

# SB2094



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB2094

Introduced 2/26/2021, by Sen. Robert F. Martwick

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/9-179.1  
30 ILCS 805/8.45 new

from Ch. 108 1/2, par. 9-179.1

Amends the Illinois Pension Code. In the Cook County Article, deletes a restrictive date in a provision concerning establishing credit for military service. Amends the State Mandates Act to require implementation without reimbursement.

LRB102 15814 RPS 21182 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

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  
5 changing Section 9-179.1 as follows:

6 (40 ILCS 5/9-179.1) (from Ch. 108 1/2, par. 9-179.1)

7 Sec. 9-179.1. Military service. A contributing employee ~~as~~  
8 ~~of January 1, 1993~~ with at least 25 years of service credit may  
9 apply for creditable service for up to 2 years of military  
10 service whether or not the military service followed service  
11 as a county employee. The military service need not have been  
12 served in wartime, but the employee must not have been  
13 dishonorably discharged. To establish this creditable service  
14 the applicant must pay to the Fund, while in the service of the  
15 county, an amount determined by the Fund to represent the  
16 employee contributions for the creditable service established,  
17 based on the employee's rate of compensation on his or her last  
18 day as a contributor before the military service, or on his or  
19 her first day as a contributor after the military service,  
20 whichever is greater, plus interest at the effective rate from  
21 the date of discharge to the date of payment. If a person who  
22 has established any credit under this Section applies for or  
23 receives any early retirement incentive under Section 9-134.2,

1 the credit under this Section shall be forfeited and the  
2 amount paid to the Fund under this Section shall be refunded.

3 (Source: P.A. 87-1265.)

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

6 (30 ILCS 805/8.45 new)

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