

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
5 changing Section 3-110.10 and by adding Section 7-139.14 as
6 follows:

7 (40 ILCS 5/3-110.10)

8 Sec. 3-110.10. Transfer from Article 7. Until January 1,
9 2009, a person may transfer to a fund established under this
10 Article up to 8 years of creditable service accumulated under
11 Article 7 of this Code upon payment to the fund of an amount to
12 be determined by the board, equal to (i) the difference
13 between the amount of employee and employer contributions
14 transferred to the fund under Section 7-139.11 and the amounts
15 that would have been contributed had such contributions been
16 made at the rates applicable to an employee under this
17 Article, plus (ii) interest thereon at the actuarially assumed
18 rate, compounded annually, from the date of service to the
19 date of payment.

20 No later than 6 months after the effective date of this
21 amendatory Act of the 102nd General Assembly, a person may
22 transfer to a fund established under this Article creditable
23 service accumulated under Article 7 of this Code for service

1 as a sheriff's law enforcement employee, person employed by a
2 participating municipality to perform police duties, or law
3 enforcement officer employed on a full-time basis by a forest
4 preserve district upon payment to the fund of an amount to be
5 determined by the board, equal to (i) the difference between
6 the amount of employee and employer contributions transferred
7 to the fund under Section 7-139.14 and the amounts that would
8 have been contributed had such contributions been made at the
9 rates applicable to an employee under this Article, plus (ii)
10 interest thereon at the actuarially assumed rate, compounded
11 annually, from the date of service to the date of payment.

12 (Source: P.A. 95-530, eff. 8-28-07; 95-876, eff. 8-21-08;
13 95-1036, eff. 2-17-09.)

14 (40 ILCS 5/7-139.14 new)

15 Sec. 7-139.14. Transfer to Article 3 pension fund.

16 (a) Within 6 months after the effective date of this
17 amendatory Act of the 102nd General Assembly, an active member
18 of a pension fund established under Article 3 of this Code may
19 apply for transfer to that Article 3 pension fund of his or her
20 credits and creditable service accumulated in this Fund for
21 service as a sheriff's law enforcement employee, person
22 employed by a participating municipality to perform police
23 duties, or law enforcement officer employed on a full-time
24 basis by a forest preserve district. The creditable service
25 shall be transferred only upon payment by this Fund to such

1 Article 3 pension fund of an amount equal to:

2 (1) the amounts accumulated to the credit of the
3 applicant for the service to be transferred, including
4 interest; and

5 (2) an amount representing employer contributions,
6 equal to the total amount determined under item (1); and

7 (3) any interest paid by the applicant to reinstate
8 such service.

9 Participation in this Fund as to any credits transferred
10 under this Section shall terminate on the date of transfer.

11 (b) Notwithstanding any other provision of this Code, any
12 person applying to transfer service under this Section may
13 reinstate credits and creditable service terminated upon
14 receipt of a separation benefit by paying to the Fund the
15 amount of the separation benefit plus interest thereon at the
16 actuarially assumed rate of interest to the date of payment.
17 Such payment must be made within 90 days after notification by
18 the Fund of the cost of such reinstatement.

19 Section 90. The State Mandates Act is amended by adding
20 Section 8.45 as follows:

21 (30 ILCS 805/8.45 new)

22 Sec. 8.45. Exempt mandate. Notwithstanding Sections 6 and
23 8 of this Act, no reimbursement by the State is required for
24 the implementation of any mandate created by this amendatory

1 Act of the 102nd General Assembly.

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