



Rep. Joseph M. Lyons

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09700SB1613ham002

LRB097 07600 JDS 55865 a

1 AMENDMENT TO SENATE BILL 1613

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1613 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by adding  
5 Sections 1-109.3 and 1-113.18 as follows:

6 (40 ILCS 5/1-109.3)

7 Sec. 1-109.3. Training requirement for pension trustees.

8 (a) All elected and appointed trustees under Article 3 and  
9 4 of this Code must participate in a mandatory trustee  
10 certification training seminar that consists of at least 32  
11 hours of initial trustee certification at a training facility  
12 that is accredited and affiliated with a State of Illinois  
13 certified college or university. This training must include  
14 without limitation all of the following:

15 (1) Duties and liabilities of a fiduciary under Article  
16 1 of the Illinois Pension Code.

- 1 (2) Adjudication of pension claims.
- 2 (3) Basic accounting and actuarial training.
- 3 (4) Trustee ethics.
- 4 (5) The Illinois Open Meetings Act.
- 5 (6) The Illinois Freedom of Information Act.

6 The training required under this subsection (a) must be  
7 completed within the first 2 years after the ~~year that a~~  
8 trustee takes office ~~is elected or appointed~~ under an Article 3  
9 or 4 pension fund. The elected and appointed trustees of an  
10 Article 3 or 4 pension fund who are police officers (as defined  
11 in Section 3-106 of this Code) or firefighters (as defined in  
12 Section 4-106 of this Code) or are employed by the municipality  
13 shall be permitted time away from their duties to attend such  
14 training without reduction of accrued leave or benefit time.  
15 Active or appointed trustees serving on the effective date of  
16 this amendatory Act of the 96th General Assembly shall not be  
17 required to attend the training required under this subsection  
18 (a).

19 (b) Upon completion of, and in ~~In~~ addition to, the initial  
20 trustee certification training required under subsection (a),  
21 all elected and appointed trustees under Article 3 and 4 of  
22 this Code, ~~including trustees serving on the effective date of~~  
23 ~~this amendatory Act of the 96th General Assembly,~~ shall also  
24 complete at least an additional ~~participate in a minimum of~~ 16  
25 hours of continuing trustee education during (i) the 2 years  
26 following the date by which the training required under

1 subsection (a) must be completed and (ii) every 2 years  
2 thereafter ~~each year after the first year that the trustee is~~  
3 ~~elected or appointed.~~ Ethics training completed under Section  
4 1-113.18 may be applied toward the hours required under this  
5 subsection (b).

6 (c) The training required under this Section shall be paid  
7 for by the pension fund.

8 (d) Any board member who does not timely complete the  
9 training required under this Section is not eligible to serve  
10 on the board of trustees of an Article 3 or 4 pension fund,  
11 unless the board member completes the missed training within 6  
12 months after the date the member failed to complete the  
13 required training. In the event of a board member's failure to  
14 complete the required training, a successor shall be appointed  
15 or elected, as applicable, for the unexpired term. A successor  
16 who is elected under such circumstances must be elected at a  
17 special election called by the board and conducted in the same  
18 manner as a regular election under Article 3 or 4, as  
19 applicable.

20 (Source: P.A. 96-429, eff. 8-13-09.)

21 (40 ILCS 5/1-113.18)

22 Sec. 1-113.18. Ethics training. All board members of a  
23 retirement system, pension fund, or investment board created  
24 under this Code must attend ethics training of at least 8 hours  
25 every 2 years ~~per year~~. The training required under this

1 Section shall include training on ethics, fiduciary duty, and  
2 investment issues and any other curriculum that the board of  
3 the retirement system, pension fund, or investment board  
4 establishes as being important for the administration of the  
5 retirement system, pension fund, or investment board. The  
6 Supreme Court of Illinois shall be responsible for ethics  
7 training and curriculum for judges designated by the Court to  
8 serve as members of a retirement system, pension fund, or  
9 investment board. Each board shall annually certify its  
10 members' compliance with this Section and submit an annual  
11 certification to the Division of Insurance of the Department of  
12 Financial and Professional Regulation. Judges shall annually  
13 certify compliance with the ethics training requirement and  
14 shall submit an annual certification to the Chief Justice of  
15 the Supreme Court of Illinois. Ethics training completed under  
16 this Section may be applied toward the continuing education  
17 requirement in subsection (b) of Section 1-109.3.

18 (Source: P.A. 96-6, eff. 4-3-09.)

19 Section 90. The State Mandates Act is amended by adding  
20 Section 8.35 as follows:

21 (30 ILCS 805/8.35 new)

22 Sec. 8.35. Exempt mandate. Notwithstanding Sections 6 and 8  
23 of this Act, no reimbursement by the State is required for the  
24 implementation of any mandate created by this amendatory Act of

1 the 97th General Assembly.

2           Section 99. Effective date. This Act takes effect upon  
3 becoming law.".