

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 3-128 as follows:

6 (40 ILCS 5/3-128) (from Ch. 108 1/2, par. 3-128)

7 Sec. 3-128. Board created. A board of 5 members shall
8 constitute a board of trustees to administer the pension fund
9 and to designate the beneficiaries thereof. The board shall be
10 known as the "Board of Trustees of the Police Pension Fund" of
11 the municipality.

12 Two members of the board shall be appointed by the mayor or
13 president of the board of trustees of the municipality
14 involved. The 3rd and 4th members of the board shall be elected
15 from the active participants of the pension fund by such active
16 participants. The 5th member shall be elected by and from the
17 beneficiaries; however, if there are no beneficiaries
18 available and willing to serve as the 5th member, then the 5th
19 member may be elected from the active participants of the
20 pension fund by the beneficiaries.

21 One of the members appointed by the mayor or president of
22 the board of trustees shall serve for one year beginning on the
23 2nd Tuesday in May after the municipality comes under this

1 Article. The other appointed member shall serve for 2 years
2 beginning on the same date. Their successors shall serve for 2
3 years each or until their successors are appointed and
4 qualified.

5 The election for board members shall be held biennially on
6 the 3rd Monday in April, at such place or places in the
7 municipality and under the Australian ballot system and such
8 other regulations as shall be prescribed by the appointed
9 members of the board.

10 The active pension fund participants shall be entitled to
11 vote only for the active participant members of the board. All
12 beneficiaries of legal age may vote only for the member chosen
13 from among the beneficiaries. No person shall be entitled to
14 cast more than one ballot at such election. The term of elected
15 members shall be 2 years, beginning on the 2nd Tuesday of the
16 first May after the election.

17 Upon the death, resignation or inability to act of any
18 elected board member, his or her successor shall be elected for
19 the unexpired term at a special election, to be called by the
20 board and conducted in the same manner as the regular biennial
21 election.

22 Members of the board shall neither receive nor have any
23 right to receive any salary from the pension fund for services
24 performed as trustees in that office.

25 (Source: P.A. 83-1440.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.