



**101ST GENERAL ASSEMBLY**

**State of Illinois**

**2019 and 2020**

**HOUSE JOINT RESOLUTION**

**CONSTITUTIONAL AMENDMENT**

**HC0045**

Introduced , by Rep. Joe Sosnowski

**SYNOPSIS AS INTRODUCED:**

ILCON Art. XIII, Sec. 5

Proposes to amend the General Provisions Article of the Illinois Constitution. Removes a provision that specifies that membership in any pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof shall be an enforceable contractual relationship, the benefits of which shall not be diminished or impaired. Provides that a person who has not attained the age of 65 shall not be entitled to receive a retirement pension from a pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof. Provides that an automatic annual increase or cost of living adjustment to any pension granted by a pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof shall not exceed the lesser of 2% of the pension amount or the annual unadjusted percentage increase (but not less than zero) in the consumer price index for all urban consumers for the 12 months ending with the September preceding each November 1, including all previous adjustments. Provides that no pension granted by a pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof shall exceed an annual amount of \$110,000; except that this amount shall annually be increased by the lesser of 2% or the annual unadjusted percentage increase (but not less than zero) in the consumer price index for all urban consumers for the 12 months ending with the September preceding each November 1, including all previous adjustments. Effective upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

LRB101 20713 RPS 70385 e

1 HOUSE JOINT RESOLUTION  
 2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE  
 4 HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE  
 5 SENATE CONCURRING HEREIN, that there shall be submitted to the  
 6 electors of the State for adoption or rejection at the general  
 7 election next occurring at least 6 months after the adoption of  
 8 this resolution a proposition to amend Section 5 of Article  
 9 XIII of the Illinois Constitution as follows:

10 ARTICLE XIII  
 11 GENERAL PROVISIONS

12 (ILCON Art. XIII, Sec. 5)

13 SECTION 5. LIMITATION OF PENSION AND RETIREMENT RIGHTS

14 A person who has not attained the age of 65 shall not be  
 15 entitled to receive a retirement pension from a pension or  
 16 retirement system of the State, any unit of local government or  
 17 school district, or any agency or instrumentality thereof. An  
 18 automatic annual increase or cost of living adjustment to any  
 19 pension granted by a pension or retirement system of the State,  
 20 any unit of local government or school district, or any agency  
 21 or instrumentality thereof shall not exceed the lesser of 2% of  
 22 the pension amount or the annual unadjusted percentage increase  
 23 (but not less than zero) in the consumer price index for all

1 urban consumers for the 12 months ending with the September  
2 preceding each November 1, including all previous adjustments.  
3 No pension granted by a pension or retirement system of the  
4 State, any unit of local government or school district, or any  
5 agency or instrumentality thereof shall exceed an annual amount  
6 of \$110,000; except that this amount shall annually be  
7 increased by the lesser of 2% or the annual unadjusted  
8 percentage increase (but not less than zero) in the consumer  
9 price index for all urban consumers for the 12 months ending  
10 with the September preceding each November 1, including all  
11 previous adjustments. ~~Membership in any pension or retirement~~  
12 ~~system of the State, any unit of local government or school~~  
13 ~~district, or any agency or instrumentality thereof, shall be an~~  
14 ~~enforceable contractual relationship, the benefits of which~~  
15 ~~shall not be diminished or impaired.~~

16 (Source: Illinois Constitution.)

17 SCHEDULE

18 This Constitutional Amendment takes effect upon being  
19 declared adopted in accordance with Section 7 of the Illinois  
20 Constitutional Amendment Act.