



Sen. Chapin Rose

Filed: 5/1/2014

09800SB2005sam001

LRB098 06509 EFG 58892 a

1 AMENDMENT TO SENATE BILL 2005

2 AMENDMENT NO. _____. Amend Senate Bill 2005 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by
5 changing Section 15-136 as follows:

6 (40 ILCS 5/15-136) (from Ch. 108 1/2, par. 15-136)

7 (Text of Section before amendment by P.A. 98-599)

8 Sec. 15-136. Retirement annuities - Amount. The provisions
9 of this Section 15-136 apply only to those participants who are
10 participating in the traditional benefit package or the
11 portable benefit package and do not apply to participants who
12 are participating in the self-managed plan.

13 (a) The amount of a participant's retirement annuity,
14 expressed in the form of a single-life annuity, shall be
15 determined by whichever of the following rules is applicable
16 and provides the largest annuity:

1 Rule 1: The retirement annuity shall be 1.67% of final rate
2 of earnings for each of the first 10 years of service, 1.90%
3 for each of the next 10 years of service, 2.10% for each year
4 of service in excess of 20 but not exceeding 30, and 2.30% for
5 each year in excess of 30; or for persons who retire on or
6 after January 1, 1998, 2.2% of the final rate of earnings for
7 each year of service.

8 Rule 2: The retirement annuity shall be the sum of the
9 following, determined from amounts credited to the participant
10 in accordance with the actuarial tables and the effective rate
11 of interest in effect at the time the retirement annuity
12 begins:

13 (i) the normal annuity which can be provided on an
14 actuarially equivalent basis, by the accumulated normal
15 contributions as of the date the annuity begins;

16 (ii) an annuity from employer contributions of an
17 amount equal to that which can be provided on an
18 actuarially equivalent basis from the accumulated normal
19 contributions made by the participant under Section
20 15-113.6 and Section 15-113.7 plus 1.4 times all other
21 accumulated normal contributions made by the participant;
22 and

23 (iii) the annuity that can be provided on an
24 actuarially equivalent basis from the entire contribution
25 made by the participant under Section 15-113.3.

26 With respect to a police officer or firefighter who retires

1 on or after August 14, 1998, the accumulated normal
2 contributions taken into account under clauses (i) and (ii) of
3 this Rule 2 shall include the additional normal contributions
4 made by the police officer or firefighter under Section
5 15-157(a).

6 The amount of a retirement annuity calculated under this
7 Rule 2 shall be computed solely on the basis of the
8 participant's accumulated normal contributions, as specified
9 in this Rule and defined in Section 15-116. Neither an employee
10 or employer contribution for early retirement under Section
11 15-136.2 nor any other employer contribution shall be used in
12 the calculation of the amount of a retirement annuity under
13 this Rule 2.

14 This amendatory Act of the 91st General Assembly is a
15 clarification of existing law and applies to every participant
16 and annuitant without regard to whether status as an employee
17 terminates before the effective date of this amendatory Act.

18 This Rule 2 does not apply to a person who first becomes an
19 employee under this Article on or after July 1, 2005.

20 Rule 3: The retirement annuity of a participant who is
21 employed at least one-half time during the period on which his
22 or her final rate of earnings is based, shall be equal to the
23 participant's years of service not to exceed 30, multiplied by
24 (1) \$96 if the participant's final rate of earnings is less
25 than \$3,500, (2) \$108 if the final rate of earnings is at least
26 \$3,500 but less than \$4,500, (3) \$120 if the final rate of

1 earnings is at least \$4,500 but less than \$5,500, (4) \$132 if
2 the final rate of earnings is at least \$5,500 but less than
3 \$6,500, (5) \$144 if the final rate of earnings is at least
4 \$6,500 but less than \$7,500, (6) \$156 if the final rate of
5 earnings is at least \$7,500 but less than \$8,500, (7) \$168 if
6 the final rate of earnings is at least \$8,500 but less than
7 \$9,500, and (8) \$180 if the final rate of earnings is \$9,500 or
8 more, except that the annuity for those persons having made an
9 election under Section 15-154(a-1) shall be calculated and
10 payable under the portable retirement benefit program pursuant
11 to the provisions of Section 15-136.4.

12 Rule 4: A participant who is at least age 50 and has 25 or
13 more years of service as a police officer or firefighter, and a
14 participant who is age 55 or over and has at least 20 but less
15 than 25 years of service as a police officer or firefighter,
16 shall be entitled to a retirement annuity of 2 1/4% of the
17 final rate of earnings for each of the first 10 years of
18 service as a police officer or firefighter, 2 1/2% for each of
19 the next 10 years of service as a police officer or
20 firefighter, and 2 3/4% for each year of service as a police
21 officer or firefighter in excess of 20. The retirement annuity
22 for all other service shall be computed under Rule 1. A Tier 2
23 member is eligible for a retirement annuity calculated under
24 Rule 4 only if that Tier 2 member meets the service
25 requirements for that benefit calculation as prescribed under
26 this Rule 4 in addition to the applicable age requirement under

1 subsection (a-5) of Section 15-135.

2 For purposes of this Rule 4, a participant's service as a
3 firefighter shall also include the following:

4 (i) service that is performed while the person is an
5 employee under subsection (h) of Section 15-107; and

6 (ii) in the case of an individual who was a
7 participating employee employed in the fire department of
8 the University of Illinois's Champaign-Urbana campus
9 immediately prior to the elimination of that fire
10 department and who immediately after the elimination of
11 that fire department transferred to another job with the
12 University of Illinois, service performed as an employee of
13 the University of Illinois in a position other than police
14 officer or firefighter, from the date of that transfer
15 until the employee's next termination of service with the
16 University of Illinois.

17 (b) For a Tier 1 member, the retirement annuity provided
18 under Rules 1 and 3 above shall be reduced by 1/2 of 1% for each
19 month the participant is under age 60 at the time of
20 retirement. However, this reduction shall not apply in the
21 following cases:

22 (1) For a disabled participant whose disability
23 benefits have been discontinued because he or she has
24 exhausted eligibility for disability benefits under clause
25 (6) of Section 15-152;

26 (2) For a participant who has at least the number of

1 years of service required to retire at any age under
2 subsection (a) of Section 15-135; or

3 (3) For that portion of a retirement annuity which has
4 been provided on account of service of the participant
5 during periods when he or she performed the duties of a
6 police officer or firefighter, if these duties were
7 performed for at least 5 years immediately preceding the
8 date the retirement annuity is to begin.

9 (b-5) The retirement annuity of a Tier 2 member who is
10 retiring after attaining age 62 with at least 10 years of
11 service credit shall be reduced by 1/2 of 1% for each full
12 month that the member's age is under age 67.

13 (c) The maximum retirement annuity provided under Rules 1,
14 2, 4, and 5 shall be the lesser of (1) the annual limit of
15 benefits as specified in Section 415 of the Internal Revenue
16 Code of 1986, as such Section may be amended from time to time
17 and as such benefit limits shall be adjusted by the
18 Commissioner of Internal Revenue, and (2) 80% of final rate of
19 earnings.

20 (d) A Tier 1 member whose status as an employee terminates
21 after August 14, 1969 shall receive automatic increases in his
22 or her retirement annuity as follows:

23 Effective January 1 immediately following the date the
24 retirement annuity begins, the annuitant shall receive an
25 increase in his or her monthly retirement annuity of 0.125% of
26 the monthly retirement annuity provided under Rule 1, Rule 2,

1 Rule 3, or Rule 4 contained in this Section, multiplied by the
2 number of full months which elapsed from the date the
3 retirement annuity payments began to January 1, 1972, plus
4 0.1667% of such annuity, multiplied by the number of full
5 months which elapsed from January 1, 1972, or the date the
6 retirement annuity payments began, whichever is later, to
7 January 1, 1978, plus 0.25% of such annuity multiplied by the
8 number of full months which elapsed from January 1, 1978, or
9 the date the retirement annuity payments began, whichever is
10 later, to the effective date of the increase.

11 The annuitant shall receive an increase in his or her
12 monthly retirement annuity on each January 1 thereafter during
13 the annuitant's life of 3% of the monthly annuity provided
14 under Rule 1, Rule 2, Rule 3, or Rule 4 contained in this
15 Section. The change made under this subsection by P.A. 81-970
16 is effective January 1, 1980 and applies to each annuitant
17 whose status as an employee terminates before or after that
18 date.

19 Beginning January 1, 1990, all automatic annual increases
20 payable under this Section shall be calculated as a percentage
21 of the total annuity payable at the time of the increase,
22 including all increases previously granted under this Article.

23 The change made in this subsection by P.A. 85-1008 is
24 effective January 26, 1988, and is applicable without regard to
25 whether status as an employee terminated before that date.

26 (d-5) A retirement annuity of a Tier 2 member shall receive

1 annual increases on the January 1 occurring either on or after
2 the attainment of age 67 or the first anniversary of the
3 annuity start date, whichever is later. Each annual increase
4 shall be calculated at 3% or one half the annual unadjusted
5 percentage increase (but not less than zero) in the consumer
6 price index-u for the 12 months ending with the September
7 preceding each November 1, whichever is less, of the originally
8 granted retirement annuity. If the annual unadjusted
9 percentage change in the consumer price index-u for the 12
10 months ending with the September preceding each November 1 is
11 zero or there is a decrease, then the annuity shall not be
12 increased.

13 (e) If, on January 1, 1987, or the date the retirement
14 annuity payment period begins, whichever is later, the sum of
15 the retirement annuity provided under Rule 1 or Rule 2 of this
16 Section and the automatic annual increases provided under the
17 preceding subsection or Section 15-136.1, amounts to less than
18 the retirement annuity which would be provided by Rule 3, the
19 retirement annuity shall be increased as of January 1, 1987, or
20 the date the retirement annuity payment period begins,
21 whichever is later, to the amount which would be provided by
22 Rule 3 of this Section. Such increased amount shall be
23 considered as the retirement annuity in determining benefits
24 provided under other Sections of this Article. This paragraph
25 applies without regard to whether status as an employee
26 terminated before the effective date of this amendatory Act of

1 1987, provided that the annuitant was employed at least
2 one-half time during the period on which the final rate of
3 earnings was based.

4 (f) A participant is entitled to such additional annuity as
5 may be provided on an actuarially equivalent basis, by any
6 accumulated additional contributions to his or her credit.
7 However, the additional contributions made by the participant
8 toward the automatic increases in annuity provided under this
9 Section shall not be taken into account in determining the
10 amount of such additional annuity.

11 (g) If, (1) by law, a function of a governmental unit, as
12 defined by Section 20-107 of this Code, is transferred in whole
13 or in part to an employer, and (2) a participant transfers
14 employment from such governmental unit to such employer within
15 6 months after the transfer of the function, and (3) the sum of
16 (A) the annuity payable to the participant under Rule 1, 2, or
17 3 of this Section (B) all proportional annuities payable to the
18 participant by all other retirement systems covered by Article
19 20, and (C) the initial primary insurance amount to which the
20 participant is entitled under the Social Security Act, is less
21 than the retirement annuity which would have been payable if
22 all of the participant's pension credits validated under
23 Section 20-109 had been validated under this system, a
24 supplemental annuity equal to the difference in such amounts
25 shall be payable to the participant.

26 (h) On January 1, 1981, an annuitant who was receiving a

1 retirement annuity on or before January 1, 1971 shall have his
2 or her retirement annuity then being paid increased \$1 per
3 month for each year of creditable service. On January 1, 1982,
4 an annuitant whose retirement annuity began on or before
5 January 1, 1977, shall have his or her retirement annuity then
6 being paid increased \$1 per month for each year of creditable
7 service.

8 (i) On January 1, 1987, any annuitant whose retirement
9 annuity began on or before January 1, 1977, shall have the
10 monthly retirement annuity increased by an amount equal to 8¢
11 per year of creditable service times the number of years that
12 have elapsed since the annuity began.

13 (Source: P.A. 97-933, eff. 8-10-12; 97-968, eff. 8-16-12;
14 98-92, eff. 7-16-13.)

15 (Text of Section after amendment by P.A. 98-599)

16 Sec. 15-136. Retirement annuities - Amount. The provisions
17 of this Section 15-136 apply only to those participants who are
18 participating in the traditional benefit package or the
19 portable benefit package and do not apply to participants who
20 are participating in the self-managed plan.

21 (a) The amount of a participant's retirement annuity,
22 expressed in the form of a single-life annuity, shall be
23 determined by whichever of the following rules is applicable
24 and provides the largest annuity:

25 Rule 1: The retirement annuity shall be 1.67% of final rate

1 of earnings for each of the first 10 years of service, 1.90%
2 for each of the next 10 years of service, 2.10% for each year
3 of service in excess of 20 but not exceeding 30, and 2.30% for
4 each year in excess of 30; or for persons who retire on or
5 after January 1, 1998, 2.2% of the final rate of earnings for
6 each year of service.

7 Rule 2: The retirement annuity shall be the sum of the
8 following, determined from amounts credited to the participant
9 in accordance with the actuarial tables and the effective rate
10 of interest in effect at the time the retirement annuity
11 begins:

12 (i) the normal annuity which can be provided on an
13 actuarially equivalent basis (using the effective rate of
14 interest in effect at the time of retirement for
15 retirements occurring on or after July 1, 2014), by the
16 accumulated normal contributions as of the date the annuity
17 begins;

18 (ii) an annuity from employer contributions of an
19 amount equal to that which can be provided on an
20 actuarially equivalent basis (using the effective rate of
21 interest in effect at the time of retirement for
22 retirements occurring on or after July 1, 2014) from the
23 accumulated normal contributions made by the participant
24 under Section 15-113.6 and Section 15-113.7 plus 1.4 times
25 all other accumulated normal contributions made by the
26 participant; and

1 (iii) the annuity that can be provided on an
2 actuarially equivalent basis (using the effective rate of
3 interest in effect at the time of retirement for
4 retirements occurring on or after July 1, 2014) from the
5 entire contribution made by the participant under Section
6 15-113.3.

7 Notwithstanding any other provision of this Rule 2, a
8 participant's retirement annuity calculated under this Rule 2
9 shall not be less than the retirement annuity that participant
10 would have received under this Rule 2 had he or she retired on
11 June 30, 2014 ~~during the fiscal year preceding the effective~~
12 ~~date of this amendatory Act of the 98th General Assembly.~~

13 With respect to a police officer or firefighter who retires
14 on or after August 14, 1998, the accumulated normal
15 contributions taken into account under clauses (i) and (ii) of
16 this Rule 2 shall include the additional normal contributions
17 made by the police officer or firefighter under Section
18 15-157(a).

19 The amount of a retirement annuity calculated under this
20 Rule 2 shall be computed solely on the basis of the
21 participant's accumulated normal contributions, as specified
22 in this Rule and defined in Section 15-116. Neither an employee
23 or employer contribution for early retirement under Section
24 15-136.2 nor any other employer contribution shall be used in
25 the calculation of the amount of a retirement annuity under
26 this Rule 2.

1 This amendatory Act of the 91st General Assembly is a
2 clarification of existing law and applies to every participant
3 and annuitant without regard to whether status as an employee
4 terminates before the effective date of this amendatory Act.

5 This Rule 2 does not apply to a person who first becomes an
6 employee under this Article on or after July 1, 2005.

7 Rule 3: The retirement annuity of a participant who is
8 employed at least one-half time during the period on which his
9 or her final rate of earnings is based, shall be equal to the
10 participant's years of service not to exceed 30, multiplied by
11 (1) \$96 if the participant's final rate of earnings is less
12 than \$3,500, (2) \$108 if the final rate of earnings is at least
13 \$3,500 but less than \$4,500, (3) \$120 if the final rate of
14 earnings is at least \$4,500 but less than \$5,500, (4) \$132 if
15 the final rate of earnings is at least \$5,500 but less than
16 \$6,500, (5) \$144 if the final rate of earnings is at least
17 \$6,500 but less than \$7,500, (6) \$156 if the final rate of
18 earnings is at least \$7,500 but less than \$8,500, (7) \$168 if
19 the final rate of earnings is at least \$8,500 but less than
20 \$9,500, and (8) \$180 if the final rate of earnings is \$9,500 or
21 more, except that the annuity for those persons having made an
22 election under Section 15-154(a-1) shall be calculated and
23 payable under the portable retirement benefit program pursuant
24 to the provisions of Section 15-136.4.

25 Rule 4: A participant who is at least age 50 and has 25 or
26 more years of service as a police officer or firefighter, and a

1 participant who is age 55 or over and has at least 20 but less
2 than 25 years of service as a police officer or firefighter,
3 shall be entitled to a retirement annuity of 2 1/4% of the
4 final rate of earnings for each of the first 10 years of
5 service as a police officer or firefighter, 2 1/2% for each of
6 the next 10 years of service as a police officer or
7 firefighter, and 2 3/4% for each year of service as a police
8 officer or firefighter in excess of 20. The retirement annuity
9 for all other service shall be computed under Rule 1. A Tier 2
10 member is eligible for a retirement annuity calculated under
11 Rule 4 only if that Tier 2 member meets the service
12 requirements for that benefit calculation as prescribed under
13 this Rule 4 in addition to the applicable age requirement under
14 subsection (a-5) of Section 15-135.

15 For purposes of this Rule 4, a participant's service as a
16 firefighter shall also include the following:

17 (i) service that is performed while the person is an
18 employee under subsection (h) of Section 15-107; and

19 (ii) in the case of an individual who was a
20 participating employee employed in the fire department of
21 the University of Illinois's Champaign-Urbana campus
22 immediately prior to the elimination of that fire
23 department and who immediately after the elimination of
24 that fire department transferred to another job with the
25 University of Illinois, service performed as an employee of
26 the University of Illinois in a position other than police

1 officer or firefighter, from the date of that transfer
2 until the employee's next termination of service with the
3 University of Illinois.

4 (b) For a Tier 1 member, the retirement annuity provided
5 under Rules 1 and 3 above shall be reduced by 1/2 of 1% for each
6 month the participant is under age 60 at the time of
7 retirement. However, this reduction shall not apply in the
8 following cases:

9 (1) For a disabled participant whose disability
10 benefits have been discontinued because he or she has
11 exhausted eligibility for disability benefits under clause
12 (6) of Section 15-152;

13 (2) For a participant who has at least the number of
14 years of service required to retire at any age under
15 subsection (a) of Section 15-135; or

16 (3) For that portion of a retirement annuity which has
17 been provided on account of service of the participant
18 during periods when he or she performed the duties of a
19 police officer or firefighter, if these duties were
20 performed for at least 5 years immediately preceding the
21 date the retirement annuity is to begin.

22 (b-5) The retirement annuity of a Tier 2 member who is
23 retiring after attaining age 62 with at least 10 years of
24 service credit shall be reduced by 1/2 of 1% for each full
25 month that the member's age is under age 67.

26 (c) The maximum retirement annuity provided under Rules 1,

1 2, 4, and 5 shall be the lesser of (1) the annual limit of
2 benefits as specified in Section 415 of the Internal Revenue
3 Code of 1986, as such Section may be amended from time to time
4 and as such benefit limits shall be adjusted by the
5 Commissioner of Internal Revenue, and (2) 80% of final rate of
6 earnings.

7 (d) This subsection (d) is subject to subsections (d-1) and
8 (d-2). A Tier 1 member whose status as an employee terminates
9 after August 14, 1969 shall receive automatic increases in his
10 or her retirement annuity as follows:

11 Effective January 1 immediately following the date the
12 retirement annuity begins, the annuitant shall receive an
13 increase in his or her monthly retirement annuity of 0.125% of
14 the monthly retirement annuity provided under Rule 1, Rule 2,
15 Rule 3, or Rule 4 contained in this Section, multiplied by the
16 number of full months which elapsed from the date the
17 retirement annuity payments began to January 1, 1972, plus
18 0.1667% of such annuity, multiplied by the number of full
19 months which elapsed from January 1, 1972, or the date the
20 retirement annuity payments began, whichever is later, to
21 January 1, 1978, plus 0.25% of such annuity multiplied by the
22 number of full months which elapsed from January 1, 1978, or
23 the date the retirement annuity payments began, whichever is
24 later, to the effective date of the increase.

25 The annuitant shall receive an increase in his or her
26 monthly retirement annuity on each January 1 thereafter during

1 the annuitant's life of 3% of the monthly annuity provided
2 under Rule 1, Rule 2, Rule 3, or Rule 4 contained in this
3 Section. The change made under this subsection by P.A. 81-970
4 is effective January 1, 1980 and applies to each annuitant
5 whose status as an employee terminates before or after that
6 date.

7 Beginning January 1, 1990, all automatic annual increases
8 payable under this Section shall be calculated as a percentage
9 of the total annuity payable at the time of the increase,
10 including all increases previously granted under this Article.

11 The change made in this subsection by P.A. 85-1008 is
12 effective January 26, 1988, and is applicable without regard to
13 whether status as an employee terminated before that date.

14 (d-1) Notwithstanding subsection (d), but subject to the
15 provisions of subsection (d-2), all automatic increases
16 payable under subsection (d) on or after the effective date of
17 this amendatory Act of the 98th General Assembly shall be
18 calculated as 3% of the lesser of (1) the total annuity payable
19 at the time of the increase, including previous increases
20 granted, or (2) \$1,000 multiplied by the number of years of
21 creditable service upon which the annuity is based; however, in
22 the case of an initial increase subject to this subsection, the
23 amount of that increase shall be prorated if less than one year
24 has elapsed since retirement.

25 Beginning January 1, 2016, the \$1,000 referred to in item
26 (2) of this subsection (d-1) shall be increased on each January

1 1 by the annual unadjusted percentage increase (but not less
2 than zero) in the consumer price index-u for the 12 months
3 ending with the preceding September; these adjustments shall be
4 cumulative and compounded. For the purposes of this subsection
5 (d-1), "consumer price index-u" means the index published by
6 the Bureau of Labor Statistics of the United States Department
7 of Labor that measures the average change in prices of goods
8 and services purchased by all urban consumers, United States
9 city average, all items, 1982-84 = 100. The new dollar amount
10 resulting from each annual adjustment shall be determined by
11 the Public Pension Division of the Department of Insurance and
12 made available to the System by November 1 of each year.

13 This subsection (d-1) is applicable without regard to
14 whether the person is in service on or after the effective date
15 of this amendatory Act of the 98th General Assembly.

16 (d-2) Notwithstanding subsections (d) and (d-1), for an
17 active or inactive Tier 1 member who has not begun to receive a
18 retirement annuity under this Article before July 1, 2014:

19 (1) the automatic annual increase payable under
20 subsection (d) the second January following the date the
21 retirement annuity begins shall be equal to 0% of the total
22 annuity payable at the time of the increase, if he or she
23 is at least age 50 on the effective date of this amendatory
24 Act;

25 (2) the automatic annual increase payable under
26 subsection (d) the second, fourth, and sixth January

1 following the date the retirement annuity begins shall be
2 equal to 0% of the total annuity payable at the time of the
3 increase, if he or she is at least age 47 but less than age
4 50 on the effective date of this amendatory Act;

5 (3) the automatic annual increase payable under
6 subsection (d) the second, fourth, sixth, and eighth
7 January following the date the retirement annuity begins
8 shall be equal to 0% of the total annuity payable at the
9 time of the increase, if he or she is at least age 44 but
10 less than age 47 on the effective date of this amendatory
11 Act;

12 (4) the automatic annual increase payable under
13 subsection (d) the second, fourth, sixth, eighth, and tenth
14 January following the date the retirement annuity begins
15 shall be equal to 0% of the total annuity payable at the
16 time of the increase, if he or she is less than age 44 on
17 the effective date of this amendatory Act.

18 (d-5) A retirement annuity of a Tier 2 member shall receive
19 annual increases on the January 1 occurring either on or after
20 the attainment of age 67 or the first anniversary of the
21 annuity start date, whichever is later. Each annual increase
22 shall be calculated at 3% or one half the annual unadjusted
23 percentage increase (but not less than zero) in the consumer
24 price index-u for the 12 months ending with the September
25 preceding each November 1, whichever is less, of the originally
26 granted retirement annuity. If the annual unadjusted

1 percentage change in the consumer price index-u for the 12
2 months ending with the September preceding each November 1 is
3 zero or there is a decrease, then the annuity shall not be
4 increased.

5 (e) If, on January 1, 1987, or the date the retirement
6 annuity payment period begins, whichever is later, the sum of
7 the retirement annuity provided under Rule 1 or Rule 2 of this
8 Section and the automatic annual increases provided under the
9 preceding subsection or Section 15-136.1, amounts to less than
10 the retirement annuity which would be provided by Rule 3, the
11 retirement annuity shall be increased as of January 1, 1987, or
12 the date the retirement annuity payment period begins,
13 whichever is later, to the amount which would be provided by
14 Rule 3 of this Section. Such increased amount shall be
15 considered as the retirement annuity in determining benefits
16 provided under other Sections of this Article. This paragraph
17 applies without regard to whether status as an employee
18 terminated before the effective date of this amendatory Act of
19 1987, provided that the annuitant was employed at least
20 one-half time during the period on which the final rate of
21 earnings was based.

22 (f) A participant is entitled to such additional annuity as
23 may be provided on an actuarially equivalent basis, by any
24 accumulated additional contributions to his or her credit.
25 However, the additional contributions made by the participant
26 toward the automatic increases in annuity provided under this

1 Section shall not be taken into account in determining the
2 amount of such additional annuity.

3 (g) If, (1) by law, a function of a governmental unit, as
4 defined by Section 20-107 of this Code, is transferred in whole
5 or in part to an employer, and (2) a participant transfers
6 employment from such governmental unit to such employer within
7 6 months after the transfer of the function, and (3) the sum of
8 (A) the annuity payable to the participant under Rule 1, 2, or
9 3 of this Section (B) all proportional annuities payable to the
10 participant by all other retirement systems covered by Article
11 20, and (C) the initial primary insurance amount to which the
12 participant is entitled under the Social Security Act, is less
13 than the retirement annuity which would have been payable if
14 all of the participant's pension credits validated under
15 Section 20-109 had been validated under this system, a
16 supplemental annuity equal to the difference in such amounts
17 shall be payable to the participant.

18 (h) On January 1, 1981, an annuitant who was receiving a
19 retirement annuity on or before January 1, 1971 shall have his
20 or her retirement annuity then being paid increased \$1 per
21 month for each year of creditable service. On January 1, 1982,
22 an annuitant whose retirement annuity began on or before
23 January 1, 1977, shall have his or her retirement annuity then
24 being paid increased \$1 per month for each year of creditable
25 service.

26 (i) On January 1, 1987, any annuitant whose retirement

1 annuity began on or before January 1, 1977, shall have the
2 monthly retirement annuity increased by an amount equal to 8¢
3 per year of creditable service times the number of years that
4 have elapsed since the annuity began.

5 (j) For participants to whom subsection (a-3) of Section
6 15-135 applies, the references to age 50, 55, and 62 in this
7 Section are increased as provided in subsection (a-3) of
8 Section 15-135.

9 (Source: P.A. 97-933, eff. 8-10-12; 97-968, eff. 8-16-12;
10 98-92, eff. 7-16-13; 98-599, eff. 6-1-14.)

11 Section 95. No acceleration or delay. Where this Act makes
12 changes in a statute that is represented in this Act by text
13 that is not yet or no longer in effect (for example, a Section
14 represented by multiple versions), the use of that text does
15 not accelerate or delay the taking effect of (i) the changes
16 made by this Act or (ii) provisions derived from any other
17 Public Act.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law."