



Sen. Ram Villivalam

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10100SB3277sam001

LRB101 20561 RPS 71991 a

1 AMENDMENT TO SENATE BILL 3277

2 AMENDMENT NO. _____. Amend Senate Bill 3277 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by
5 changing Section 8-165 and by adding Sections 8-180.3 and
6 8-180.4 as follows:

7 (40 ILCS 5/8-165) (from Ch. 108 1/2, par. 8-165)

8 Sec. 8-165. Re-entry into service.

9 (a) Except as provided in subsection (c), when ~~When~~ an
10 employee receiving age and service or prior service annuity who
11 has withdrawn from service after the effective date re-enters
12 service before age 65, any annuity previously granted and any
13 annuity fixed for his wife shall be cancelled. The employee
14 shall be credited for annuity purposes with sums sufficient to
15 provide annuities equal to those cancelled, as of their ages on
16 the date of re-entry; provided, the maximum age of the wife for

1 this purpose shall be as provided in Section 8-155 of this
2 Article.

3 The sums so credited shall provide for annuities to be
4 fixed and granted in the future. Contributions by the employees
5 and the city for the purposes of this Article shall be made,
6 and when the proper time arrives, as provided in this Article,
7 new annuities based upon the total credit for annuity purposes
8 and the entire term of his service shall be fixed for the
9 employee and his wife.

10 If the employee's wife died before he re-entered service,
11 no part of any credits for widow's or widow's prior service
12 annuity at the time annuity for his wife was fixed shall be
13 credited upon re-entry into service, and no such sums shall
14 thereafter be used to provide such annuity.

15 (b) Except as provided in subsection (c), when ~~when~~ an
16 employee re-enters service after age 65, payments on account of
17 any annuity previously granted shall be suspended during the
18 time thereafter that he is in service, and when he again
19 withdraws, annuity payments shall be resumed. If the employee
20 dies in service, his widow shall receive the amount of annuity
21 previously fixed for her.

22 (c) For school years beginning on or after July 1, 2020, an
23 age and service or prior service annuity shall not be cancelled
24 in the case of an employee who is re-employed by the Board of
25 Education of the city as a Special Education Classroom
26 Assistant or Classroom Assistant on a temporary and non-annual

1 basis or on an hourly basis so long as the person: (1) does not
2 work for compensation on more than 120 days in a school year;
3 or (2) does not accept gross compensation for the re-employment
4 in a school year in excess of \$30,000. Re-employment under this
5 subsection does not require contributions, result in service
6 credit being earned or granted, or constitute active
7 participation in the Fund.

8 (Source: P.A. 81-1536.)

9 (40 ILCS 5/8-180.3 new)

10 Sec. 8-180.3. Credit for service as a part-time employee of
11 the Board of Education of the city. An employee of the Board of
12 Education of the city, regardless of his or her position, may
13 establish service credit in the Fund for part-time employment
14 with the Board of Education of the city prior to becoming an
15 employee by applying no later than one year after the effective
16 date of this amendatory Act of the 101st General Assembly and
17 paying to the Fund for that employment an amount equal to: (1)
18 employee contributions based on the actual compensation
19 received and the rate of contribution in effect on the date of
20 payment; plus (2) an amount representing employer
21 contributions equal to the amount specified in item (1); plus
22 (3) interest thereon at the rate of 6% per annum, compounded
23 annually, from the date of service to the date of payment.
24 However, service credit shall not be granted under this Section
25 for any such prior employment for which the applicant received

1 credit under any other provision of this Code or during which
2 the applicant was on a leave of absence.

3 (40 ILCS 5/8-180.4 new)

4 Sec. 8-180.4. Credit for service as an employee of the
5 Metropolitan Pier and Exposition Authority. An employee of the
6 Board of Education of the city, regardless of his or her
7 position, may establish service credit in the Fund for
8 employment with the Metropolitan Pier and Exposition Authority
9 prior to becoming an employee by applying no later than one
10 year after the effective date of this amendatory Act of the
11 101st General Assembly and paying to the Fund for that
12 employment an amount equal to: (1) employee contributions based
13 on the actual compensation received and the rate of
14 contribution in effect on the date of payment; plus (2) an
15 amount representing employer contributions equal to the amount
16 specified in item (1); plus (3) interest thereon at the rate of
17 6% per annum, compounded annually, from the date of service to
18 the date of payment. However, service credit shall not be
19 granted under this Section for any such prior employment for
20 which the applicant received credit under any other provision
21 of this Code or during which the applicant was on a leave of
22 absence.

23 Section 99. Effective date. This Act takes effect July 1,
24 2020."