



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 02/04/04, by Kevin A. McCarthy

SYNOPSIS AS INTRODUCED:

40 ILCS 5/15-113.4

from Ch. 108 1/2, par. 15-113.4

Amends the State Universities Article of the Illinois Pension Code. Provides that an employee may establish credit for up to 2 years (now one year) of unused sick leave. Effective immediately.

LRB093 18406 LRD 44114 b

FISCAL NOTE ACT
MAY APPLY

PENSION IMPACT
NOTE ACT MAY
APPLY

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 15-113.4 as follows:

6 (40 ILCS 5/15-113.4) (from Ch. 108 1/2, par. 15-113.4)

7 Sec. 15-113.4. Service for unused sick leave. "Service for
8 unused sick leave": A participant who is an employee under this
9 System or one of the other systems subject to Article 20 of
10 this Code within 60 days immediately preceding the date on
11 which his or her retirement annuity begins, is entitled to
12 credit for service for that portion of unused sick leave earned
13 in the course of employment with an employer and credited on
14 the date of termination of employment by an employer for which
15 payment is not received, in accordance with the following
16 schedule: ~~30 through 90 full calendar days and~~ 20 through 59
17 full work days of unused sick leave, 1/4 of a year of service;
18 ~~91 through 180 full calendar days and~~ 60 through 119 full work
19 days, 1/2 of a year of service; ~~181 through 270 full calendar~~
20 ~~days and~~ 120 through 179 full work days, 3/4 of a year of
21 service; ~~271 through 360 full calendar days and~~ 180 through 259
22 ~~240~~ full work days, one year of service; 260 through 299 full
23 work days, 1.25 years of service; 300 through 359 full work
24 days, 1.5 years of service; 360 through 419 full work days,
25 1.75 years of service; 420 or more full work days, 2 years of
26 service. Only uncompensated, unused sick leave earned in
27 accordance with an employer's sick leave accrual policy
28 generally applicable to employees or a class of employees shall
29 be taken into account in calculating service credit under this
30 Section. Any uncompensated, unused sick leave granted by an
31 employer to facilitate the hiring, retirement, termination, or
32 other special circumstances of an employee shall not be taken

1 into account in calculating service credit under this Section.
2 If a participant transfers from one employer to another, the
3 unused sick leave credited by the previous employer shall be
4 considered in determining service to be credited under this
5 Section, even if the participant terminated service prior to
6 the effective date of P.A. 86-272 (August 23, 1989); if
7 necessary, the retirement annuity shall be recalculated to
8 reflect such sick leave credit. Each employer shall certify to
9 the board the number of days of unused sick leave accrued to
10 the participant's credit on the date that the participant's
11 status as an employee terminated. This period of unused sick
12 leave shall not be considered in determining the date the
13 retirement annuity begins.

14 (Source: P.A. 90-65, eff. 7-7-97; 90-511, eff. 8-22-97.)

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.