



Rep. Sara Wojcicki Jimenez

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10000HB5611ham003

LRB100 20507 MJP 38280 a

1 AMENDMENT TO HOUSE BILL 5611

2 AMENDMENT NO. _____. Amend House Bill 5611 on page 49,
3 line 9, after "14-110," by inserting "14-152.1,"; and

4 on page 62, by replacing line 3 with the following:

5 "and Technology; or
6 (20) transferred employee."; and

7 on page 62, immediately below line 13, by inserting the
8 following:

9 "A person under paragraph (20) is entitled to eligible
10 creditable service for service credit earned under this Article
11 on and after his or her transfer by Executive Order No.
12 2003-10, Executive Order No. 2004-2, or Executive Order No.
13 2016-1."; and

14 on page 70, immediately below line 15, by inserting the
15 following:

1 "(20) "Transferred employee" means an employee who was
2 transferred to the Department of Central Management
3 Services by Executive Order No. 2003-10 or Executive Order
4 No. 2004-2 or transferred to the Department of Innovation
5 and Technology by Executive Order No. 2016-1, or both, and
6 was entitled to eligible creditable service for services
7 immediately preceding the transfer."; and

8 on page 80, immediately below line 9, by inserting the
9 following:

10 "(40 ILCS 5/14-152.1)

11 Sec. 14-152.1. Application and expiration of new benefit
12 increases.

13 (a) As used in this Section, "new benefit increase" means
14 an increase in the amount of any benefit provided under this
15 Article, or an expansion of the conditions of eligibility for
16 any benefit under this Article, that results from an amendment
17 to this Code that takes effect after June 1, 2005 (the
18 effective date of Public Act 94-4). "New benefit increase",
19 however, does not include any benefit increase resulting from
20 the changes made to Article 1 or this Article by Public Act
21 96-37, Public Act 100-23, or this amendatory Act of the 100th
22 General Assembly ~~or by this amendatory Act of the 100th General~~
23 ~~Assembly.~~

24 (b) Notwithstanding any other provision of this Code or any

1 subsequent amendment to this Code, every new benefit increase
2 is subject to this Section and shall be deemed to be granted
3 only in conformance with and contingent upon compliance with
4 the provisions of this Section.

5 (c) The Public Act enacting a new benefit increase must
6 identify and provide for payment to the System of additional
7 funding at least sufficient to fund the resulting annual
8 increase in cost to the System as it accrues.

9 Every new benefit increase is contingent upon the General
10 Assembly providing the additional funding required under this
11 subsection. The Commission on Government Forecasting and
12 Accountability shall analyze whether adequate additional
13 funding has been provided for the new benefit increase and
14 shall report its analysis to the Public Pension Division of the
15 Department of Insurance. A new benefit increase created by a
16 Public Act that does not include the additional funding
17 required under this subsection is null and void. If the Public
18 Pension Division determines that the additional funding
19 provided for a new benefit increase under this subsection is or
20 has become inadequate, it may so certify to the Governor and
21 the State Comptroller and, in the absence of corrective action
22 by the General Assembly, the new benefit increase shall expire
23 at the end of the fiscal year in which the certification is
24 made.

25 (d) Every new benefit increase shall expire 5 years after
26 its effective date or on such earlier date as may be specified

1 in the language enacting the new benefit increase or provided
2 under subsection (c). This does not prevent the General
3 Assembly from extending or re-creating a new benefit increase
4 by law.

5 (e) Except as otherwise provided in the language creating
6 the new benefit increase, a new benefit increase that expires
7 under this Section continues to apply to persons who applied
8 and qualified for the affected benefit while the new benefit
9 increase was in effect and to the affected beneficiaries and
10 alternate payees of such persons, but does not apply to any
11 other person, including without limitation a person who
12 continues in service after the expiration date and did not
13 apply and qualify for the affected benefit while the new
14 benefit increase was in effect.

15 (Source: P.A. 100-23, eff. 7-6-17.)".