

HB1102



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB1102

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

30 ILCS 105/14.1

from Ch. 127, par. 150.1

Amends the State Finance Act. Makes a technical change in a Section concerning the State Employees' Retirement System.

LRB100 02266 MLM 12271 b

A BILL FOR

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Finance Act is amended by changing
5 Section 14.1 as follows:

6 (30 ILCS 105/14.1) (from Ch. 127, par. 150.1)

7 Sec. 14.1. Appropriations for State contributions to the
8 State Employees' Retirement System; payroll requirements.

9 (a) Appropriations for State contributions to the ~~the~~ State
10 Employees' Retirement System of Illinois shall be expended in
11 the manner provided in this Section. Except as otherwise
12 provided in subsections (a-1), (a-2), (a-3), and (a-4) at the
13 time of each payment of salary to an employee under the
14 personal services line item, payment shall be made to the State
15 Employees' Retirement System, from the amount appropriated for
16 State contributions to the State Employees' Retirement System,
17 of an amount calculated at the rate certified for the
18 applicable fiscal year by the Board of Trustees of the State
19 Employees' Retirement System under Section 14-135.08 of the
20 Illinois Pension Code. If a line item appropriation to an
21 employer for this purpose is exhausted or is unavailable due to
22 any limitation on appropriations that may apply, (including,
23 but not limited to, limitations on appropriations from the Road

1 Fund under Section 8.3 of the State Finance Act), the amounts
2 shall be paid under the continuing appropriation for this
3 purpose contained in the State Pension Funds Continuing
4 Appropriation Act.

5 (a-1) Beginning on the effective date of this amendatory
6 Act of the 93rd General Assembly through the payment of the
7 final payroll from fiscal year 2004 appropriations,
8 appropriations for State contributions to the State Employees'
9 Retirement System of Illinois shall be expended in the manner
10 provided in this subsection (a-1). At the time of each payment
11 of salary to an employee under the personal services line item
12 from a fund other than the General Revenue Fund, payment shall
13 be made for deposit into the General Revenue Fund from the
14 amount appropriated for State contributions to the State
15 Employees' Retirement System of an amount calculated at the
16 rate certified for fiscal year 2004 by the Board of Trustees of
17 the State Employees' Retirement System under Section 14-135.08
18 of the Illinois Pension Code. This payment shall be made to the
19 extent that a line item appropriation to an employer for this
20 purpose is available or unexhausted. No payment from
21 appropriations for State contributions shall be made in
22 conjunction with payment of salary to an employee under the
23 personal services line item from the General Revenue Fund.

24 (a-2) For fiscal year 2010 only, at the time of each
25 payment of salary to an employee under the personal services
26 line item from a fund other than the General Revenue Fund,

1 payment shall be made for deposit into the State Employees'
2 Retirement System of Illinois from the amount appropriated for
3 State contributions to the State Employees' Retirement System
4 of Illinois of an amount calculated at the rate certified for
5 fiscal year 2010 by the Board of Trustees of the State
6 Employees' Retirement System of Illinois under Section
7 14-135.08 of the Illinois Pension Code. This payment shall be
8 made to the extent that a line item appropriation to an
9 employer for this purpose is available or unexhausted. For
10 fiscal year 2010 only, no payment from appropriations for State
11 contributions shall be made in conjunction with payment of
12 salary to an employee under the personal services line item
13 from the General Revenue Fund.

14 (a-3) For fiscal year 2011 only, at the time of each
15 payment of salary to an employee under the personal services
16 line item from a fund other than the General Revenue Fund,
17 payment shall be made for deposit into the State Employees'
18 Retirement System of Illinois from the amount appropriated for
19 State contributions to the State Employees' Retirement System
20 of Illinois of an amount calculated at the rate certified for
21 fiscal year 2011 by the Board of Trustees of the State
22 Employees' Retirement System of Illinois under Section
23 14-135.08 of the Illinois Pension Code. This payment shall be
24 made to the extent that a line item appropriation to an
25 employer for this purpose is available or unexhausted. For
26 fiscal year 2011 only, no payment from appropriations for State

1 contributions shall be made in conjunction with payment of
2 salary to an employee under the personal services line item
3 from the General Revenue Fund.

4 (a-4) In fiscal years 2012 through 2017 only, at the time
5 of each payment of salary to an employee under the personal
6 services line item from a fund other than the General Revenue
7 Fund, payment shall be made for deposit into the State
8 Employees' Retirement System of Illinois from the amount
9 appropriated for State contributions to the State Employees'
10 Retirement System of Illinois of an amount calculated at the
11 rate certified for the applicable fiscal year by the Board of
12 Trustees of the State Employees' Retirement System of Illinois
13 under Section 14-135.08 of the Illinois Pension Code. In fiscal
14 years 2012 through 2017 only, no payment from appropriations
15 for State contributions shall be made in conjunction with
16 payment of salary to an employee under the personal services
17 line item from the General Revenue Fund.

18 (b) Except during the period beginning on the effective
19 date of this amendatory Act of the 93rd General Assembly and
20 ending at the time of the payment of the final payroll from
21 fiscal year 2004 appropriations, the State Comptroller shall
22 not approve for payment any payroll voucher that (1) includes
23 payments of salary to eligible employees in the State
24 Employees' Retirement System of Illinois and (2) does not
25 include the corresponding payment of State contributions to
26 that retirement system at the full rate certified under Section

1 14-135.08 for that fiscal year for eligible employees, unless
2 the balance in the fund on which the payroll voucher is drawn
3 is insufficient to pay the total payroll voucher, or
4 unavailable due to any limitation on appropriations that may
5 apply, including, but not limited to, limitations on
6 appropriations from the Road Fund under Section 8.3 of the
7 State Finance Act. If the State Comptroller approves a payroll
8 voucher under this Section for which the fund balance is
9 insufficient to pay the full amount of the required State
10 contribution to the State Employees' Retirement System, the
11 Comptroller shall promptly so notify the Retirement System.

12 (b-1) For fiscal year 2010 and fiscal year 2011 only, the
13 State Comptroller shall not approve for payment any non-General
14 Revenue Fund payroll voucher that (1) includes payments of
15 salary to eligible employees in the State Employees' Retirement
16 System of Illinois and (2) does not include the corresponding
17 payment of State contributions to that retirement system at the
18 full rate certified under Section 14-135.08 for that fiscal
19 year for eligible employees, unless the balance in the fund on
20 which the payroll voucher is drawn is insufficient to pay the
21 total payroll voucher, or unavailable due to any limitation on
22 appropriations that may apply, including, but not limited to,
23 limitations on appropriations from the Road Fund under Section
24 8.3 of the State Finance Act. If the State Comptroller approves
25 a payroll voucher under this Section for which the fund balance
26 is insufficient to pay the full amount of the required State

1 contribution to the State Employees' Retirement System of
2 Illinois, the Comptroller shall promptly so notify the
3 retirement system.

4 (c) Notwithstanding any other provisions of law, beginning
5 July 1, 2007, required State and employee contributions to the
6 State Employees' Retirement System of Illinois relating to
7 affected legislative staff employees shall be paid out of
8 moneys appropriated for that purpose to the Commission on
9 Government Forecasting and Accountability, rather than out of
10 the lump-sum appropriations otherwise made for the payroll and
11 other costs of those employees.

12 These payments must be made pursuant to payroll vouchers
13 submitted by the employing entity as part of the regular
14 payroll voucher process.

15 For the purpose of this subsection, "affected legislative
16 staff employees" means legislative staff employees paid out of
17 lump-sum appropriations made to the General Assembly, an
18 Officer of the General Assembly, or the Senate Operations
19 Commission, but does not include district-office staff or
20 employees of legislative support services agencies.

21 (Source: P.A. 98-24, eff. 6-19-13; 98-674, eff. 6-30-14; 99-8,
22 eff. 7-9-15; 99-523, eff. 6-30-16.)