

1 AN ACT in relation to 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 6-140 as follows:

6 (40 ILCS 5/6-140) (from Ch. 108 1/2, par. 6-140)

7 Sec. 6-140. Death in the line of duty.

8 (a) The annuity for the widow of a fireman whose death
9 results from the performance of an act or acts of duty shall
10 be an amount equal to 50% of the current annual salary
11 attached to the classified position to which the fireman was
12 certified at the time of his death and 75% thereof after
13 December 31, 1972, ~~and it shall be payable to the widow~~
14 ~~until the fireman had he lived, would have attained the age~~
15 ~~prescribed for compulsory retirement.~~

16 ~~Thereafter the widow shall receive annuity of an amount~~
17 ~~equal to 40% of the current annual salary attached to the~~
18 ~~classified position to which the fireman was certified at the~~
19 ~~time of his death. The benefits provided in this Section~~
20 ~~shall be paid to all widows who qualified to receive said~~
21 ~~benefits before the effective date of this amendatory Act and~~
22 ~~to those widows who qualify after the effective date.~~

23 Unless the performance of an act or acts of duty results
24 directly in the death of the fireman, or prevents him from
25 subsequently resuming active service in the fire department,
26 the annuity herein provided shall not be paid; nor shall such
27 annuities be paid unless the widow was the wife of the
28 fireman at the time of the act or acts of duty which resulted
29 in his death.

30 (b) The changes made to this Section by this amendatory
31 Act of the 92nd General Assembly apply without regard to

1 whether the deceased fireman was in service on or after the
2 effective date of this amendatory Act. In the case of a
3 widow receiving an annuity under this Section that has been
4 reduced to 40% of current salary because the fireman, had he
5 lived, would have attained the age prescribed for compulsory
6 retirement, the annuity shall be restored to the amount
7 provided in subsection (a), with the increase beginning to
8 accrue on the later of January 1, 2001 or the day the annuity
9 first became payable.

10 (Source: P.A. 77-1580.)

11 Section 90. The State Mandates Act is amended by adding
12 Section 8.25 as follows:

13 (30 ILCS 805/8.25 new)

14 Sec. 8.25. Exempt mandate. Notwithstanding Sections 6
15 and 8 of this Act, no reimbursement by the State is required
16 for the implementation of any mandate created by this
17 amendatory Act of the 92nd General Assembly.

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