



Rep. Katie Stuart

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10200HB0126ham001

LRB102 02770 RPS 24050 a

1 AMENDMENT TO HOUSE BILL 126

2 AMENDMENT NO. _____. Amend House Bill 126 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by
5 changing Section 3-110.10 and by adding Section 7-139.14 as
6 follows:

7 (40 ILCS 5/3-110.10)

8 Sec. 3-110.10. Transfer from Article 7. Until January 1,
9 2009, a person may transfer to a fund established under this
10 Article up to 8 years of creditable service accumulated under
11 Article 7 of this Code upon payment to the fund of an amount to
12 be determined by the board, equal to (i) the difference
13 between the amount of employee and employer contributions
14 transferred to the fund under Section 7-139.11 and the amounts
15 that would have been contributed had such contributions been
16 made at the rates applicable to an employee under this

1 Article, plus (ii) interest thereon at the actuarially assumed
2 rate, compounded annually, from the date of service to the
3 date of payment.

4 No later than 6 months after the effective date of this
5 amendatory Act of the 102nd General Assembly, a person may
6 transfer to a fund established under this Article creditable
7 service accumulated under Article 7 of this Code for service
8 as a sheriff's law enforcement employee, person employed by a
9 participating municipality to perform police duties, or law
10 enforcement officer employed on a full-time basis by a forest
11 preserve district upon payment to the fund of an amount to be
12 determined by the board, equal to (i) the difference between
13 the amount of employee and employer contributions transferred
14 to the fund under Section 7-139.14 and the amounts that would
15 have been contributed had such contributions been made at the
16 rates applicable to an employee under this Article, plus (ii)
17 interest thereon at the actuarially assumed rate, compounded
18 annually, from the date of service to the date of payment.

19 (Source: P.A. 95-530, eff. 8-28-07; 95-876, eff. 8-21-08;
20 95-1036, eff. 2-17-09.)

21 (40 ILCS 5/7-139.14 new)

22 Sec. 7-139.14. Transfer to Article 3 pension fund.

23 (a) Within 6 months after the effective date of this
24 amendatory Act of the 102nd General Assembly, an active member
25 of a pension fund established under Article 3 of this Code may

1 apply for transfer to that Article 3 pension fund of his or her
2 credits and creditable service accumulated in this Fund for
3 service as a sheriff's law enforcement employee, person
4 employed by a participating municipality to perform police
5 duties, or law enforcement officer employed on a full-time
6 basis by a forest preserve district. The creditable service
7 shall be transferred only upon payment by this Fund to such
8 Article 3 pension fund of an amount equal to:

9 (1) the amounts accumulated to the credit of the
10 applicant for the service to be transferred, including
11 interest; and

12 (2) an amount representing employer contributions,
13 equal to the total amount determined under item (1); and

14 (3) any interest paid by the applicant to reinstate
15 such service.

16 Participation in this Fund as to any credits transferred
17 under this Section shall terminate on the date of transfer.

18 (b) Notwithstanding any other provision of this Code, any
19 person applying to transfer service under this Section may
20 reinstate credits and creditable service terminated upon
21 receipt of a separation benefit by paying to the Fund the
22 amount of the separation benefit plus interest thereon at the
23 actuarially assumed rate of interest to the date of payment.
24 Such payment must be made within 90 days after notification by
25 the Fund of the cost of such reinstatement.

1 Section 90. The State Mandates Act is amended by adding
2 Section 8.45 as follows:

3 (30 ILCS 805/8.45 new)

4 Sec. 8.45. Exempt mandate. Notwithstanding Sections 6 and
5 8 of this Act, no reimbursement by the State is required for
6 the implementation of any mandate created by this amendatory
7 Act of the 102nd General Assembly.

8 Section 99. Effective date. This Act takes effect upon
9 becoming law."