



## 102ND GENERAL ASSEMBLY

### State of Illinois

### 2021 and 2022

#### HB0447

Introduced 2/8/2021, by Rep. Curtis J. Tarver, II

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/3-147	from Ch. 108 1/2, par. 3-147
40 ILCS 5/5-227	from Ch. 108 1/2, par. 5-227
40 ILCS 5/7-219	from Ch. 108 1/2, par. 7-219
40 ILCS 5/8-251	from Ch. 108 1/2, par. 8-251
40 ILCS 5/9-235	from Ch. 108 1/2, par. 9-235
40 ILCS 5/14-149	from Ch. 108 1/2, par. 14-149
40 ILCS 5/15-187	from Ch. 108 1/2, par. 15-187

Amends the Downstate Police, Chicago Police, Illinois Municipal Retirement Fund (IMRF), Chicago Municipal, Cook County, State Employee, and State Universities Articles of the Illinois Pension Code. Provides that for a person who first becomes a police officer on or after the effective date of the amendatory Act, none of the benefits provided in those Articles shall be paid to any person who is convicted of a felony relating to or arising out of or in connection with his or her service as a police officer or a disqualifying offense. Provides that with respect to benefits attributable to a police officer who first becomes a police officer on or after the effective date of the amendatory Act, none of the benefits provided for in those Articles shall be paid to any police officer who otherwise would receive a survivor benefit who is convicted of a felony relating to or arising out of or in connection with his or her service as a police officer or a disqualifying offense. Defines "disqualifying offense" and "police officer". Makes other changes. Effective immediately.

LRB102 10860 RPS 16190 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

1 AN ACT concerning public employee benefits.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Pension Code is amended by  
5 changing Sections 3-147, 5-227, 7-219, 8-251, 9-235, 14-149,  
6 and 15-187 as follows:

7 (40 ILCS 5/3-147) (from Ch. 108 1/2, par. 3-147)

8 Sec. 3-147. Felony conviction. For a person who first  
9 became a police officer before the effective date of this  
10 amendatory Act of the 102nd General Assembly, none ~~None~~ of the  
11 benefits provided in this Article shall be paid to any person  
12 who is convicted of any felony relating to or arising out of or  
13 in connection with his or her service as a police officer. For  
14 a person who first becomes a police officer on or after the  
15 effective date of this amendatory Act of the 102nd General  
16 Assembly, none of the benefits provided in this Article shall  
17 be paid to any person who is convicted of (i) a felony relating  
18 to or arising out of or in connection with his or her service  
19 as a police officer or (ii) a disqualifying offense.

20 None of the benefits provided for in this Article shall be  
21 paid to any person who otherwise would receive a survivor  
22 benefit who is convicted of any felony relating to or arising  
23 out of or in connection with the service of the police officer

1 from whom the benefit results if that police officer first  
2 became a police officer before the effective date of this  
3 amendatory Act of the 102nd General Assembly. With respect to  
4 benefits attributable to a police officer who first becomes a  
5 police officer on or after the effective date of this  
6 amendatory Act of the 102nd General Assembly, none of the  
7 benefits provided for in this Article shall be paid to any  
8 person who otherwise would receive a survivor benefit who is  
9 convicted of (i) a felony relating to or arising out of or in  
10 connection with the service of the police officer from whom  
11 the benefit results or (ii) a disqualifying offense.

12 This Section shall not impair any contract or vested right  
13 acquired prior to July 11, 1955 under any law continued in this  
14 Article, nor preclude the right to a refund, and for the  
15 changes under this amendatory Act of the 100th General  
16 Assembly, shall not impair any contract or vested right  
17 acquired by a survivor prior to the effective date of this  
18 amendatory Act of the 100th General Assembly. The changes made  
19 by this amendatory Act of the 102nd General Assembly shall not  
20 impair any contract or vested right acquired by a survivor  
21 prior to the effective date of this amendatory Act of the 102nd  
22 General Assembly.

23 All persons entering service subsequent to July 11, 1955  
24 are deemed to have consented to the provisions of this Section  
25 as a condition of coverage, and all participants entering  
26 service subsequent to the effective date of this amendatory

1 Act of the 100th General Assembly shall be deemed to have  
2 consented to the provisions of this amendatory Act as a  
3 condition of participation. All persons entering service after  
4 the effective date of this amendatory Act of the 102nd General  
5 Assembly shall be deemed to have consented to the provisions  
6 of this amendatory Act of the 102nd General Assembly as a  
7 condition of participation.

8 In this Section, "disqualifying offense" means any of the  
9 following offenses set forth in the Criminal Code of 1961 or  
10 the Criminal Code of 2012 or any substantially similar offense  
11 in federal law, the Uniform Code of Military Justice, or state  
12 law:

13 (1) Indecent solicitation of a child.

14 (2) Sexual exploitation of a child.

15 (3) Custodial sexual misconduct.

16 (4) Exploitation of a child.

17 (5) Child pornography.

18 (6) Aggravated child pornography.

19 (7) First degree murder.

20 (8) Second degree murder.

21 (9) Predatory criminal sexual assault of a child.

22 (10) Aggravated criminal sexual assault.

23 (11) Criminal sexual assault.

24 (12) Aggravated kidnaping.

25 (13) Aggravated battery resulting in great bodily harm  
26 or permanent disability or disfigurement.

1 (Source: P.A. 100-334, eff. 8-25-17.)

2 (40 ILCS 5/5-227) (from Ch. 108 1/2, par. 5-227)

3 Sec. 5-227. Felony conviction. For a person who first  
4 became a policeman before the effective date of this  
5 amendatory Act of the 102nd General Assembly, none ~~None~~ of the  
6 benefits provided for in this Article shall be paid to any  
7 person who is convicted of any felony relating to or arising  
8 out of or in connection with his service as a policeman. For a  
9 person who first becomes a policeman on or after the effective  
10 date of this amendatory Act of the 102nd General Assembly,  
11 none of the benefits provided in this Article shall be paid to  
12 any person who is convicted of (i) a felony relating to or  
13 arising out of or in connection with his or her service as a  
14 policeman or (ii) a disqualifying offense.

15 None of the benefits provided for in this Article shall be  
16 paid to any person who otherwise would receive a survivor  
17 benefit who is convicted of any felony relating to or arising  
18 out of or in connection with the service of the policeman from  
19 whom the benefit results if that policeman first became a  
20 policeman before the effective date of this amendatory Act of  
21 the 102nd General Assembly. With respect to benefits  
22 attributable to a policeman who first becomes a policeman on  
23 or after the effective date of this amendatory Act of the 102nd  
24 General Assembly, none of the benefits provided for in this  
25 Article shall be paid to any person who otherwise would

1 receive a survivor benefit who is convicted of (i) a felony  
2 relating to or arising out of or in connection with the service  
3 of the policeman from whom the benefit results or (ii) a  
4 disqualifying offense.

5 None of the benefits provided for in this Article shall be  
6 paid to any person who is convicted of any felony while in  
7 receipt of disability benefits.

8 None of the benefits provided for in this Article shall be  
9 paid to any person who is convicted of any felony relating to  
10 or arising out of or in connection with the intentional and  
11 wrongful death of a police officer, either active or retired,  
12 through whom such person would become eligible to receive, or  
13 is receiving, an annuity under this Article.

14 For a person who first became a policeman before the  
15 effective date of this amendatory Act of the 102nd General  
16 Assembly, a ~~A~~ person who intentionally and unjustifiably  
17 causes delay in proceedings in which the person is ultimately  
18 convicted of a felony relating to or arising out of or in  
19 connection with his service as a policeman shall not be  
20 entitled to any benefits provided for in this Article on and  
21 after the filing date of the related indictment or charges.  
22 This paragraph applies to all persons whose felony conviction  
23 was entered on or after January 1, 2019.

24 For a person who first becomes a policeman on or after the  
25 effective date of this amendatory Act of the 102nd General  
26 Assembly, a person who intentionally and unjustifiably causes

1 delay in proceedings in which the person is ultimately  
2 convicted of a felony relating to or arising out of or in  
3 connection with his service as a policeman or a disqualifying  
4 offense shall not be entitled to any benefits provided for in  
5 this Article on and after the filing date of the related  
6 indictment or charges.

7 Any refund required under this Article shall be calculated  
8 based on that person's contributions to the Fund, less the  
9 amount of any annuity benefit previously received by the  
10 person or his or her beneficiaries. This paragraph applies to  
11 all persons who make an application for refund to the Fund on  
12 or after January 1, 2019.

13 This Section shall not operate to impair any contract or  
14 vested right heretofore acquired under any law or laws  
15 continued in this Article, nor to preclude the right to a  
16 refund, and for the changes under this amendatory Act of the  
17 100th General Assembly, shall not impair any contract or  
18 vested right acquired by a survivor prior to the effective  
19 date of this amendatory Act of the 100th General Assembly. The  
20 changes made by this amendatory Act of the 102nd General  
21 Assembly shall not impair any contract or vested right  
22 acquired by a survivor prior to the effective date of this  
23 amendatory Act of the 102nd General Assembly.

24 All future entrants entering service subsequent to July  
25 11, 1955, shall be deemed to have consented to the provisions  
26 of this Section as a condition of coverage, and all

1 participants entering service subsequent to the effective date  
2 of this amendatory Act of the 100th General Assembly shall be  
3 deemed to have consented to the provisions of this amendatory  
4 Act as a condition of participation. All persons entering  
5 service after the effective date of this amendatory Act of the  
6 102nd General Assembly shall be deemed to have consented to  
7 the provisions of this amendatory Act of the 102nd General  
8 Assembly as a condition of participation.

9 In this Section, "disqualifying offense" means any of the  
10 following offenses set forth in the Criminal Code of 1961 or  
11 the Criminal Code of 2012 or any substantially similar offense  
12 in federal law, the Uniform Code of Military Justice, or state  
13 law:

14 (1) Indecent solicitation of a child.

15 (2) Sexual exploitation of a child.

16 (3) Custodial sexual misconduct.

17 (4) Exploitation of a child.

18 (5) Child pornography.

19 (6) Aggravated child pornography.

20 (7) First degree murder.

21 (8) Second degree murder.

22 (9) Predatory criminal sexual assault of a child.

23 (10) Aggravated criminal sexual assault.

24 (11) Criminal sexual assault.

25 (12) Aggravated kidnaping.

26 (13) Aggravated battery resulting in great bodily harm



1 or permanent disability or disfigurement.

2 (Source: P.A. 100-334, eff. 8-25-17; 101-387, eff. 8-16-19.)

3 (40 ILCS 5/7-219) (from Ch. 108 1/2, par. 7-219)

4 Sec. 7-219. Felony conviction. None of the benefits  
5 provided for in this Article shall be paid to any person who is  
6 convicted of any felony relating to or arising out of or in  
7 connection with his service as an employee. For a person who  
8 first becomes a sheriff's law enforcement employee on or after  
9 the effective date of this amendatory Act of the 102nd General  
10 Assembly, none of the benefits provided in this Article shall  
11 be paid to any sheriff's law enforcement employee who is  
12 convicted of (i) a felony relating to or arising out of or in  
13 connection with his or her service as a sheriff's law  
14 enforcement employee or (ii) a disqualifying offense.

15 None of the benefits provided for in this Article shall be  
16 paid to any person who otherwise would receive a survivor  
17 benefit who is convicted of any felony relating to or arising  
18 out of or in connection with the service of the employee from  
19 whom the benefit results. With respect to benefits  
20 attributable to a sheriff's law enforcement employee who first  
21 becomes a sheriff's law enforcement employee on or after the  
22 effective date of this amendatory Act of the 102nd General  
23 Assembly, none of the benefits provided for in this Article  
24 shall be paid to any person who otherwise would receive a  
25 survivor benefit who is convicted of (i) a felony relating to

1 or arising out of or in connection with the service of the  
2 sheriff's law enforcement employee from whom the benefit  
3 results or (ii) a disqualifying offense.

4 This Section shall not operate to impair any contract or  
5 vested right heretofore acquired under any law or laws  
6 continued in this Article, nor to preclude the right to a  
7 refund, and for the changes under this amendatory Act of the  
8 100th General Assembly, shall not impair any contract or  
9 vested right acquired by a survivor prior to the effective  
10 date of this amendatory Act of the 100th General Assembly. The  
11 changes made by this amendatory Act of the 102nd General  
12 Assembly shall not impair any contract or vested right  
13 acquired by a survivor prior to the effective date of this  
14 amendatory Act of the 102nd General Assembly.

15 All future entrants entering service subsequent to July 9,  
16 1955 shall be deemed to have consented to the provisions of  
17 this Section as a condition of coverage, and all participants  
18 entering service subsequent to the effective date of this  
19 amendatory Act of the 100th General Assembly shall be deemed  
20 to have consented to the provisions of this amendatory Act as a  
21 condition of participation. All persons entering service after  
22 the effective date of this amendatory Act of the 102nd General  
23 Assembly shall be deemed to have consented to the provisions  
24 of this amendatory Act of the 102nd General Assembly as a  
25 condition of participation.

26 In this Section, "disqualifying offense" means any of the

1 following offenses set forth in the Criminal Code of 1961 or  
2 the Criminal Code of 2012 or any substantially similar offense  
3 in federal law, the Uniform Code of Military Justice, or state  
4 law:

5 (1) Indecent solicitation of a child.

6 (2) Sexual exploitation of a child.

7 (3) Custodial sexual misconduct.

8 (4) Exploitation of a child.

9 (5) Child pornography.

10 (6) Aggravated child pornography.

11 (7) First degree murder.

12 (8) Second degree murder.

13 (9) Predatory criminal sexual assault of a child.

14 (10) Aggravated criminal sexual assault.

15 (11) Criminal sexual assault.

16 (12) Aggravated kidnaping.

17 (13) Aggravated battery resulting in great bodily harm  
18 or permanent disability or disfigurement.

19 (Source: P.A. 100-334, eff. 8-25-17.)

20 (40 ILCS 5/8-251) (from Ch. 108 1/2, par. 8-251)

21 Sec. 8-251. Felony conviction. None of the benefits  
22 provided for in this Article shall be paid to any person who is  
23 convicted of any felony relating to or arising out of or in  
24 connection with his service as a municipal employee. For a  
25 person who first becomes a police officer on or after the

1 effective date of this amendatory Act of the 102nd General  
2 Assembly, none of the benefits provided in this Article shall  
3 be paid to any person who is convicted of (i) a felony relating  
4 to or arising out of or in connection with his or her service  
5 as a police officer or (ii) a disqualifying offense.

6 None of the benefits provided for in this Article shall be  
7 paid to any person who otherwise would receive a survivor  
8 benefit who is convicted of any felony relating to or arising  
9 out of or in connection with the service of the employee from  
10 whom the benefit results. With respect to benefits  
11 attributable to a police officer who first becomes a police  
12 officer on or after the effective date of this amendatory Act  
13 of the 102nd General Assembly, none of the benefits provided  
14 for in this Article shall be paid to any person who otherwise  
15 would receive a survivor benefit who is convicted of (i) a  
16 felony relating to or arising out of or in connection with the  
17 service of the police officer from whom the benefit results or  
18 (ii) a disqualifying offense.

19 This Section shall not operate to impair any contract or  
20 vested right heretofore acquired under any law or laws  
21 continued in this Article, nor to preclude the right to a  
22 refund, and for the changes under Public Act 100-334, shall  
23 not impair any contract or vested right acquired by a survivor  
24 prior to August 25, 2017 (the effective date of Public Act  
25 100-334). The changes made by this amendatory Act of the 102nd  
26 General Assembly shall not impair any contract or vested right

1 acquired by a survivor prior to the effective date of this  
2 amendatory Act of the 102nd General Assembly.

3 Any refund required under this Article shall be calculated  
4 based on that person's contributions to the Fund, less the  
5 amount of any annuity benefit previously received by the  
6 person or his or her beneficiaries. The changes made to this  
7 Section by Public Act 100-23 apply only to persons who first  
8 become participants under this Article on or after July 6,  
9 2017 (the effective date of Public Act 100-23).

10 All future entrants entering service subsequent to July  
11 11, 1955 shall be deemed to have consented to the provisions of  
12 this Section as a condition of coverage, and all participants  
13 entering service subsequent to August 25, 2017 (the effective  
14 date of Public Act 100-334) shall be deemed to have consented  
15 to the provisions of Public Act 100-334 as a condition of  
16 participation. All persons entering service after the  
17 effective date of this amendatory Act of the 102nd General  
18 Assembly shall be deemed to have consented to the provisions  
19 of this amendatory Act of the 102nd General Assembly as a  
20 condition of participation.

21 In this Section:

22 "Disqualifying offense" means any of the following  
23 offenses set forth in the Criminal Code of 1961 or the Criminal  
24 Code of 2012 or any substantially similar offense in federal  
25 law, the Uniform Code of Military Justice, or state law:

26 (1) Indecent solicitation of a child.

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

14           "Police officer" means an employee who renders service as  
15           a police officer and member of the regularly constituted  
16           police department of the city.

17           (Source: P.A. 100-23, eff. 7-6-17; 100-334, eff. 8-25-17;  
18           100-863, eff. 8-14-18.)

19           (40 ILCS 5/9-235) (from Ch. 108 1/2, par. 9-235)

20           Sec. 9-235. Felony conviction. None of the benefits  
21           provided in this Article shall be paid to any person who is  
22           convicted of any felony relating to or arising out of or in  
23           connection with his service as an employee. For a person who  
24           first becomes a police officer on or after the effective date  
25           of this amendatory Act of the 102nd General Assembly, none of

1 the benefits provided in this Article shall be paid to any  
2 police officer who is convicted of (i) a felony relating to or  
3 arising out of or in connection with his or her service as a  
4 police officer or (ii) a disqualifying offense.

5 None of the benefits provided for in this Article shall be  
6 paid to any person who otherwise would receive a survivor  
7 benefit who is convicted of any felony relating to or arising  
8 out of or in connection with the service of the employee from  
9 whom the benefit results. With respect to benefits  
10 attributable to a police officer who first becomes a police  
11 officer on or after the effective date of this amendatory Act  
12 of the 102nd General Assembly, none of the benefits provided  
13 for in this Article shall be paid to any person who otherwise  
14 would receive a survivor benefit who is convicted of (i) a  
15 felony relating to or arising out of or in connection with the  
16 service of the police officer from whom the benefit results or  
17 (ii) a disqualifying offense.

18 This Section shall not operate to impair any contract or  
19 vested right heretofore acquired under any law or laws  
20 continued in this Article, nor to preclude the right to a  
21 refund, and for the changes under this amendatory Act of the  
22 100th General Assembly, shall not impair any contract or  
23 vested right acquired by a survivor prior to the effective  
24 date of this amendatory Act of the 100th General Assembly. The  
25 changes made by this amendatory Act of the 102nd General  
26 Assembly shall not impair any contract or vested right

1 acquired by a survivor prior to the effective date of this  
2 amendatory Act of the 102nd General Assembly.

3 All future entrants entering service after July 11, 1955,  
4 shall be deemed to have consented to the provisions of this  
5 section as a condition of coverage, and all participants  
6 entering service subsequent to the effective date of this  
7 amendatory Act of the 100th General Assembly shall be deemed  
8 to have consented to the provisions of this amendatory Act as a  
9 condition of participation. All persons entering service after  
10 the effective date of this amendatory Act of the 102nd General  
11 Assembly shall be deemed to have consented to the provisions  
12 of this amendatory Act of the 102nd General Assembly as a  
13 condition of participation.

14 In this Section:

15 "Disqualifying offense" means any of the following  
16 offenses set forth in the Criminal Code of 1961 or the Criminal  
17 Code of 2012 or any substantially similar offense in federal  
18 law, the Uniform Code of Military Justice, or state law:

19 (1) Indecent solicitation of a child.

20 (2) Sexual exploitation of a child.

21 (3) Custodial sexual misconduct.

22 (4) Exploitation of a child.

23 (5) Child pornography.

24 (6) Aggravated child pornography.

25 (7) First degree murder.

26 (8) Second degree murder.



1           (9) Predatory criminal sexual assault of a child.

2           (10) Aggravated criminal sexual assault.

3           (11) Criminal sexual assault.

4           (12) Aggravated kidnaping.

5           (13) Aggravated battery resulting in great bodily harm  
6           or permanent disability or disfigurement.

7           "Police officer" means an employee of the county employed  
8           in any position under the County Police Merit Board as a deputy  
9           sheriff in the County Police Department.

10          (Source: P.A. 100-334, eff. 8-25-17.)

11           (40 ILCS 5/14-149) (from Ch. 108 1/2, par. 14-149)

12           Sec. 14-149. Felony conviction. None of the benefits  
13           herein provided for shall be paid to any person who is  
14           convicted of any felony relating to or arising out of or in  
15           connection with his service as an employee. For a person who  
16           first becomes a police officer on or after the effective date  
17           of this amendatory Act of the 102nd General Assembly, none of  
18           the benefits provided in this Article shall be paid to any  
19           police officer who is convicted of (i) a felony relating to or  
20           arising out of or in connection with his or her service as a  
21           police officer or (ii) a disqualifying offense.

22           None of the benefits provided for in this Article shall be  
23           paid to any person who otherwise would receive a survivor  
24           benefit who is convicted of any felony relating to or arising  
25           out of or in connection with the service of the employee from

1 whom the benefit results. With respect to benefits  
2 attributable to a police officer who first becomes a police  
3 officer on or after the effective date of this amendatory Act  
4 of the 102nd General Assembly, none of the benefits provided  
5 for in this Article shall be paid to any person who otherwise  
6 would receive a survivor benefit who is convicted of (i) a  
7 felony relating to or arising out of or in connection with the  
8 service of the police officer from whom the benefit results or  
9 (ii) a disqualifying offense.

10 This Section shall not operate to impair any contract or  
11 vested right heretofore acquired under any law or laws  
12 continued in this Article nor to preclude the right to a  
13 refund, and for the changes under this amendatory Act of the  
14 100th General Assembly, shall not impair any contract or  
15 vested right acquired by a survivor prior to the effective  
16 date of this amendatory Act of the 100th General Assembly. The  
17 changes made by this amendatory Act of the 102nd General  
18 Assembly shall not impair any contract or vested right  
19 acquired by a survivor prior to the effective date of this  
20 amendatory Act of the 102nd General Assembly.

21 All future entrants entering service subsequent to July 9,  
22 1955 shall be deemed to have consented to the provisions of  
23 this section as a condition of coverage, and all participants  
24 entering service subsequent to the effective date of this  
25 amendatory Act of the 100th General Assembly shall be deemed  
26 to have consented to the provisions of this amendatory Act as a

1 condition of participation. All persons entering service after  
2 the effective date of this amendatory Act of the 102nd General  
3 Assembly shall be deemed to have consented to the provisions  
4 of this amendatory Act of the 102nd General Assembly as a  
5 condition of participation.

6 In this Section:

7 "Disqualifying offense" means any of the following  
8 offenses set forth in the Criminal Code of 1961 or the Criminal  
9 Code of 2012 or any substantially similar offense in federal  
10 law, the Uniform Code of Military Justice, or state law:

11 (1) Indecent solicitation of a child.

12 (2) Sexual exploitation of a child.

13 (3) Custodial sexual misconduct.

14 (4) Exploitation of a child.

15 (5) Child pornography.

16 (6) Aggravated child pornography.

17 (7) First degree murder.

18 (8) Second degree murder.

19 (9) Predatory criminal sexual assault of a child.

20 (10) Aggravated criminal sexual assault.

21 (11) Criminal sexual assault.

22 (12) Aggravated kidnaping.

23 (13) Aggravated battery resulting in great bodily harm  
24 or permanent disability or disfigurement.

25 "Police officer" means a State policeman, special agent,  
26 investigator for the Secretary of State, conservation police

1 officer, investigator for the Department of Revenue or the  
2 Illinois Gaming Board, security employee of the Department of  
3 Human Services, Central Management Services security police  
4 officer, security employee of the Department of Corrections or  
5 the Department of Juvenile Justice, dangerous drugs  
6 investigator, investigator for the Department of State Police,  
7 investigator for the Office of the Attorney General,  
8 controlled substance inspector, investigator for the Office of  
9 the State's Attorneys Appellate Prosecutor, Commerce  
10 Commission police officer, arson investigator, or security  
11 employee of the Department of Innovation and Technology.

12 (Source: P.A. 100-334, eff. 8-25-17.)

13 (40 ILCS 5/15-187) (from Ch. 108 1/2, par. 15-187)

14 Sec. 15-187. Felony conviction. None of the benefits  
15 provided under this Article shall be paid to any person who is  
16 convicted of any felony relating to or arising out of or in  
17 connection with a person's service as an employee from which  
18 the benefit derives. For a person who first becomes a police  
19 officer on or after the effective date of this amendatory Act  
20 of the 102nd General Assembly, none of the benefits provided  
21 in this Article shall be paid to any police officer who is  
22 convicted of (i) any felony relating to or arising out of or in  
23 connection with a person's service as a police officer from  
24 which the benefit derives or (ii) as disqualifying offense.

25 This Section shall not operate to impair any contract or

1 vested right heretofore acquired under any law or laws  
2 continued in this Article, nor to preclude the right to a  
3 refund. The changes made to this Section by this amendatory  
4 Act of the 100th General Assembly shall not impair any  
5 contract or vested right acquired prior to the effective date  
6 of this amendatory Act of the 100th General Assembly. The  
7 changes made by this amendatory Act of the 102nd General  
8 Assembly shall not impair any contract or vested right  
9 acquired by a survivor prior to the effective date of this  
10 amendatory Act of the 102nd General Assembly. No refund paid  
11 to any person who is convicted of a felony relating to or  
12 arising out of or in connection with the person's service as an  
13 employee shall include employer contributions or interest or,  
14 in the case of the self-managed plan authorized under Section  
15 15-158.2, any employer contributions or investment return on  
16 such employer contributions.

17 All persons entering service subsequent to July 9, 1955  
18 shall be deemed to have consented to the provisions of this  
19 Section as a condition of coverage, and all participants  
20 entering service on or subsequent to the effective date of  
21 this amendatory Act of the 100th General Assembly shall be  
22 deemed to have consented to the provisions of this amendatory  
23 Act as a condition of participation. All persons entering  
24 service after the effective date of this amendatory Act of the  
25 102nd General Assembly shall be deemed to have consented to  
26 the provisions of this amendatory Act of the 102nd General

1 Assembly as a condition of participation.

2 In this Section, "disqualifying offense" means any of the  
3 following offenses set forth in the Criminal Code of 1961 or  
4 the Criminal Code of 2012 or any substantially similar offense  
5 in federal law, the Uniform Code of Military Justice, or state  
6 law:

7 (1) Indecent solicitation of a child.

8 (2) Sexual exploitation of a child.

9 (3) Custodial sexual misconduct.

10 (4) Exploitation of a child.

11 (5) Child pornography.

12 (6) Aggravated child pornography.

13 (7) First degree murder.

14 (8) Second degree murder.

15 (9) Predatory criminal sexual assault of a child.

16 (10) Aggravated criminal sexual assault.

17 (11) Criminal sexual assault.

18 (12) Aggravated kidnaping.

19 (13) Aggravated battery resulting in great bodily harm  
20 or permanent disability or disfigurement.

21 (Source: P.A. 100-334, eff. 8-25-17.)

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law.