

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 5-214 as follows:

6 (40 ILCS 5/5-214) (from Ch. 108 1/2, par. 5-214)

7 Sec. 5-214. Credit for other service. Any participant in
8 this fund (other than a member of the fire department of the
9 city) who has rendered service as a member of the police
10 department of the city for a period of 3 years or more is
11 entitled to credit for the various purposes of this Article
12 for service rendered prior to becoming a member or subsequent
13 thereto for the following periods:

14 (a) While on leave of absence from the police
15 department assigned or detailed to investigative,
16 protective, security or police work for the park district
17 of the city, the department of the Port of Chicago or the
18 sanitary district in which the city is located.

19 (b) As a temporary police officer in the city or while
20 serving in the office of the mayor or in the office of the
21 corporation counsel, as a member of the city council of
22 the city, as an employee of the Policemen's Annuity and
23 Benefit Fund created by this Article, as the head of an

1 organization whose membership consists of members of the
2 police department, the Public Vehicle License Commission
3 and the board of election commissioners of the city,
4 provided that, in each of these cases and for all periods
5 specified in this item (b), including those beginning
6 before the effective date of this amendatory Act of the
7 97th General Assembly, the police officer is on leave and
8 continues to remain in sworn status, subject to the
9 professional standards of the public employer or those
10 terms established in statute.

11 (c) While on leave of absence from the police
12 department of the city and assigned or detailed to
13 perform: (1) ~~performing~~ safety or investigative work as an
14 employee for the County of Cook, the State of Illinois, or
15 the federal government; or (2) ~~county in which such city~~
16 is ~~principally located or for the State of Illinois or for~~
17 the federal government, on leave of absence from the
18 department of police, or while performing investigative
19 work for the department while employed as a civilian
20 employee of the police department of the city.
21 Notwithstanding any other provision of law, the board may
22 ~~shall~~ reconsider an application for credit for service for
23 any active policeman assigned or detailed to perform
24 safety or investigative work as an employee for the County
25 of Cook, if such application ~~under this item (c) that~~ was
26 submitted after January 1, 1992 and before April 1, 2008

1 and was denied and the application for reconsideration is
2 made by December 21, 2022.

3 The changes made to this item (c) by this amendatory
4 Act of the 102nd General Assembly requiring an applicant
5 to have been on a leave of absence from the police
6 department of the city in order to obtain the requested
7 service credit while assigned or detailed to perform
8 safety or investigative work as an employee for the County
9 of Cook or assigned or detailed to perform investigative
10 work for the department while employed as a civilian
11 employee of the police department of the city are
12 operative beginning January 1, 2023.

13 In this item (c), "investigative work" requires a
14 systematic inquiry into the obtainment and examination of
15 facts and evidence and does not include the simple
16 gathering of information.

17 (d) While on leave of absence from the police
18 department of the city and serving as the chief of police
19 of a police department outside the city.

20 No credit shall be granted in this fund, however, for this
21 service if (1) the policeman has credit therefor in any other
22 annuity and benefit fund, ~~7~~ or (2) the policeman has not, within
23 5 years after the date his application has been approved, but
24 prior to his date of retirement, contributed unless he
25 ~~contributes~~ to this fund the amount he would have contributed
26 with interest had he remained an active member of the police

1 department in the position he occupied as a result of a civil
2 service competitive examination, certification and appointment
3 by the Civil Service Board; or in the case of a city operating
4 under the provisions of a personnel ordinance the position he
5 occupied as a result of a personnel ordinance competitive
6 examination certification and appointment under the authority
7 of a Municipal Personnel ordinance.

8 Concurrently with such contributions, the city shall
9 contribute the amounts provided by this Article. No credit
10 shall be allowed for any period of time for which
11 contributions by the policeman have not been paid. It is the
12 sole responsibility of the policeman to ensure that all sums
13 contributed by the policeman have been received by the fund
14 for the service credit for which the policeman has applied.

15 The period of service rendered by such policeman prior to the
16 date he became a member of the police department of the city or
17 while detailed, assigned or on leave of absence and employed
18 in any of the departments set forth hereinabove in this
19 Section for which such policeman has contributed to this fund
20 shall be credited to him as service for all the purposes of
21 this Article, except that he shall not have any of the rights
22 conferred by the provisions of Sections 5-127 and 5-162 of
23 this Article.

24 The changes in this Section made by Public Act 86-273
25 shall apply to members of the fund who have not begun receiving
26 a pension under this Article on August 23, 1989, without

1 regard to whether employment is terminated before that date.

2 (Source: P.A. 100-1173, eff. 6-1-19.)

3 Section 90. The State Mandates Act is amended by adding
4 Section 8.45 as follows:

5 (30 ILCS 805/8.45 new)

6 Sec. 8.45. Exempt mandate. Notwithstanding Sections 6 and
7 8 of this Act, no reimbursement by the State is required for
8 the implementation of any mandate created by this amendatory
9 Act of the 102nd General Assembly.

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.