

**SB2485**



**97TH GENERAL ASSEMBLY**

**State of Illinois**

**2011 and 2012**

**SB2485**

Introduced 5/27/2011, by Sen. Tim Bivins

**SYNOPSIS AS INTRODUCED:**

40 ILCS 5/2-117

from Ch. 108 1/2, par. 2-117

Amends the General Assembly Article of the Illinois Pension Code. Allows members of the General Assembly to elect out of the General Assembly Retirement System within 48 months (rather than 24 months) after becoming a member. Effective July 1, 2012.

LRB097 12047 JDS 55804 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

**A BILL FOR**

1 AN ACT concerning public employee benefits.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Pension Code is amended by changing  
5 Section 2-117 as follows:

6 (40 ILCS 5/2-117) (from Ch. 108 1/2, par. 2-117)

7 Sec. 2-117. Participants - Election not to participate.

8 (a) Every person who was a member on November 1, 1947, or  
9 in military service on such date, is subject to the provisions  
10 of this system beginning upon such date, unless prior to such  
11 date he or she filed with the board a written notice of  
12 election not to participate.

13 Every person who becomes a member after November 1, 1947,  
14 and who is then not a participant becomes a participant  
15 beginning upon the date of becoming a member unless, within ~~24~~  
16 48 months from that date, he or she has filed with the board a  
17 written notice of election not to participate.

18 (b) A member who has filed notice of an election not to  
19 participate (and a former member who has not yet begun to  
20 receive a retirement annuity under this Article) may become a  
21 participant with respect to the period for which the member  
22 elected not to participate upon filing with the board, before  
23 April 1, 1993, a written rescission of the election not to

1 participate. Upon contributing an amount equal to the  
2 contributions he or she would have made as a participant from  
3 November 1, 1947, or the date of becoming a member, whichever  
4 is later, to the date of becoming a participant, with interest  
5 at the rate of 4% per annum until the contributions are paid,  
6 the participant shall receive credit for service as a member  
7 prior to the date of the rescission, both before and after  
8 November 1, 1947. The required contributions shall be made  
9 before commencement of the retirement annuity; otherwise no  
10 credit for service prior to the date of participation shall be  
11 granted.

12 (Source: P.A. 86-273; 87-1265.)

13 Section 99. Effective date. This Act takes effect July 1,  
14 2012.