



Rep. Anthony DeLuca

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10000HB0165ham001

LRB100 03835 RPS 25312 a

1 AMENDMENT TO HOUSE BILL 165

2 AMENDMENT NO. _____. Amend House Bill 165 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by
5 changing Sections 4-103 and 7-109.3 as follows:

6 (40 ILCS 5/4-103) (from Ch. 108 1/2, par. 4-103)

7 Sec. 4-103. Municipality. "Municipality": (1) Except as
8 otherwise provided in this Section, any ~~Any~~ city, township,
9 village or incorporated town of 5,000 or more but less than
10 500,000 inhabitants, and any fire protection district having
11 any full-time paid firefighters, and (2) any city, village,
12 incorporated town or township of less than 5,000 inhabitants
13 having a full-time paid fire department which adopts the
14 provisions of this article pursuant to the provisions of
15 Section 4-141. "Municipality" does not include any village with
16 a population of 8,250 inhabitants or more, but not more than

1 8,260 inhabitants, as reported by the United States Census
2 Bureau in the 2010 Census of Population, so long as that
3 village has less than 2 full-time paid firefighters. The term
4 "city council" or "board of trustees" includes the board of
5 trustees of a fire protection district and the board of town
6 trustees or other persons empowered to draft the tentative
7 budget and appropriation ordinance and the electors of such a
8 township acting at the annual or special meeting of town
9 electors.

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

11 (40 ILCS 5/7-109.3) (from Ch. 108 1/2, par. 7-109.3)
12 Sec. 7-109.3. "Sheriff's Law Enforcement Employees".

13 (a) "Sheriff's law enforcement employee" or "SLEP" means:

14 (1) A county sheriff and all deputies, other than
15 special deputies, employed on a full time basis in the
16 office of the sheriff.

17 (2) A person who has elected to participate in this
18 Fund under Section 3-109.1 of this Code, and who is
19 employed by a participating municipality to perform police
20 duties.

21 (3) A law enforcement officer employed on a full time
22 basis by a Forest Preserve District, provided that such
23 officer shall be deemed a "sheriff's law enforcement
24 employee" for the purposes of this Article, and service in
25 that capacity shall be deemed to be service as a sheriff's

1 law enforcement employee, only if the board of
2 commissioners of the District have so elected by adoption
3 of an affirmative resolution. Such election, once made, may
4 not be rescinded.

5 (4) A person not eligible to participate in a fund
6 established under Article 3 of this Code who is employed on
7 a full-time basis by a participating municipality or
8 participating instrumentality to perform police duties at
9 an airport, but only if the governing authority of the
10 employer has approved sheriff's law enforcement employee
11 status for its airport police employees by adoption of an
12 affirmative resolution. Such approval, once given, may not
13 be rescinded.

14 (5) A person who is employed as a full-time firefighter
15 by a participating municipality that (i) has not
16 established a fund under Article 4 of this Code and (ii) is
17 a village with a population of 8,250 inhabitants or more,
18 but not more than 8,260 inhabitants, as reported by the
19 United States Census Bureau in the 2010 Census of
20 Population.

21 (b) An employee who is a sheriff's law enforcement employee
22 and is granted military leave or authorized leave of absence
23 shall receive service credit in that capacity. Sheriff's law
24 enforcement employees shall not be entitled to out-of-State
25 service credit under Section 7-139.

26 (Source: P.A. 92-16, eff. 6-28-01.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".