



Rep. Mark Batinick

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10200HB0447ham001

LRB102 10860 RPS 22852 a

1 AMENDMENT TO HOUSE BILL 447

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 447 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by adding  
5 Section 1-170 as follows:

6 (40 ILCS 5/1-170 new)

7 Sec. 1-170. Forfeiture of pension benefits for  
8 disqualifying offenses. Notwithstanding any other provision of  
9 this Code, none of the benefits provided for in this Code shall  
10 be paid to any person who first becomes a member or participant  
11 under any Article of this Code on or after the effective date  
12 of this amendatory Act of the 102nd General Assembly and is  
13 convicted of a disqualifying offense.

14 With respect to benefits attributable to a member or  
15 participant who first becomes a member or participant under  
16 any Article of this Code on or after the effective date of this

1 amendatory Act of the 102nd General Assembly, none of the  
2 benefits provided for in this Code shall be paid to any person  
3 who otherwise would receive a survivor benefit who is  
4 convicted of a disqualifying offense.

5 This Section shall not preclude a right to a refund and  
6 shall not impair any contract or vested right acquired by a  
7 participant, member, or survivor prior to the effective date  
8 of this amendatory Act of the 102nd General Assembly.

9 All persons entering service under any Article of this  
10 Code on or after the effective date of this amendatory Act of  
11 the 102nd General Assembly shall be deemed to have consented  
12 to the provisions of this Section as a condition of  
13 participation.

14 This Section is an additional cause for forfeiture of  
15 benefits under this Code and does not limit the causes for  
16 forfeiture of benefits in any Article of this Code.

17 In this Section, "disqualifying offense" means any of the  
18 following offenses set forth in the Criminal Code of 1961 or  
19 the Criminal Code of 2012 or any substantially similar offense  
20 in federal law, the Uniform Code of Military Justice, or state  
21 law:

22 (1) Indecent solicitation of a child.

23 (2) Sexual exploitation of a child.

24 (3) Custodial sexual misconduct.

25 (4) Exploitation of a child.

26 (5) Child pornography.

- 1           (6) Aggravated child pornography.
- 2           (7) First degree murder.
- 3           (8) Second degree murder.
- 4           (9) Predatory criminal sexual assault of a child.
- 5           (10) Aggravated criminal sexual assault.
- 6           (11) Criminal sexual assault.
- 7           (12) Aggravated kidnaping.
- 8           (13) Aggravated battery resulting in great bodily harm  
9           or permanent disability or disfigurement.

10           Section 99. Effective date. This Act takes effect upon  
11           becoming law."