

HB5206



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5206

Introduced 1/31/2022, by Rep. Lawrence Walsh, Jr.

SYNOPSIS AS INTRODUCED:

40 ILCS 5/7-109.3

from Ch. 108 1/2, par. 7-109.3

Amends the Illinois Pension Code. Makes a technical change in a Section concerning sheriff's law enforcement employees.

LRB102 24843 RPS 34090 b

A BILL FOR

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 Section 7-109.3 as follows:

6 (40 ILCS 5/7-109.3) (from Ch. 108 1/2, par. 7-109.3)

7 Sec. 7-109.3. "Sheriff's Law Enforcement Employees".

8 (a) "Sheriff's law enforcement employee" or "SLEP" means:

9 (1) A county sheriff and all deputies, other than
10 special deputies, employed on a full time basis in the ~~the~~
11 office of the sheriff.

12 (2) A person who has elected to participate in this
13 Fund under Section 3-109.1 of this Code, and who is
14 employed by a participating municipality to perform police
15 duties.

16 (3) A law enforcement officer employed on a full time
17 basis by a Forest Preserve District, provided that such
18 officer shall be deemed a "sheriff's law enforcement
19 employee" for the purposes of this Article, and service in
20 that capacity shall be deemed to be service as a sheriff's
21 law enforcement employee, only if the board of
22 commissioners of the District have so elected by adoption
23 of an affirmative resolution. Such election, once made,

1 may not be rescinded.

2 (4) A person not eligible to participate in a fund
3 established under Article 3 of this Code who is employed
4 on a full-time basis by a participating municipality or
5 participating instrumentality to perform police duties at
6 an airport, but only if the governing authority of the
7 employer has approved sheriff's law enforcement employee
8 status for its airport police employees by adoption of an
9 affirmative resolution. Such approval, once given, may not
10 be rescinded.

11 (5) A person first hired on or after January 1, 2011
12 who (i) is employed by a participating municipality that
13 has both 30 or more full-time police officers and 50 or
14 more full-time firefighters and has not established a fund
15 under Article 3 or Article 4 of this Code and (ii) is
16 employed on a full-time basis by that participating
17 municipality to perform police duties or firefighting and
18 EMS duties; but only if the governing authority of that
19 municipality has approved sheriff's law enforcement
20 employee status for its police officer or firefighter
21 employees by adoption of an affirmative resolution. The
22 resolution must specify that SLEP status shall be
23 applicable to such employment occurring on or after the
24 adoption of the resolution. Such resolution shall be
25 irrevocable, but shall automatically terminate upon the
26 establishment of an Article 3 or 4 fund by the

1 municipality.

2 (b) An employee who is a sheriff's law enforcement
3 employee and is granted military leave or authorized leave of
4 absence shall receive service credit in that capacity.
5 Sheriff's law enforcement employees shall not be entitled to
6 out-of-State service credit under Section 7-139.

7 (Source: P.A. 100-354, eff. 8-25-17; 100-1097, eff. 8-26-18.)