



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5243

Introduced 2/8/2012, by Rep. Jil Tracy

SYNOPSIS AS INTRODUCED:

40 ILCS 5/16-118

from Ch. 108 1/2, par. 16-118

Amends the Downstate Teachers Article of the Illinois Pension Code. Provides that an annuitant receiving a retirement annuity other than a disability retirement annuity may, without impairing his or her retirement status, accept employment as a teacher for up to 120 paid days or 600 paid hours in a school year. Effective immediately.

LRB097 19305 EFG 64554 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 16-118 as follows:

6 (40 ILCS 5/16-118) (from Ch. 108 1/2, par. 16-118)

7 Sec. 16-118. Retirement. "Retirement": Entry upon a
8 retirement annuity or receipt of a single-sum retirement
9 benefit granted under this Article after termination of active
10 service as a teacher.

11 (a) An annuitant receiving a retirement annuity other than
12 a disability retirement annuity may accept employment as a
13 teacher from a school board or other employer specified in
14 Section 16-106 without impairing retirement status, if that
15 employment: (1) is not within the school year during which
16 service was terminated; and (2) does not exceed ~~100 paid days~~
17 ~~or 500 paid hours in any school year (during the period~~
18 ~~beginning July 1, 2001 through June 30, 2011,~~ 120 paid days or
19 600 paid hours in a ~~each~~ school year). Where such permitted
20 employment is partly on a daily and partly on an hourly basis,
21 a day shall be considered as 5 hours.

22 (b) Subsection (a) does not apply to an annuitant who
23 returns to teaching under the program established in Section

1 16-150.1, for the duration of his or her participation in that
2 program.

3 (Source: P.A. 93-320, eff. 7-23-03; 94-914, eff. 6-23-06.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.