



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

HC0020

Introduced 2/22/2021, by Rep. Adam Niemerg

SYNOPSIS AS INTRODUCED:

ILCON Art. XIII, Sec. 5

Proposes to amend the General Provisions Article of the Illinois Constitution. Removes language that provides that membership in any pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof, shall be an enforceable contractual relationship, the benefits of which shall not be diminished or impaired. Provides that membership in any pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof is limited to persons who first became members of that pension or retirement system before January 1, 2023. Provides that a person who was not a member of a pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof before January 1, 2023 may not become a member of such pension or retirement system on or after January 1, 2023. Provides that the State, any unit of local government or school district, or any agency or instrumentality thereof may not establish a pension or retirement system after January 1, 2023. Effective upon being declared adopted.

LRB102 16025 RPS 21397 e

1 HOUSE JOINT RESOLUTION
 2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
 4 HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
 5 SENATE CONCURRING HEREIN, that there shall be submitted to the
 6 electors of the State for adoption or rejection at the general
 7 election next occurring at least 6 months after the adoption
 8 of this resolution a proposition to amend Section 5 of Article
 9 XIII of the Illinois Constitution as follows:

10 ARTICLE XIII
 11 GENERAL PROVISIONS

12 (ILCON Art. XIII, Sec. 5)

13 SECTION 5. PENSION AND RETIREMENT RIGHTS

14 Membership in any pension or retirement system of the
 15 State, any unit of local government or school district, or any
 16 agency or instrumentality thereof is limited to persons who
 17 first became members of that pension or retirement system
 18 before January 1, 2023, ~~shall be an enforceable contractual~~
 19 ~~relationship, the benefits of which shall not be diminished or~~
 20 ~~impaired.~~ A person who was not a member of a pension or
 21 retirement system of the State, any unit of local government
 22 or school district, or any agency or instrumentality thereof
 23 before January 1, 2023 may not become a member of such pension

1 or retirement system on or after January 1, 2023. The State,
2 any unit of local government or school district, or any agency
3 or instrumentality thereof may not establish a pension or
4 retirement system on or after January 1, 2023.

5 (Source: Illinois Constitution.)

6 SCHEDULE

7 This Constitutional Amendment takes effect upon being
8 declared adopted in accordance with Section 7 of the Illinois
9 Constitutional Amendment Act.