the Illinois
6 Pension Code is amended by changing Sections 2-124, 2-134,
7 14-131, 14-135.08, 15-155, 15-165, 16-158, 18-131, and 18-140
8 as follows:

9 (40 ILCS 5/2-124) (from Ch. 108 1/2, par. 2-124)

10 Sec. 2-124. Contributions by State.

11 (a) The State shall make contributions to the System by
12 appropriations of amounts which, together with the
13 contributions of participants, interest earned on investments,
14 and other income will meet the cost of maintaining and
15 administering the System on a 90% funded basis in accordance
16 with actuarial recommendations.

17 (b) The Board shall determine the amount of State
18 contributions required for each fiscal year on the basis of the
19 actuarial tables and other assumptions adopted by the Board and
20 the prescribed rate of interest, using the formula in
21 subsection (c).

22 (c) For State fiscal years 2012 through 2045, the minimum
23 contribution to the System to be made by the State for each

1 fiscal year shall be an amount determined by the System to be
2 sufficient to bring the total assets of the System up to 90% of
3 the total actuarial liabilities of the System by the end of
4 State fiscal year 2045. In making these determinations, the
5 required State contribution shall be calculated each year as a
6 level percentage of payroll over the years remaining to and
7 including fiscal year 2045 and shall be determined under the
8 projected unit credit actuarial cost method.

9 For State fiscal years 1996 through 2005, the State
10 contribution to the System, as a percentage of the applicable
11 employee payroll, shall be increased in equal annual increments
12 so that by State fiscal year 2011, the State is contributing at
13 the rate required under this Section.

14 Notwithstanding any other provision of this Article, the
15 total required State contribution for State fiscal year 2006 is
16 \$4,157,000.

17 Notwithstanding any other provision of this Article, the
18 total required State contribution for State fiscal year 2007 is
19 \$5,220,300.

20 For each of State fiscal years 2008 through 2009, the State
21 contribution to the System, as a percentage of the applicable
22 employee payroll, shall be increased in equal annual increments
23 from the required State contribution for State fiscal year
24 2007, so that by State fiscal year 2011, the State is
25 contributing at the rate otherwise required under this Section.

26 Notwithstanding any other provision of this Article, the

1 total required State contribution for State fiscal year 2010 is
2 \$10,454,000 and shall be made from the proceeds of bonds sold
3 in fiscal year 2010 pursuant to Section 7.2 of the General
4 Obligation Bond Act, less (i) the pro rata share of bond sale
5 expenses determined by the System's share of total bond
6 proceeds, (ii) any amounts received from the General Revenue
7 Fund in fiscal year 2010, and (iii) any reduction in bond
8 proceeds due to the issuance of discounted bonds, if
9 applicable.

10 Notwithstanding any other provision of this Article, the
11 total required State contribution for State fiscal year 2011 is
12 the amount recertified by the System on or before April 1, 2011
13 ~~June 15, 2010~~ pursuant to Section 2-134 and shall be made from
14 the proceeds of bonds sold in fiscal year 2011 pursuant to
15 Section 7.2 of the General Obligation Bond Act, less (i) the
16 pro rata share of bond sale expenses determined by the System's
17 share of total bond proceeds, (ii) any amounts received from
18 the General Revenue Fund in fiscal year 2011, and (iii) any
19 reduction in bond proceeds due to the issuance of discounted
20 bonds, if applicable.

21 Beginning in State fiscal year 2046, the minimum State
22 contribution for each fiscal year shall be the amount needed to
23 maintain the total assets of the System at 90% of the total
24 actuarial liabilities of the System.

25 Amounts received by the System pursuant to Section 25 of
26 the Budget Stabilization Act or Section 8.12 of the State

1 Finance Act in any fiscal year do not reduce and do not
2 constitute payment of any portion of the minimum State
3 contribution required under this Article in that fiscal year.
4 Such amounts shall not reduce, and shall not be included in the
5 calculation of, the required State contributions under this
6 Article in any future year until the System has reached a
7 funding ratio of at least 90%. A reference in this Article to
8 the "required State contribution" or any substantially similar
9 term does not include or apply to any amounts payable to the
10 System under Section 25 of the Budget Stabilization Act.

11 Notwithstanding any other provision of this Section, the
12 required State contribution for State fiscal year 2005 and for
13 fiscal year 2008 and each fiscal year thereafter, as calculated
14 under this Section and certified under Section 2-134, shall not
15 exceed an amount equal to (i) the amount of the required State
16 contribution that would have been calculated under this Section
17 for that fiscal year if the System had not received any
18 payments under subsection (d) of Section 7.2 of the General
19 Obligation Bond Act, minus (ii) the portion of the State's
20 total debt service payments for that fiscal year on the bonds
21 issued for the purposes of that Section 7.2, as determined and
22 certified by the Comptroller, that is the same as the System's
23 portion of the total moneys distributed under subsection (d) of
24 Section 7.2 of the General Obligation Bond Act. In determining
25 this maximum for State fiscal years 2008 through 2010, however,
26 the amount referred to in item (i) shall be increased, as a

1 percentage of the applicable employee payroll, in equal
2 increments calculated from the sum of the required State
3 contribution for State fiscal year 2007 plus the applicable
4 portion of the State's total debt service payments for fiscal
5 year 2007 on the bonds issued for the purposes of Section 7.2
6 of the General Obligation Bond Act, so that, by State fiscal
7 year 2011, the State is contributing at the rate otherwise
8 required under this Section.

9 (d) For purposes of determining the required State
10 contribution to the System, the value of the System's assets
11 shall be equal to the actuarial value of the System's assets,
12 which shall be calculated as follows:

13 As of June 30, 2008, the actuarial value of the System's
14 assets shall be equal to the market value of the assets as of
15 that date. In determining the actuarial value of the System's
16 assets for fiscal years after June 30, 2008, any actuarial
17 gains or losses from investment return incurred in a fiscal
18 year shall be recognized in equal annual amounts over the
19 5-year period following that fiscal year.

20 (e) For purposes of determining the required State
21 contribution to the system for a particular year, the actuarial
22 value of assets shall be assumed to earn a rate of return equal
23 to the system's actuarially assumed rate of return.

24 (Source: P.A. 95-950, eff. 8-29-08; 96-43, eff. 7-15-09;
25 09600SB3514ham003.)

1 (40 ILCS 5/2-134) (from Ch. 108 1/2, par. 2-134)
2 Sec. 2-134. To certify required State contributions and
3 submit vouchers.

4 (a) The Board shall certify to the Governor on or before
5 December 15 of each year the amount of the required State
6 contribution to the System for the next fiscal year. The
7 certification shall include a copy of the actuarial
8 recommendations upon which it is based.

9 On or before May 1, 2004, the Board shall recalculate and
10 recertify to the Governor the amount of the required State
11 contribution to the System for State fiscal year 2005, taking
12 into account the amounts appropriated to and received by the
13 System under subsection (d) of Section 7.2 of the General
14 Obligation Bond Act.

15 On or before July 1, 2005, the Board shall recalculate and
16 recertify to the Governor the amount of the required State
17 contribution to the System for State fiscal year 2006, taking
18 into account the changes in required State contributions made
19 by this amendatory Act of the 94th General Assembly.

20 On or before April 1, 2011 ~~June 15, 2010~~, the Board shall
21 recalculate and recertify to the Governor the amount of the
22 required State contribution to the System for State fiscal year
23 2011, applying the changes made by Public Act 96-889 to the
24 System's assets and liabilities as of June 30, 2009 as though
25 Public Act 96-889 was approved on that date.

26 (b) Beginning in State fiscal year 1996, on or as soon as

1 possible after the 15th day of each month the Board shall
2 submit vouchers for payment of State contributions to the
3 System, in a total monthly amount of one-twelfth of the
4 required annual State contribution certified under subsection
5 (a). From the effective date of this amendatory Act of the 93rd
6 General Assembly through June 30, 2004, the Board shall not
7 submit vouchers for the remainder of fiscal year 2004 in excess
8 of the fiscal year 2004 certified contribution amount
9 determined under this Section after taking into consideration
10 the transfer to the System under subsection (d) of Section
11 6z-61 of the State Finance Act. These vouchers shall be paid by
12 the State Comptroller and Treasurer by warrants drawn on the
13 funds appropriated to the System for that fiscal year. If in
14 any month the amount remaining unexpended from all other
15 appropriations to the System for the applicable fiscal year
16 (including the appropriations to the System under Section 8.12
17 of the State Finance Act and Section 1 of the State Pension
18 Funds Continuing Appropriation Act) is less than the amount
19 lawfully vouchered under this Section, the difference shall be
20 paid from the General Revenue Fund under the continuing
21 appropriation authority provided in Section 1.1 of the State
22 Pension Funds Continuing Appropriation Act.

23 (c) The full amount of any annual appropriation for the
24 System for State fiscal year 1995 shall be transferred and made
25 available to the System at the beginning of that fiscal year at
26 the request of the Board. Any excess funds remaining at the end

1 of any fiscal year from appropriations shall be retained by the
2 System as a general reserve to meet the System's accrued
3 liabilities.

4 (Source: P.A. 94-4, eff. 6-1-05; 94-536, eff. 8-10-05; 95-331,
5 eff. 8-21-07; 09600SB3514ham003.)

6 (40 ILCS 5/14-131)

7 Sec. 14-131. Contributions by State.

8 (a) The State shall make contributions to the System by
9 appropriations of amounts which, together with other employer
10 contributions from trust, federal, and other funds, employee
11 contributions, investment income, and other income, will be
12 sufficient to meet the cost of maintaining and administering
13 the System on a 90% funded basis in accordance with actuarial
14 recommendations.

15 For the purposes of this Section and Section 14-135.08,
16 references to State contributions refer only to employer
17 contributions and do not include employee contributions that
18 are picked up or otherwise paid by the State or a department on
19 behalf of the employee.

20 (b) The Board shall determine the total amount of State
21 contributions required for each fiscal year on the basis of the
22 actuarial tables and other assumptions adopted by the Board,
23 using the formula in subsection (e).

24 The Board shall also determine a State contribution rate
25 for each fiscal year, expressed as a percentage of payroll,

1 based on the total required State contribution for that fiscal
2 year (less the amount received by the System from
3 appropriations under Section 8.12 of the State Finance Act and
4 Section 1 of the State Pension Funds Continuing Appropriation
5 Act, if any, for the fiscal year ending on the June 30
6 immediately preceding the applicable November 15 certification
7 deadline), the estimated payroll (including all forms of
8 compensation) for personal services rendered by eligible
9 employees, and the recommendations of the actuary.

10 For the purposes of this Section and Section 14.1 of the
11 State Finance Act, the term "eligible employees" includes
12 employees who participate in the System, persons who may elect
13 to participate in the System but have not so elected, persons
14 who are serving a qualifying period that is required for
15 participation, and annuitants employed by a department as
16 described in subdivision (a) (1) or (a) (2) of Section 14-111.

17 (c) Contributions shall be made by the several departments
18 for each pay period by warrants drawn by the State Comptroller
19 against their respective funds or appropriations based upon
20 vouchers stating the amount to be so contributed. These amounts
21 shall be based on the full rate certified by the Board under
22 Section 14-135.08 for that fiscal year. From the effective date
23 of this amendatory Act of the 93rd General Assembly through the
24 payment of the final payroll from fiscal year 2004
25 appropriations, the several departments shall not make
26 contributions for the remainder of fiscal year 2004 but shall

1 instead make payments as required under subsection (a-1) of
2 Section 14.1 of the State Finance Act. The several departments
3 shall resume those contributions at the commencement of fiscal
4 year 2005.

5 (c-1) Notwithstanding subsection (c) of this Section, for
6 fiscal year 2010 only, contributions by the several departments
7 are not required to be made for General Revenue Funds payrolls
8 processed by the Comptroller. Payrolls paid by the several
9 departments from all other State funds must continue to be
10 processed pursuant to subsection (c) of this Section.

11 (c-2) For State fiscal year 2010 only, on or as soon as
12 possible after the 15th day of each month the Board shall
13 submit vouchers for payment of State contributions to the
14 System, in a total monthly amount of one-twelfth of the fiscal
15 year 2010 General Revenue Fund appropriation to the System.

16 (d) If an employee is paid from trust funds or federal
17 funds, the department or other employer shall pay employer
18 contributions from those funds to the System at the certified
19 rate, unless the terms of the trust or the federal-State
20 agreement preclude the use of the funds for that purpose, in
21 which case the required employer contributions shall be paid by
22 the State. From the effective date of this amendatory Act of
23 the 93rd General Assembly through the payment of the final
24 payroll from fiscal year 2004 appropriations, the department or
25 other employer shall not pay contributions for the remainder of
26 fiscal year 2004 but shall instead make payments as required

1 under subsection (a-1) of Section 14.1 of the State Finance
2 Act. The department or other employer shall resume payment of
3 contributions at the commencement of fiscal year 2005.

4 (e) For State fiscal years 2012 through 2045, the minimum
5 contribution to the System to be made by the State for each
6 fiscal year shall be an amount determined by the System to be
7 sufficient to bring the total assets of the System up to 90% of
8 the total actuarial liabilities of the System by the end of
9 State fiscal year 2045. In making these determinations, the
10 required State contribution shall be calculated each year as a
11 level percentage of payroll over the years remaining to and
12 including fiscal year 2045 and shall be determined under the
13 projected unit credit actuarial cost method.

14 For State fiscal years 1996 through 2005, the State
15 contribution to the System, as a percentage of the applicable
16 employee payroll, shall be increased in equal annual increments
17 so that by State fiscal year 2011, the State is contributing at
18 the rate required under this Section; except that (i) for State
19 fiscal year 1998, for all purposes of this Code and any other
20 law of this State, the certified percentage of the applicable
21 employee payroll shall be 5.052% for employees earning eligible
22 creditable service under Section 14-110 and 6.500% for all
23 other employees, notwithstanding any contrary certification
24 made under Section 14-135.08 before the effective date of this
25 amendatory Act of 1997, and (ii) in the following specified
26 State fiscal years, the State contribution to the System shall

1 not be less than the following indicated percentages of the
2 applicable employee payroll, even if the indicated percentage
3 will produce a State contribution in excess of the amount
4 otherwise required under this subsection and subsection (a):
5 9.8% in FY 1999; 10.0% in FY 2000; 10.2% in FY 2001; 10.4% in FY
6 2002; 10.6% in FY 2003; and 10.8% in FY 2004.

7 Notwithstanding any other provision of this Article, the
8 total required State contribution to the System for State
9 fiscal year 2006 is \$203,783,900.

10 Notwithstanding any other provision of this Article, the
11 total required State contribution to the System for State
12 fiscal year 2007 is \$344,164,400.

13 For each of State fiscal years 2008 through 2009, the State
14 contribution to the System, as a percentage of the applicable
15 employee payroll, shall be increased in equal annual increments
16 from the required State contribution for State fiscal year
17 2007, so that by State fiscal year 2011, the State is
18 contributing at the rate otherwise required under this Section.

19 Notwithstanding any other provision of this Article, the
20 total required State General Revenue Fund contribution for
21 State fiscal year 2010 is \$723,703,100 and shall be made from
22 the proceeds of bonds sold in fiscal year 2010 pursuant to
23 Section 7.2 of the General Obligation Bond Act, less (i) the
24 pro rata share of bond sale expenses determined by the System's
25 share of total bond proceeds, (ii) any amounts received from
26 the General Revenue Fund in fiscal year 2010, and (iii) any

1 reduction in bond proceeds due to the issuance of discounted
2 bonds, if applicable.

3 Notwithstanding any other provision of this Article, the
4 total required State General Revenue Fund contribution for
5 State fiscal year 2011 is the amount recertified by the System
6 on or before April 1, 2011 ~~June 15, 2010~~ pursuant to Section
7 14-135.08 and shall be made from the proceeds of bonds sold in
8 fiscal year 2011 pursuant to Section 7.2 of the General
9 Obligation Bond Act, less (i) the pro rata share of bond sale
10 expenses determined by the System's share of total bond
11 proceeds, (ii) any amounts received from the General Revenue
12 Fund in fiscal year 2011, and (iii) any reduction in bond
13 proceeds due to the issuance of discounted bonds, if
14 applicable.

15 Beginning in State fiscal year 2046, the minimum State
16 contribution for each fiscal year shall be the amount needed to
17 maintain the total assets of the System at 90% of the total
18 actuarial liabilities of the System.

19 Amounts received by the System pursuant to Section 25 of
20 the Budget Stabilization Act or Section 8.12 of the State
21 Finance Act in any fiscal year do not reduce and do not
22 constitute payment of any portion of the minimum State
23 contribution required under this Article in that fiscal year.
24 Such amounts shall not reduce, and shall not be included in the
25 calculation of, the required State contributions under this
26 Article in any future year until the System has reached a

1 funding ratio of at least 90%. A reference in this Article to
2 the "required State contribution" or any substantially similar
3 term does not include or apply to any amounts payable to the
4 System under Section 25 of the Budget Stabilization Act.

5 Notwithstanding any other provision of this Section, the
6 required State contribution for State fiscal year 2005 and for
7 fiscal year 2008 and each fiscal year thereafter, as calculated
8 under this Section and certified under Section 14-135.08, shall
9 not exceed an amount equal to (i) the amount of the required
10 State contribution that would have been calculated under this
11 Section for that fiscal year if the System had not received any
12 payments under subsection (d) of Section 7.2 of the General
13 Obligation Bond Act, minus (ii) the portion of the State's
14 total debt service payments for that fiscal year on the bonds
15 issued for the purposes of that Section 7.2, as determined and
16 certified by the Comptroller, that is the same as the System's
17 portion of the total moneys distributed under subsection (d) of
18 Section 7.2 of the General Obligation Bond Act. In determining
19 this maximum for State fiscal years 2008 through 2010, however,
20 the amount referred to in item (i) shall be increased, as a
21 percentage of the applicable employee payroll, in equal
22 increments calculated from the sum of the required State
23 contribution for State fiscal year 2007 plus the applicable
24 portion of the State's total debt service payments for fiscal
25 year 2007 on the bonds issued for the purposes of Section 7.2
26 of the General Obligation Bond Act, so that, by State fiscal

1 year 2011, the State is contributing at the rate otherwise
2 required under this Section.

3 (f) After the submission of all payments for eligible
4 employees from personal services line items in fiscal year 2004
5 have been made, the Comptroller shall provide to the System a
6 certification of the sum of all fiscal year 2004 expenditures
7 for personal services that would have been covered by payments
8 to the System under this Section if the provisions of this
9 amendatory Act of the 93rd General Assembly had not been
10 enacted. Upon receipt of the certification, the System shall
11 determine the amount due to the System based on the full rate
12 certified by the Board under Section 14-135.08 for fiscal year
13 2004 in order to meet the State's obligation under this
14 Section. The System shall compare this amount due to the amount
15 received by the System in fiscal year 2004 through payments
16 under this Section and under Section 6z-61 of the State Finance
17 Act. If the amount due is more than the amount received, the
18 difference shall be termed the "Fiscal Year 2004 Shortfall" for
19 purposes of this Section, and the Fiscal Year 2004 Shortfall
20 shall be satisfied under Section 1.2 of the State Pension Funds
21 Continuing Appropriation Act. If the amount due is less than
22 the amount received, the difference shall be termed the "Fiscal
23 Year 2004 Overpayment" for purposes of this Section, and the
24 Fiscal Year 2004 Overpayment shall be repaid by the System to
25 the Pension Contribution Fund as soon as practicable after the
26 certification.

1 (g) For purposes of determining the required State
2 contribution to the System, the value of the System's assets
3 shall be equal to the actuarial value of the System's assets,
4 which shall be calculated as follows:

5 As of June 30, 2008, the actuarial value of the System's
6 assets shall be equal to the market value of the assets as of
7 that date. In determining the actuarial value of the System's
8 assets for fiscal years after June 30, 2008, any actuarial
9 gains or losses from investment return incurred in a fiscal
10 year shall be recognized in equal annual amounts over the
11 5-year period following that fiscal year.

12 (h) For purposes of determining the required State
13 contribution to the System for a particular year, the actuarial
14 value of assets shall be assumed to earn a rate of return equal
15 to the System's actuarially assumed rate of return.

16 (i) After the submission of all payments for eligible
17 employees from personal services line items paid from the
18 General Revenue Fund in fiscal year 2010 have been made, the
19 Comptroller shall provide to the System a certification of the
20 sum of all fiscal year 2010 expenditures for personal services
21 that would have been covered by payments to the System under
22 this Section if the provisions of this amendatory Act of the
23 96th General Assembly had not been enacted. Upon receipt of the
24 certification, the System shall determine the amount due to the
25 System based on the full rate certified by the Board under
26 Section 14-135.08 for fiscal year 2010 in order to meet the

1 State's obligation under this Section. The System shall compare
2 this amount due to the amount received by the System in fiscal
3 year 2010 through payments under this Section. If the amount
4 due is more than the amount received, the difference shall be
5 termed the "Fiscal Year 2010 Shortfall" for purposes of this
6 Section, and the Fiscal Year 2010 Shortfall shall be satisfied
7 under Section 1.2 of the State Pension Funds Continuing
8 Appropriation Act. If the amount due is less than the amount
9 received, the difference shall be termed the "Fiscal Year 2010
10 Overpayment" for purposes of this Section, and the Fiscal Year
11 2010 Overpayment shall be repaid by the System to the General
12 Revenue Fund as soon as practicable after the certification.

13 (j) After the submission of all payments for eligible
14 employees from personal services line items paid from the
15 General Revenue Fund in fiscal year 2011 have been made, the
16 Comptroller shall provide to the System a certification of the
17 sum of all fiscal year 2011 expenditures for personal services
18 that would have been covered by payments to the System under
19 this Section if the provisions of this amendatory Act of the
20 96th General Assembly had not been enacted. Upon receipt of the
21 certification, the System shall determine the amount due to the
22 System based on the full rate certified by the Board under
23 Section 14-135.08 for fiscal year 2011 in order to meet the
24 State's obligation under this Section. The System shall compare
25 this amount due to the amount received by the System in fiscal
26 year 2011 through payments under this Section. If the amount

1 due is more than the amount received, the difference shall be
2 termed the "Fiscal Year 2011 Shortfall" for purposes of this
3 Section, and the Fiscal Year 2011 Shortfall shall be satisfied
4 under Section 1.2 of the State Pension Funds Continuing
5 Appropriation Act. If the amount due is less than the amount
6 received, the difference shall be termed the "Fiscal Year 2011
7 Overpayment" for purposes of this Section, and the Fiscal Year
8 2011 Overpayment shall be repaid by the System to the General
9 Revenue Fund as soon as practicable after the certification.

10 (Source: P.A. 95-950, eff. 8-29-08; 96-43, eff. 7-15-09; 96-45,
11 eff. 7-15-09; 09600SB3514ham003; 09600SB3514ham005.)

12 (40 ILCS 5/14-135.08) (from Ch. 108 1/2, par. 14-135.08)

13 Sec. 14-135.08. To certify required State contributions.

14 (a) To certify to the Governor and to each department, on
15 or before November 15 of each year, the required rate for State
16 contributions to the System for the next State fiscal year, as
17 determined under subsection (b) of Section 14-131. The
18 certification to the Governor shall include a copy of the
19 actuarial recommendations upon which the rate is based.

20 (b) The certification shall include an additional amount
21 necessary to pay all principal of and interest on those general
22 obligation bonds due the next fiscal year authorized by Section
23 7.2(a) of the General Obligation Bond Act and issued to provide
24 the proceeds deposited by the State with the System in July
25 2003, representing deposits other than amounts reserved under

1 Section 7.2(c) of the General Obligation Bond Act. For State
2 fiscal year 2005, the Board shall make a supplemental
3 certification of the additional amount necessary to pay all
4 principal of and interest on those general obligation bonds due
5 in State fiscal years 2004 and 2005 authorized by Section
6 7.2(a) of the General Obligation Bond Act and issued to provide
7 the proceeds deposited by the State with the System in July
8 2003, representing deposits other than amounts reserved under
9 Section 7.2(c) of the General Obligation Bond Act, as soon as
10 practical after the effective date of this amendatory Act of
11 the 93rd General Assembly.

12 On or before May 1, 2004, the Board shall recalculate and
13 recertify to the Governor and to each department the amount of
14 the required State contribution to the System and the required
15 rates for State contributions to the System for State fiscal
16 year 2005, taking into account the amounts appropriated to and
17 received by the System under subsection (d) of Section 7.2 of
18 the General Obligation Bond Act.

19 On or before July 1, 2005, the Board shall recalculate and
20 recertify to the Governor and to each department the amount of
21 the required State contribution to the System and the required
22 rates for State contributions to the System for State fiscal
23 year 2006, taking into account the changes in required State
24 contributions made by this amendatory Act of the 94th General
25 Assembly.

26 On or before April 1, 2011 ~~June 15, 2010~~, the Board shall

1 recalculate and recertify to the Governor and to each
2 department the amount of the required State contribution to the
3 System for State fiscal year 2011, applying the changes made by
4 Public Act 96-889 to the System's assets and liabilities as of
5 June 30, 2009 as though Public Act 96-889 was approved on that
6 date.

7 (Source: P.A. 93-2, eff. 4-7-03; 93-839, eff. 7-30-04; 94-4,
8 eff. 6-1-05; 09600SB3514ham003.)

9 (40 ILCS 5/15-155) (from Ch. 108 1/2, par. 15-155)

10 Sec. 15-155. Employer contributions.

11 (a) The State of Illinois shall make contributions by
12 appropriations of amounts which, together with the other
13 employer contributions from trust, federal, and other funds,
14 employee contributions, income from investments, and other
15 income of this System, will be sufficient to meet the cost of
16 maintaining and administering the System on a 90% funded basis
17 in accordance with actuarial recommendations.

18 The Board shall determine the amount of State contributions
19 required for each fiscal year on the basis of the actuarial
20 tables and other assumptions adopted by the Board and the
21 recommendations of the actuary, using the formula in subsection
22 (a-1).

23 (a-1) For State fiscal years 2012 through 2045, the minimum
24 contribution to the System to be made by the State for each
25 fiscal year shall be an amount determined by the System to be

1 sufficient to bring the total assets of the System up to 90% of
2 the total actuarial liabilities of the System by the end of
3 State fiscal year 2045. In making these determinations, the
4 required State contribution shall be calculated each year as a
5 level percentage of payroll over the years remaining to and
6 including fiscal year 2045 and shall be determined under the
7 projected unit credit actuarial cost method.

8 For State fiscal years 1996 through 2005, the State
9 contribution to the System, as a percentage of the applicable
10 employee payroll, shall be increased in equal annual increments
11 so that by State fiscal year 2011, the State is contributing at
12 the rate required under this Section.

13 Notwithstanding any other provision of this Article, the
14 total required State contribution for State fiscal year 2006 is
15 \$166,641,900.

16 Notwithstanding any other provision of this Article, the
17 total required State contribution for State fiscal year 2007 is
18 \$252,064,100.

19 For each of State fiscal years 2008 through 2009, the State
20 contribution to the System, as a percentage of the applicable
21 employee payroll, shall be increased in equal annual increments
22 from the required State contribution for State fiscal year
23 2007, so that by State fiscal year 2011, the State is
24 contributing at the rate otherwise required under this Section.

25 Notwithstanding any other provision of this Article, the
26 total required State contribution for State fiscal year 2010 is

1 \$702,514,000 and shall be made from the State Pensions Fund and
2 proceeds of bonds sold in fiscal year 2010 pursuant to Section
3 7.2 of the General Obligation Bond Act, less (i) the pro rata
4 share of bond sale expenses determined by the System's share of
5 total bond proceeds, (ii) any amounts received from the General
6 Revenue Fund in fiscal year 2010, (iii) any reduction in bond
7 proceeds due to the issuance of discounted bonds, if
8 applicable.

9 Notwithstanding any other provision of this Article, the
10 total required State contribution for State fiscal year 2011 is
11 the amount recertified by the System on or before April 1, 2011
12 ~~June 15, 2010~~ pursuant to Section 15-165 and shall be made from
13 the State Pensions Fund and proceeds of bonds sold in fiscal
14 year 2011 pursuant to Section 7.2 of the General Obligation
15 Bond Act, less (i) the pro rata share of bond sale expenses
16 determined by the System's share of total bond proceeds, (ii)
17 any amounts received from the General Revenue Fund in fiscal
18 year 2011, and (iii) any reduction in bond proceeds due to the
19 issuance of discounted bonds, if applicable.

20 Beginning in State fiscal year 2046, the minimum State
21 contribution for each fiscal year shall be the amount needed to
22 maintain the total assets of the System at 90% of the total
23 actuarial liabilities of the System.

24 Amounts received by the System pursuant to Section 25 of
25 the Budget Stabilization Act or Section 8.12 of the State
26 Finance Act in any fiscal year do not reduce and do not

1 constitute payment of any portion of the minimum State
2 contribution required under this Article in that fiscal year.
3 Such amounts shall not reduce, and shall not be included in the
4 calculation of, the required State contributions under this
5 Article in any future year until the System has reached a
6 funding ratio of at least 90%. A reference in this Article to
7 the "required State contribution" or any substantially similar
8 term does not include or apply to any amounts payable to the
9 System under Section 25 of the Budget Stabilization Act.

10 Notwithstanding any other provision of this Section, the
11 required State contribution for State fiscal year 2005 and for
12 fiscal year 2008 and each fiscal year thereafter, as calculated
13 under this Section and certified under Section 15-165, shall
14 not exceed an amount equal to (i) the amount of the required
15 State contribution that would have been calculated under this
16 Section for that fiscal year if the System had not received any
17 payments under subsection (d) of Section 7.2 of the General
18 Obligation Bond Act, minus (ii) the portion of the State's
19 total debt service payments for that fiscal year on the bonds
20 issued for the purposes of that Section 7.2, as determined and
21 certified by the Comptroller, that is the same as the System's
22 portion of the total moneys distributed under subsection (d) of
23 Section 7.2 of the General Obligation Bond Act. In determining
24 this maximum for State fiscal years 2008 through 2010, however,
25 the amount referred to in item (i) shall be increased, as a
26 percentage of the applicable employee payroll, in equal

1 increments calculated from the sum of the required State
2 contribution for State fiscal year 2007 plus the applicable
3 portion of the State's total debt service payments for fiscal
4 year 2007 on the bonds issued for the purposes of Section 7.2
5 of the General Obligation Bond Act, so that, by State fiscal
6 year 2011, the State is contributing at the rate otherwise
7 required under this Section.

8 (b) If an employee is paid from trust or federal funds, the
9 employer shall pay to the Board contributions from those funds
10 which are sufficient to cover the accruing normal costs on
11 behalf of the employee. However, universities having employees
12 who are compensated out of local auxiliary funds, income funds,
13 or service enterprise funds are not required to pay such
14 contributions on behalf of those employees. The local auxiliary
15 funds, income funds, and service enterprise funds of
16 universities shall not be considered trust funds for the
17 purpose of this Article, but funds of alumni associations,
18 foundations, and athletic associations which are affiliated
19 with the universities included as employers under this Article
20 and other employers which do not receive State appropriations
21 are considered to be trust funds for the purpose of this
22 Article.

23 (b-1) The City of Urbana and the City of Champaign shall
24 each make employer contributions to this System for their
25 respective firefighter employees who participate in this
26 System pursuant to subsection (h) of Section 15-107. The rate

1 of contributions to be made by those municipalities shall be
2 determined annually by the Board on the basis of the actuarial
3 assumptions adopted by the Board and the recommendations of the
4 actuary, and shall be expressed as a percentage of salary for
5 each such employee. The Board shall certify the rate to the
6 affected municipalities as soon as may be practical. The
7 employer contributions required under this subsection shall be
8 remitted by the municipality to the System at the same time and
9 in the same manner as employee contributions.

10 (c) Through State fiscal year 1995: The total employer
11 contribution shall be apportioned among the various funds of
12 the State and other employers, whether trust, federal, or other
13 funds, in accordance with actuarial procedures approved by the
14 Board. State of Illinois contributions for employers receiving
15 State appropriations for personal services shall be payable
16 from appropriations made to the employers or to the System. The
17 contributions for Class I community colleges covering earnings
18 other than those paid from trust and federal funds, shall be
19 payable solely from appropriations to the Illinois Community
20 College Board or the System for employer contributions.

21 (d) Beginning in State fiscal year 1996, the required State
22 contributions to the System shall be appropriated directly to
23 the System and shall be payable through vouchers issued in
24 accordance with subsection (c) of Section 15-165, except as
25 provided in subsection (g).

26 (e) The State Comptroller shall draw warrants payable to

1 the System upon proper certification by the System or by the
2 employer in accordance with the appropriation laws and this
3 Code.

4 (f) Normal costs under this Section means liability for
5 pensions and other benefits which accrues to the System because
6 of the credits earned for service rendered by the participants
7 during the fiscal year and expenses of administering the
8 System, but shall not include the principal of or any
9 redemption premium or interest on any bonds issued by the Board
10 or any expenses incurred or deposits required in connection
11 therewith.

12 (g) If the amount of a participant's earnings for any
13 academic year used to determine the final rate of earnings,
14 determined on a full-time equivalent basis, exceeds the amount
15 of his or her earnings with the same employer for the previous
16 academic year, determined on a full-time equivalent basis, by
17 more than 6%, the participant's employer shall pay to the
18 System, in addition to all other payments required under this
19 Section and in accordance with guidelines established by the
20 System, the present value of the increase in benefits resulting
21 from the portion of the increase in earnings that is in excess
22 of 6%. This present value shall be computed by the System on
23 the basis of the actuarial assumptions and tables used in the
24 most recent actuarial valuation of the System that is available
25 at the time of the computation. The System may require the
26 employer to provide any pertinent information or

1 documentation.

2 Whenever it determines that a payment is or may be required
3 under this subsection (g), the System shall calculate the
4 amount of the payment and bill the employer for that amount.
5 The bill shall specify the calculations used to determine the
6 amount due. If the employer disputes the amount of the bill, it
7 may, within 30 days after receipt of the bill, apply to the
8 System in writing for a recalculation. The application must
9 specify in detail the grounds of the dispute and, if the
10 employer asserts that the calculation is subject to subsection
11 (h) or (i) of this Section, must include an affidavit setting
12 forth and attesting to all facts within the employer's
13 knowledge that are pertinent to the applicability of subsection
14 (h) or (i). Upon receiving a timely application for
15 recalculation, the System shall review the application and, if
16 appropriate, recalculate the amount due.

17 The employer contributions required under this subsection
18 (f) may be paid in the form of a lump sum within 90 days after
19 receipt of the bill. If the employer contributions are not paid
20 within 90 days after receipt of the bill, then interest will be
21 charged at a rate equal to the System's annual actuarially
22 assumed rate of return on investment compounded annually from
23 the 91st day after receipt of the bill. Payments must be
24 concluded within 3 years after the employer's receipt of the
25 bill.

26 (h) This subsection (h) applies only to payments made or

1 salary increases given on or after June 1, 2005 but before July
2 1, 2011. The changes made by Public Act 94-1057 shall not
3 require the System to refund any payments received before July
4 31, 2006 (the effective date of Public Act 94-1057).

5 When assessing payment for any amount due under subsection
6 (g), the System shall exclude earnings increases paid to
7 participants under contracts or collective bargaining
8 agreements entered into, amended, or renewed before June 1,
9 2005.

10 When assessing payment for any amount due under subsection
11 (g), the System shall exclude earnings increases paid to a
12 participant at a time when the participant is 10 or more years
13 from retirement eligibility under Section 15-135.

14 When assessing payment for any amount due under subsection
15 (g), the System shall exclude earnings increases resulting from
16 overload work, including a contract for summer teaching, or
17 overtime when the employer has certified to the System, and the
18 System has approved the certification, that: (i) in the case of
19 overloads (A) the overload work is for the sole purpose of
20 academic instruction in excess of the standard number of
21 instruction hours for a full-time employee occurring during the
22 academic year that the overload is paid and (B) the earnings
23 increases are equal to or less than the rate of pay for
24 academic instruction computed using the participant's current
25 salary rate and work schedule; and (ii) in the case of
26 overtime, the overtime was necessary for the educational

1 mission.

2 When assessing payment for any amount due under subsection
3 (g), the System shall exclude any earnings increase resulting
4 from (i) a promotion for which the employee moves from one
5 classification to a higher classification under the State
6 Universities Civil Service System, (ii) a promotion in academic
7 rank for a tenured or tenure-track faculty position, or (iii) a
8 promotion that the Illinois Community College Board has
9 recommended in accordance with subsection (k) of this Section.
10 These earnings increases shall be excluded only if the
11 promotion is to a position that has existed and been filled by
12 a member for no less than one complete academic year and the
13 earnings increase as a result of the promotion is an increase
14 that results in an amount no greater than the average salary
15 paid for other similar positions.

16 (i) When assessing payment for any amount due under
17 subsection (g), the System shall exclude any salary increase
18 described in subsection (h) of this Section given on or after
19 July 1, 2011 but before July 1, 2014 under a contract or
20 collective bargaining agreement entered into, amended, or
21 renewed on or after June 1, 2005 but before July 1, 2011.
22 Notwithstanding any other provision of this Section, any
23 payments made or salary increases given after June 30, 2014
24 shall be used in assessing payment for any amount due under
25 subsection (g) of this Section.

26 (j) The System shall prepare a report and file copies of

1 the report with the Governor and the General Assembly by
2 January 1, 2007 that contains all of the following information:

3 (1) The number of recalculations required by the
4 changes made to this Section by Public Act 94-1057 for each
5 employer.

6 (2) The dollar amount by which each employer's
7 contribution to the System was changed due to
8 recalculations required by Public Act 94-1057.

9 (3) The total amount the System received from each
10 employer as a result of the changes made to this Section by
11 Public Act 94-4.

12 (4) The increase in the required State contribution
13 resulting from the changes made to this Section by Public
14 Act 94-1057.

15 (k) The Illinois Community College Board shall adopt rules
16 for recommending lists of promotional positions submitted to
17 the Board by community colleges and for reviewing the
18 promotional lists on an annual basis. When recommending
19 promotional lists, the Board shall consider the similarity of
20 the positions submitted to those positions recognized for State
21 universities by the State Universities Civil Service System.
22 The Illinois Community College Board shall file a copy of its
23 findings with the System. The System shall consider the
24 findings of the Illinois Community College Board when making
25 determinations under this Section. The System shall not exclude
26 any earnings increases resulting from a promotion when the

1 promotion was not submitted by a community college. Nothing in
2 this subsection (k) shall require any community college to
3 submit any information to the Community College Board.

4 (l) For purposes of determining the required State
5 contribution to the System, the value of the System's assets
6 shall be equal to the actuarial value of the System's assets,
7 which shall be calculated as follows:

8 As of June 30, 2008, the actuarial value of the System's
9 assets shall be equal to the market value of the assets as of
10 that date. In determining the actuarial value of the System's
11 assets for fiscal years after June 30, 2008, any actuarial
12 gains or losses from investment return incurred in a fiscal
13 year shall be recognized in equal annual amounts over the
14 5-year period following that fiscal year.

15 (m) For purposes of determining the required State
16 contribution to the system for a particular year, the actuarial
17 value of assets shall be assumed to earn a rate of return equal
18 to the system's actuarially assumed rate of return.

19 (Source: P.A. 95-331, eff. 8-21-07; 95-950, eff. 8-29-08;
20 96-43, eff. 7-15-09; 09600SB3514ham003.)

21 (40 ILCS 5/15-165) (from Ch. 108 1/2, par. 15-165)

22 Sec. 15-165. To certify amounts and submit vouchers.

23 (a) The Board shall certify to the Governor on or before
24 November 15 of each year the appropriation required from State
25 funds for the purposes of this System for the following fiscal

1 year. The certification shall include a copy of the actuarial
2 recommendations upon which it is based.

3 On or before May 1, 2004, the Board shall recalculate and
4 recertify to the Governor the amount of the required State
5 contribution to the System for State fiscal year 2005, taking
6 into account the amounts appropriated to and received by the
7 System under subsection (d) of Section 7.2 of the General
8 Obligation Bond Act.

9 On or before July 1, 2005, the Board shall recalculate and
10 recertify to the Governor the amount of the required State
11 contribution to the System for State fiscal year 2006, taking
12 into account the changes in required State contributions made
13 by this amendatory Act of the 94th General Assembly.

14 On or before April 1, 2011 ~~June 15, 2010~~, the Board shall
15 recalculate and recertify to the Governor the amount of the
16 required State contribution to the System for State fiscal year
17 2011, applying the changes made by Public Act 96-889 to the
18 System's assets and liabilities as of June 30, 2009 as though
19 Public Act 96-889 was approved on that date.

20 (b) The Board shall certify to the State Comptroller or
21 employer, as the case may be, from time to time, by its
22 president and secretary, with its seal attached, the amounts
23 payable to the System from the various funds.

24 (c) Beginning in State fiscal year 1996, on or as soon as
25 possible after the 15th day of each month the Board shall
26 submit vouchers for payment of State contributions to the

1 System, in a total monthly amount of one-twelfth of the
2 required annual State contribution certified under subsection
3 (a). From the effective date of this amendatory Act of the 93rd
4 General Assembly through June 30, 2004, the Board shall not
5 submit vouchers for the remainder of fiscal year 2004 in excess
6 of the fiscal year 2004 certified contribution amount
7 determined under this Section after taking into consideration
8 the transfer to the System under subsection (b) of Section
9 6z-61 of the State Finance Act. These vouchers shall be paid by
10 the State Comptroller and Treasurer by warrants drawn on the
11 funds appropriated to the System for that fiscal year.

12 If in any month the amount remaining unexpended from all
13 other appropriations to the System for the applicable fiscal
14 year (including the appropriations to the System under Section
15 8.12 of the State Finance Act and Section 1 of the State
16 Pension Funds Continuing Appropriation Act) is less than the
17 amount lawfully vouchered under this Section, the difference
18 shall be paid from the General Revenue Fund under the
19 continuing appropriation authority provided in Section 1.1 of
20 the State Pension Funds Continuing Appropriation Act.

21 (d) So long as the payments received are the full amount
22 lawfully vouchered under this Section, payments received by the
23 System under this Section shall be applied first toward the
24 employer contribution to the self-managed plan established
25 under Section 15-158.2. Payments shall be applied second toward
26 the employer's portion of the normal costs of the System, as

1 defined in subsection (f) of Section 15-155. The balance shall
2 be applied toward the unfunded actuarial liabilities of the
3 System.

4 (e) In the event that the System does not receive, as a
5 result of legislative enactment or otherwise, payments
6 sufficient to fully fund the employer contribution to the
7 self-managed plan established under Section 15-158.2 and to
8 fully fund that portion of the employer's portion of the normal
9 costs of the System, as calculated in accordance with Section
10 15-155(a-1), then any payments received shall be applied
11 proportionately to the optional retirement program established
12 under Section 15-158.2 and to the employer's portion of the
13 normal costs of the System, as calculated in accordance with
14 Section 15-155(a-1).

15 (Source: P.A. 93-2, eff. 4-7-03; 93-665, eff. 3-5-04; 94-4,
16 eff. 6-1-05; 09600SB3514ham003.)

17 (40 ILCS 5/16-158) (from Ch. 108 1/2, par. 16-158)

18 Sec. 16-158. Contributions by State and other employing
19 units.

20 (a) The State shall make contributions to the System by
21 means of appropriations from the Common School Fund and other
22 State funds of amounts which, together with other employer
23 contributions, employee contributions, investment income, and
24 other income, will be sufficient to meet the cost of
25 maintaining and administering the System on a 90% funded basis

1 in accordance with actuarial recommendations.

2 The Board shall determine the amount of State contributions
3 required for each fiscal year on the basis of the actuarial
4 tables and other assumptions adopted by the Board and the
5 recommendations of the actuary, using the formula in subsection
6 (b-3).

7 (a-1) Annually, on or before November 15, the Board shall
8 certify to the Governor the amount of the required State
9 contribution for the coming fiscal year. The certification
10 shall include a copy of the actuarial recommendations upon
11 which it is based.

12 On or before May 1, 2004, the Board shall recalculate and
13 recertify to the Governor the amount of the required State
14 contribution to the System for State fiscal year 2005, taking
15 into account the amounts appropriated to and received by the
16 System under subsection (d) of Section 7.2 of the General
17 Obligation Bond Act.

18 On or before April 1, 2011 ~~July 1, 2005~~, the Board shall
19 recalculate and recertify to the Governor the amount of the
20 required State contribution to the System for State fiscal year
21 2006, taking into account the changes in required State
22 contributions made by this amendatory Act of the 94th General
23 Assembly.

24 On or before June 15, 2010, the Board shall recalculate and
25 recertify to the Governor the amount of the required State
26 contribution to the System for State fiscal year 2011, applying

1 the changes made by Public Act 96-889 to the System's assets
2 and liabilities as of June 30, 2009 as though Public Act 96-889
3 was approved on that date.

4 (b) Through State fiscal year 1995, the State contributions
5 shall be paid to the System in accordance with Section 18-7 of
6 the School Code.

7 (b-1) Beginning in State fiscal year 1996, on the 15th day
8 of each month, or as soon thereafter as may be practicable, the
9 Board shall submit vouchers for payment of State contributions
10 to the System, in a total monthly amount of one-twelfth of the
11 required annual State contribution certified under subsection
12 (a-1). From the effective date of this amendatory Act of the
13 93rd General Assembly through June 30, 2004, the Board shall
14 not submit vouchers for the remainder of fiscal year 2004 in
15 excess of the fiscal year 2004 certified contribution amount
16 determined under this Section after taking into consideration
17 the transfer to the System under subsection (a) of Section
18 6z-61 of the State Finance Act. These vouchers shall be paid by
19 the State Comptroller and Treasurer by warrants drawn on the
20 funds appropriated to the System for that fiscal year.

21 If in any month the amount remaining unexpended from all
22 other appropriations to the System for the applicable fiscal
23 year (including the appropriations to the System under Section
24 8.12 of the State Finance Act and Section 1 of the State
25 Pension Funds Continuing Appropriation Act) is less than the
26 amount lawfully vouchered under this subsection, the

1 difference shall be paid from the Common School Fund under the
2 continuing appropriation authority provided in Section 1.1 of
3 the State Pension Funds Continuing Appropriation Act.

4 (b-2) Allocations from the Common School Fund apportioned
5 to school districts not coming under this System shall not be
6 diminished or affected by the provisions of this Article.

7 (b-3) For State fiscal years 2012 through 2045, the minimum
8 contribution to the System to be made by the State for each
9 fiscal year shall be an amount determined by the System to be
10 sufficient to bring the total assets of the System up to 90% of
11 the total actuarial liabilities of the System by the end of
12 State fiscal year 2045. In making these determinations, the
13 required State contribution shall be calculated each year as a
14 level percentage of payroll over the years remaining to and
15 including fiscal year 2045 and shall be determined under the
16 projected unit credit actuarial cost method.

17 For State fiscal years 1996 through 2005, the State
18 contribution to the System, as a percentage of the applicable
19 employee payroll, shall be increased in equal annual increments
20 so that by State fiscal year 2011, the State is contributing at
21 the rate required under this Section; except that in the
22 following specified State fiscal years, the State contribution
23 to the System shall not be less than the following indicated
24 percentages of the applicable employee payroll, even if the
25 indicated percentage will produce a State contribution in
26 excess of the amount otherwise required under this subsection

1 and subsection (a), and notwithstanding any contrary
2 certification made under subsection (a-1) before the effective
3 date of this amendatory Act of 1998: 10.02% in FY 1999; 10.77%
4 in FY 2000; 11.47% in FY 2001; 12.16% in FY 2002; 12.86% in FY
5 2003; and 13.56% in FY 2004.

6 Notwithstanding any other provision of this Article, the
7 total required State contribution for State fiscal year 2006 is
8 \$534,627,700.

9 Notwithstanding any other provision of this Article, the
10 total required State contribution for State fiscal year 2007 is
11 \$738,014,500.

12 For each of State fiscal years 2008 through 2009, the State
13 contribution to the System, as a percentage of the applicable
14 employee payroll, shall be increased in equal annual increments
15 from the required State contribution for State fiscal year
16 2007, so that by State fiscal year 2011, the State is
17 contributing at the rate otherwise required under this Section.

18 Notwithstanding any other provision of this Article, the
19 total required State contribution for State fiscal year 2010 is
20 \$2,089,268,000 and shall be made from the proceeds of bonds
21 sold in fiscal year 2010 pursuant to Section 7.2 of the General
22 Obligation Bond Act, less (i) the pro rata share of bond sale
23 expenses determined by the System's share of total bond
24 proceeds, (ii) any amounts received from the Common School Fund
25 in fiscal year 2010, and (iii) any reduction in bond proceeds
26 due to the issuance of discounted bonds, if applicable.

1 Notwithstanding any other provision of this Article, the
2 total required State contribution for State fiscal year 2011 is
3 the amount recertified by the System on or before April 1, 2011
4 ~~June 15, 2010~~ pursuant to subsection (a-1) of this Section and
5 shall be made from the proceeds of bonds sold in fiscal year
6 2011 pursuant to Section 7.2 of the General Obligation Bond
7 Act, less (i) the pro rata share of bond sale expenses
8 determined by the System's share of total bond proceeds, (ii)
9 any amounts received from the Common School Fund in fiscal year
10 2011, and (iii) any reduction in bond proceeds due to the
11 issuance of discounted bonds, if applicable. This amount shall
12 include, in addition to the amount certified by the System, an
13 amount necessary to meet employer contributions required by the
14 State as an employer under paragraph (e) of this Section, which
15 may also be used by the System for contributions required by
16 paragraph (a) of Section 16-127.

17 Beginning in State fiscal year 2046, the minimum State
18 contribution for each fiscal year shall be the amount needed to
19 maintain the total assets of the System at 90% of the total
20 actuarial liabilities of the System.

21 Amounts received by the System pursuant to Section 25 of
22 the Budget Stabilization Act or Section 8.12 of the State
23 Finance Act in any fiscal year do not reduce and do not
24 constitute payment of any portion of the minimum State
25 contribution required under this Article in that fiscal year.
26 Such amounts shall not reduce, and shall not be included in the

1 calculation of, the required State contributions under this
2 Article in any future year until the System has reached a
3 funding ratio of at least 90%. A reference in this Article to
4 the "required State contribution" or any substantially similar
5 term does not include or apply to any amounts payable to the
6 System under Section 25 of the Budget Stabilization Act.

7 Notwithstanding any other provision of this Section, the
8 required State contribution for State fiscal year 2005 and for
9 fiscal year 2008 and each fiscal year thereafter, as calculated
10 under this Section and certified under subsection (a-1), shall
11 not exceed an amount equal to (i) the amount of the required
12 State contribution that would have been calculated under this
13 Section for that fiscal year if the System had not received any
14 payments under subsection (d) of Section 7.2 of the General
15 Obligation Bond Act, minus (ii) the portion of the State's
16 total debt service payments for that fiscal year on the bonds
17 issued for the purposes of that Section 7.2, as determined and
18 certified by the Comptroller, that is the same as the System's
19 portion of the total moneys distributed under subsection (d) of
20 Section 7.2 of the General Obligation Bond Act. In determining
21 this maximum for State fiscal years 2008 through 2010, however,
22 the amount referred to in item (i) shall be increased, as a
23 percentage of the applicable employee payroll, in equal
24 increments calculated from the sum of the required State
25 contribution for State fiscal year 2007 plus the applicable
26 portion of the State's total debt service payments for fiscal

1 year 2007 on the bonds issued for the purposes of Section 7.2
2 of the General Obligation Bond Act, so that, by State fiscal
3 year 2011, the State is contributing at the rate otherwise
4 required under this Section.

5 (c) Payment of the required State contributions and of all
6 pensions, retirement annuities, death benefits, refunds, and
7 other benefits granted under or assumed by this System, and all
8 expenses in connection with the administration and operation
9 thereof, are obligations of the State.

10 If members are paid from special trust or federal funds
11 which are administered by the employing unit, whether school
12 district or other unit, the employing unit shall pay to the
13 System from such funds the full accruing retirement costs based
14 upon that service, as determined by the System. Employer
15 contributions, based on salary paid to members from federal
16 funds, may be forwarded by the distributing agency of the State
17 of Illinois to the System prior to allocation, in an amount
18 determined in accordance with guidelines established by such
19 agency and the System.

20 (d) Effective July 1, 1986, any employer of a teacher as
21 defined in paragraph (8) of Section 16-106 shall pay the
22 employer's normal cost of benefits based upon the teacher's
23 service, in addition to employee contributions, as determined
24 by the System. Such employer contributions shall be forwarded
25 monthly in accordance with guidelines established by the
26 System.

1 However, with respect to benefits granted under Section
2 16-133.4 or 16-133.5 to a teacher as defined in paragraph (8)
3 of Section 16-106, the employer's contribution shall be 12%
4 (rather than 20%) of the member's highest annual salary rate
5 for each year of creditable service granted, and the employer
6 shall also pay the required employee contribution on behalf of
7 the teacher. For the purposes of Sections 16-133.4 and
8 16-133.5, a teacher as defined in paragraph (8) of Section
9 16-106 who is serving in that capacity while on leave of
10 absence from another employer under this Article shall not be
11 considered an employee of the employer from which the teacher
12 is on leave.

13 (e) Beginning July 1, 1998, every employer of a teacher
14 shall pay to the System an employer contribution computed as
15 follows:

16 (1) Beginning July 1, 1998 through June 30, 1999, the
17 employer contribution shall be equal to 0.3% of each
18 teacher's salary.

19 (2) Beginning July 1, 1999 and thereafter, the employer
20 contribution shall be equal to 0.58% of each teacher's
21 salary.

22 The school district or other employing unit may pay these
23 employer contributions out of any source of funding available
24 for that purpose and shall forward the contributions to the
25 System on the schedule established for the payment of member
26 contributions.

1 These employer contributions are intended to offset a
2 portion of the cost to the System of the increases in
3 retirement benefits resulting from this amendatory Act of 1998.

4 Each employer of teachers is entitled to a credit against
5 the contributions required under this subsection (e) with
6 respect to salaries paid to teachers for the period January 1,
7 2002 through June 30, 2003, equal to the amount paid by that
8 employer under subsection (a-5) of Section 6.6 of the State
9 Employees Group Insurance Act of 1971 with respect to salaries
10 paid to teachers for that period.

11 The additional 1% employee contribution required under
12 Section 16-152 by this amendatory Act of 1998 is the
13 responsibility of the teacher and not the teacher's employer,
14 unless the employer agrees, through collective bargaining or
15 otherwise, to make the contribution on behalf of the teacher.

16 If an employer is required by a contract in effect on May
17 1, 1998 between the employer and an employee organization to
18 pay, on behalf of all its full-time employees covered by this
19 Article, all mandatory employee contributions required under
20 this Article, then the employer shall be excused from paying
21 the employer contribution required under this subsection (e)
22 for the balance of the term of that contract. The employer and
23 the employee organization shall jointly certify to the System
24 the existence of the contractual requirement, in such form as
25 the System may prescribe. This exclusion shall cease upon the
26 termination, extension, or renewal of the contract at any time

1 after May 1, 1998.

2 (f) If the amount of a teacher's salary for any school year
3 used to determine final average salary exceeds the member's
4 annual full-time salary rate with the same employer for the
5 previous school year by more than 6%, the teacher's employer
6 shall pay to the System, in addition to all other payments
7 required under this Section and in accordance with guidelines
8 established by the System, the present value of the increase in
9 benefits resulting from the portion of the increase in salary
10 that is in excess of 6%. This present value shall be computed
11 by the System on the basis of the actuarial assumptions and
12 tables used in the most recent actuarial valuation of the
13 System that is available at the time of the computation. If a
14 teacher's salary for the 2005-2006 school year is used to
15 determine final average salary under this subsection (f), then
16 the changes made to this subsection (f) by Public Act 94-1057
17 shall apply in calculating whether the increase in his or her
18 salary is in excess of 6%. For the purposes of this Section,
19 change in employment under Section 10-21.12 of the School Code
20 on or after June 1, 2005 shall constitute a change in employer.
21 The System may require the employer to provide any pertinent
22 information or documentation. The changes made to this
23 subsection (f) by this amendatory Act of the 94th General
24 Assembly apply without regard to whether the teacher was in
25 service on or after its effective date.

26 Whenever it determines that a payment is or may be required

1 under this subsection, the System shall calculate the amount of
2 the payment and bill the employer for that amount. The bill
3 shall specify the calculations used to determine the amount
4 due. If the employer disputes the amount of the bill, it may,
5 within 30 days after receipt of the bill, apply to the System
6 in writing for a recalculation. The application must specify in
7 detail the grounds of the dispute and, if the employer asserts
8 that the calculation is subject to subsection (g) or (h) of
9 this Section, must include an affidavit setting forth and
10 attesting to all facts within the employer's knowledge that are
11 pertinent to the applicability of that subsection. Upon
12 receiving a timely application for recalculation, the System
13 shall review the application and, if appropriate, recalculate
14 the amount due.

15 The employer contributions required under this subsection
16 (f) may be paid in the form of a lump sum within 90 days after
17 receipt of the bill. If the employer contributions are not paid
18 within 90 days after receipt of the bill, then interest will be
19 charged at a rate equal to the System's annual actuarially
20 assumed rate of return on investment compounded annually from
21 the 91st day after receipt of the bill. Payments must be
22 concluded within 3 years after the employer's receipt of the
23 bill.

24 (g) This subsection (g) applies only to payments made or
25 salary increases given on or after June 1, 2005 but before July
26 1, 2011. The changes made by Public Act 94-1057 shall not

1 require the System to refund any payments received before July
2 31, 2006 (the effective date of Public Act 94-1057).

3 When assessing payment for any amount due under subsection
4 (f), the System shall exclude salary increases paid to teachers
5 under contracts or collective bargaining agreements entered
6 into, amended, or renewed before June 1, 2005.

7 When assessing payment for any amount due under subsection
8 (f), the System shall exclude salary increases paid to a
9 teacher at a time when the teacher is 10 or more years from
10 retirement eligibility under Section 16-132 or 16-133.2.

11 When assessing payment for any amount due under subsection
12 (f), the System shall exclude salary increases resulting from
13 overload work, including summer school, when the school
14 district has certified to the System, and the System has
15 approved the certification, that (i) the overload work is for
16 the sole purpose of classroom instruction in excess of the
17 standard number of classes for a full-time teacher in a school
18 district during a school year and (ii) the salary increases are
19 equal to or less than the rate of pay for classroom instruction
20 computed on the teacher's current salary and work schedule.

21 When assessing payment for any amount due under subsection
22 (f), the System shall exclude a salary increase resulting from
23 a promotion (i) for which the employee is required to hold a
24 certificate or supervisory endorsement issued by the State
25 Teacher Certification Board that is a different certification
26 or supervisory endorsement than is required for the teacher's

1 previous position and (ii) to a position that has existed and
2 been filled by a member for no less than one complete academic
3 year and the salary increase from the promotion is an increase
4 that results in an amount no greater than the lesser of the
5 average salary paid for other similar positions in the district
6 requiring the same certification or the amount stipulated in
7 the collective bargaining agreement for a similar position
8 requiring the same certification.

9 When assessing payment for any amount due under subsection
10 (f), the System shall exclude any payment to the teacher from
11 the State of Illinois or the State Board of Education over
12 which the employer does not have discretion, notwithstanding
13 that the payment is included in the computation of final
14 average salary.

15 (h) When assessing payment for any amount due under
16 subsection (f), the System shall exclude any salary increase
17 described in subsection (g) of this Section given on or after
18 July 1, 2011 but before July 1, 2014 under a contract or
19 collective bargaining agreement entered into, amended, or
20 renewed on or after June 1, 2005 but before July 1, 2011.
21 Notwithstanding any other provision of this Section, any
22 payments made or salary increases given after June 30, 2014
23 shall be used in assessing payment for any amount due under
24 subsection (f) of this Section.

25 (i) The System shall prepare a report and file copies of
26 the report with the Governor and the General Assembly by

1 January 1, 2007 that contains all of the following information:

2 (1) The number of recalculations required by the
3 changes made to this Section by Public Act 94-1057 for each
4 employer.

5 (2) The dollar amount by which each employer's
6 contribution to the System was changed due to
7 recalculations required by Public Act 94-1057.

8 (3) The total amount the System received from each
9 employer as a result of the changes made to this Section by
10 Public Act 94-4.

11 (4) The increase in the required State contribution
12 resulting from the changes made to this Section by Public
13 Act 94-1057.

14 (j) For purposes of determining the required State
15 contribution to the System, the value of the System's assets
16 shall be equal to the actuarial value of the System's assets,
17 which shall be calculated as follows:

18 As of June 30, 2008, the actuarial value of the System's
19 assets shall be equal to the market value of the assets as of
20 that date. In determining the actuarial value of the System's
21 assets for fiscal years after June 30, 2008, any actuarial
22 gains or losses from investment return incurred in a fiscal
23 year shall be recognized in equal annual amounts over the
24 5-year period following that fiscal year.

25 (k) For purposes of determining the required State
26 contribution to the system for a particular year, the actuarial

1 value of assets shall be assumed to earn a rate of return equal
2 to the system's actuarially assumed rate of return.

3 (Source: P.A. 95-331, eff. 8-21-07; 95-950, eff. 8-29-08;
4 96-43, eff. 7-15-09; 09600SB3514ham003.)

5 (40 ILCS 5/18-131) (from Ch. 108 1/2, par. 18-131)
6 Sec. 18-131. Financing; employer contributions.

7 (a) The State of Illinois shall make contributions to this
8 System by appropriations of the amounts which, together with
9 the contributions of participants, net earnings on
10 investments, and other income, will meet the costs of
11 maintaining and administering this System on a 90% funded basis
12 in accordance with actuarial recommendations.

13 (b) The Board shall determine the amount of State
14 contributions required for each fiscal year on the basis of the
15 actuarial tables and other assumptions adopted by the Board and
16 the prescribed rate of interest, using the formula in
17 subsection (c).

18 (c) For State fiscal years 2012 through 2045, the minimum
19 contribution to the System to be made by the State for each
20 fiscal year shall be an amount determined by the System to be
21 sufficient to bring the total assets of the System up to 90% of
22 the total actuarial liabilities of the System by the end of
23 State fiscal year 2045. In making these determinations, the
24 required State contribution shall be calculated each year as a
25 level percentage of payroll over the years remaining to and

1 including fiscal year 2045 and shall be determined under the
2 projected unit credit actuarial cost method.

3 For State fiscal years 1996 through 2005, the State
4 contribution to the System, as a percentage of the applicable
5 employee payroll, shall be increased in equal annual increments
6 so that by State fiscal year 2011, the State is contributing at
7 the rate required under this Section.

8 Notwithstanding any other provision of this Article, the
9 total required State contribution for State fiscal year 2006 is
10 \$29,189,400.

11 Notwithstanding any other provision of this Article, the
12 total required State contribution for State fiscal year 2007 is
13 \$35,236,800.

14 For each of State fiscal years 2008 through 2009, the State
15 contribution to the System, as a percentage of the applicable
16 employee payroll, shall be increased in equal annual increments
17 from the required State contribution for State fiscal year
18 2007, so that by State fiscal year 2011, the State is
19 contributing at the rate otherwise required under this Section.

20 Notwithstanding any other provision of this Article, the
21 total required State contribution for State fiscal year 2010 is
22 \$78,832,000 and shall be made from the proceeds of bonds sold
23 in fiscal year 2010 pursuant to Section 7.2 of the General
24 Obligation Bond Act, less (i) the pro rata share of bond sale
25 expenses determined by the System's share of total bond
26 proceeds, (ii) any amounts received from the General Revenue

1 Fund in fiscal year 2010, and (iii) any reduction in bond
2 proceeds due to the issuance of discounted bonds, if
3 applicable.

4 Notwithstanding any other provision of this Article, the
5 total required State contribution for State fiscal year 2011 is
6 the amount recertified by the System on or before April 1, 2011
7 ~~June 15, 2010~~ pursuant to Section 18-140 and shall be made from
8 the proceeds of bonds sold in fiscal year 2011 pursuant to
9 Section 7.2 of the General Obligation Bond Act, less (i) the
10 pro rata share of bond sale expenses determined by the System's
11 share of total bond proceeds, (ii) any amounts received from
12 the General Revenue Fund in fiscal year 2011, and (iii) any
13 reduction in bond proceeds due to the issuance of discounted
14 bonds, if applicable.

15 Beginning in State fiscal year 2046, the minimum State
16 contribution for each fiscal year shall be the amount needed to
17 maintain the total assets of the System at 90% of the total
18 actuarial liabilities of the System.

19 Amounts received by the System pursuant to Section 25 of
20 the Budget Stabilization Act or Section 8.12 of the State
21 Finance Act in any fiscal year do not reduce and do not
22 constitute payment of any portion of the minimum State
23 contribution required under this Article in that fiscal year.
24 Such amounts shall not reduce, and shall not be included in the
25 calculation of, the required State contributions under this
26 Article in any future year until the System has reached a

1 funding ratio of at least 90%. A reference in this Article to
2 the "required State contribution" or any substantially similar
3 term does not include or apply to any amounts payable to the
4 System under Section 25 of the Budget Stabilization Act.

5 Notwithstanding any other provision of this Section, the
6 required State contribution for State fiscal year 2005 and for
7 fiscal year 2008 and each fiscal year thereafter, as calculated
8 under this Section and certified under Section 18-140, shall
9 not exceed an amount equal to (i) the amount of the required
10 State contribution that would have been calculated under this
11 Section for that fiscal year if the System had not received any
12 payments under subsection (d) of Section 7.2 of the General
13 Obligation Bond Act, minus (ii) the portion of the State's
14 total debt service payments for that fiscal year on the bonds
15 issued for the purposes of that Section 7.2, as determined and
16 certified by the Comptroller, that is the same as the System's
17 portion of the total moneys distributed under subsection (d) of
18 Section 7.2 of the General Obligation Bond Act. In determining
19 this maximum for State fiscal years 2008 through 2010, however,
20 the amount referred to in item (i) shall be increased, as a
21 percentage of the applicable employee payroll, in equal
22 increments calculated from the sum of the required State
23 contribution for State fiscal year 2007 plus the applicable
24 portion of the State's total debt service payments for fiscal
25 year 2007 on the bonds issued for the purposes of Section 7.2
26 of the General Obligation Bond Act, so that, by State fiscal

1 year 2011, the State is contributing at the rate otherwise
2 required under this Section.

3 (d) For purposes of determining the required State
4 contribution to the System, the value of the System's assets
5 shall be equal to the actuarial value of the System's assets,
6 which shall be calculated as follows:

7 As of June 30, 2008, the actuarial value of the System's
8 assets shall be equal to the market value of the assets as of
9 that date. In determining the actuarial value of the System's
10 assets for fiscal years after June 30, 2008, any actuarial
11 gains or losses from investment return incurred in a fiscal
12 year shall be recognized in equal annual amounts over the
13 5-year period following that fiscal year.

14 (e) For purposes of determining the required State
15 contribution to the system for a particular year, the actuarial
16 value of assets shall be assumed to earn a rate of return equal
17 to the system's actuarially assumed rate of return.

18 (Source: P.A. 95-950, eff. 8-29-08; 96-43, eff. 7-15-09;
19 09600SB3514ham003.)

20 (40 ILCS 5/18-140) (from Ch. 108 1/2, par. 18-140)

21 Sec. 18-140. To certify required State contributions and
22 submit vouchers.

23 (a) The Board shall certify to the Governor, on or before
24 November 15 of each year, the amount of the required State
25 contribution to the System for the following fiscal year. The

1 certification shall include a copy of the actuarial
2 recommendations upon which it is based.

3 On or before May 1, 2004, the Board shall recalculate and
4 recertify to the Governor the amount of the required State
5 contribution to the System for State fiscal year 2005, taking
6 into account the amounts appropriated to and received by the
7 System under subsection (d) of Section 7.2 of the General
8 Obligation Bond Act.

9 On or before July 1, 2005, the Board shall recalculate and
10 recertify to the Governor the amount of the required State
11 contribution to the System for State fiscal year 2006, taking
12 into account the changes in required State contributions made
13 by this amendatory Act of the 94th General Assembly.

14 On or before April 1, 2011 ~~June 15, 2010~~, the Board shall
15 recalculate and recertify to the Governor the amount of the
16 required State contribution to the System for State fiscal year
17 2011, applying the changes made by Public Act 96-889 to the
18 System's assets and liabilities as of June 30, 2009 as though
19 Public Act 96-889 was approved on that date.

20 (b) Beginning in State fiscal year 1996, on or as soon as
21 possible after the 15th day of each month the Board shall
22 submit vouchers for payment of State contributions to the
23 System, in a total monthly amount of one-twelfth of the
24 required annual State contribution certified under subsection
25 (a). From the effective date of this amendatory Act of the 93rd
26 General Assembly through June 30, 2004, the Board shall not

1 submit vouchers for the remainder of fiscal year 2004 in excess
2 of the fiscal year 2004 certified contribution amount
3 determined under this Section after taking into consideration
4 the transfer to the System under subsection (c) of Section
5 6z-61 of the State Finance Act. These vouchers shall be paid by
6 the State Comptroller and Treasurer by warrants drawn on the
7 funds appropriated to the System for that fiscal year.

8 If in any month the amount remaining unexpended from all
9 other appropriations to the System for the applicable fiscal
10 year (including the appropriations to the System under Section
11 8.12 of the State Finance Act and Section 1 of the State
12 Pension Funds Continuing Appropriation Act) is less than the
13 amount lawfully vouchered under this Section, the difference
14 shall be paid from the General Revenue Fund under the
15 continuing appropriation authority provided in Section 1.1 of
16 the State Pension Funds Continuing Appropriation Act.

17 (Source: P.A. 93-2, eff. 4-7-03; 93-665, eff. 3-5-04; 94-4,
18 eff. 6-1-05; 09600SB3514ham003.)

19 Section 10. If and only if Senate Bill 3514 (as amended by
20 House Amendment Nos. 3, 4, and 5) becomes law, the State
21 Pension Funds Continuing Appropriation Act is amended by
22 changing Sections 1.1 and 1.2 as follows:

23 (40 ILCS 15/1.1)

24 Sec. 1.1. Appropriations to certain retirement systems.

1 (a) There is hereby appropriated from the General Revenue
2 Fund to the General Assembly Retirement System, on a continuing
3 monthly basis, the amount, if any, by which the total available
4 amount of all other appropriations to that retirement system
5 for the payment of State contributions is less than the total
6 amount of the vouchers for required State contributions
7 lawfully submitted by the retirement system for that month
8 under Section 2-134 of the Illinois Pension Code.

9 (b) There is hereby appropriated from the General Revenue
10 Fund to the State Universities Retirement System, on a
11 continuing monthly basis, the amount, if any, by which the
12 total available amount of all other appropriations to that
13 retirement system for the payment of State contributions,
14 including any deficiency in the required contributions of the
15 optional retirement program established under Section 15-158.2
16 of the Illinois Pension Code, is less than the total amount of
17 the vouchers for required State contributions lawfully
18 submitted by the retirement system for that month under Section
19 15-165 of the Illinois Pension Code.

20 (c) There is hereby appropriated from the Common School
21 Fund to the Teachers' Retirement System of the State of
22 Illinois, on a continuing monthly basis, the amount, if any, by
23 which the total available amount of all other appropriations to
24 that retirement system for the payment of State contributions
25 is less than the total amount of the vouchers for required
26 State contributions lawfully submitted by the retirement

1 system for that month under Section 16-158 of the Illinois
2 Pension Code.

3 (d) There is hereby appropriated from the General Revenue
4 Fund to the Judges Retirement System of Illinois, on a
5 continuing monthly basis, the amount, if any, by which the
6 total available amount of all other appropriations to that
7 retirement system for the payment of State contributions is
8 less than the total amount of the vouchers for required State
9 contributions lawfully submitted by the retirement system for
10 that month under Section 18-140 of the Illinois Pension Code.

11 (e) The continuing appropriations provided by this Section
12 shall first be available in State fiscal year 1996.

13 (f) For State fiscal year 2010 only, the continuing
14 appropriations provided by this Section are equal to the amount
15 certified by each System on or before December 31, 2008, less
16 (i) the gross proceeds of the bonds sold in fiscal year 2010
17 under the authorization contained in subsection (a) of Section
18 7.2 of the General Obligation Bond Act and (ii) any amounts
19 received from the State Pensions Fund.

20 (g) For State fiscal year 2011 only, the continuing
21 appropriations provided by this Section are equal to the amount
22 certified by each System on or before April 1, 2011 ~~June 15,~~
23 ~~2010~~, less (i) the gross proceeds of the bonds sold in fiscal
24 year 2011 under the authorization contained in subsection (a)
25 of Section 7.2 of the General Obligation Bond Act and (ii) any
26 amounts received from the State Pensions Fund.

1 (Source: P.A. 96-43, eff. 7-15-09; 09600SB3514ham003.)

2 (40 ILCS 15/1.2)

3 Sec. 1.2. Appropriations for the State Employees'
4 Retirement System.

5 (a) From each fund from which an amount is appropriated for
6 personal services to a department or other employer under
7 Article 14 of the Illinois Pension Code, there is hereby
8 appropriated to that department or other employer, on a
9 continuing annual basis for each State fiscal year, an
10 additional amount equal to the amount, if any, by which (1) an
11 amount equal to the percentage of the personal services line
12 item for that department or employer from that fund for that
13 fiscal year that the Board of Trustees of the State Employees'
14 Retirement System of Illinois has certified under Section
15 14-135.08 of the Illinois Pension Code to be necessary to meet
16 the State's obligation under Section 14-131 of the Illinois
17 Pension Code for that fiscal year, exceeds (2) the amounts
18 otherwise appropriated to that department or employer from that
19 fund for State contributions to the State Employees' Retirement
20 System for that fiscal year. From the effective date of this
21 amendatory Act of the 93rd General Assembly through the final
22 payment from a department or employer's personal services line
23 item for fiscal year 2004, payments to the State Employees'
24 Retirement System that otherwise would have been made under
25 this subsection (a) shall be governed by the provisions in

1 subsection (a-1).

2 (a-1) If a Fiscal Year 2004 Shortfall is certified under
3 subsection (f) of Section 14-131 of the Illinois Pension Code,
4 there is hereby appropriated to the State Employees' Retirement
5 System of Illinois on a continuing basis from the General
6 Revenue Fund an additional aggregate amount equal to the Fiscal
7 Year 2004 Shortfall.

8 (a-2) If a Fiscal Year 2010 Shortfall is certified under
9 subsection (g) of Section 14-131 of the Illinois Pension Code,
10 there is hereby appropriated to the State Employees' Retirement
11 System of Illinois on a continuing basis from the General
12 Revenue Fund an additional aggregate amount equal to the Fiscal
13 Year 2010 Shortfall.

14 (b) The continuing appropriations provided for by this
15 Section shall first be available in State fiscal year 1996.

16 (c) Beginning in Fiscal Year 2005, any continuing
17 appropriation under this Section arising out of an
18 appropriation for personal services from the Road Fund to the
19 Department of State Police or the Secretary of State shall be
20 payable from the General Revenue Fund rather than the Road
21 Fund.

22 (d) For State fiscal year 2010 only, a continuing
23 appropriation is provided to the State Employees' Retirement
24 System equal to the amount certified by the System on or before
25 December 31, 2008, less the gross proceeds of the bonds sold in
26 fiscal year 2010 under the authorization contained in

1 subsection (a) of Section 7.2 of the General Obligation Bond
2 Act.

3 (e) For State fiscal year 2011 only, a continuing
4 appropriation is provided to the State Employees' Retirement
5 System equal to the amount certified by the System on or before
6 April 1, 2011 ~~June 15, 2010~~, less the gross proceeds of the
7 bonds sold in fiscal year 2011 under the authorization
8 contained in subsection (a) of Section 7.2 of the General
9 Obligation Bond Act.

10 (Source: P.A. 96-43, eff. 7-15-09; 96-45, eff. 7-15-09;
11 09600SB3514ham003.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law or on the effective date of Senate Bill 3514 of
14 the 96th General Assembly, whichever is later.