



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SENATE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

SC0010

Introduced 3/17/2021, by Sen. Darren Bailey

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 nothing in the Illinois Constitution or in any law shall be construed to limit the power of the General Assembly to reduce or change pension benefits or other benefits of membership in any public pension or public retirement system, regardless of whether those benefits have accrued or have been earned and regardless of when those benefits were established. Effective upon being declared adopted.

LRB102 17135 RPS 22566 e

1 SENATE JOINT RESOLUTION
2 CONSTITUTIONAL AMENDMENT

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

11 ARTICLE XIII
12 GENERAL PROVISIONS

13 (ILCON Art. XIII, Sec. 5)

14 SECTION 5. PENSION AND RETIREMENT BENEFITS RIGHTS

15 Nothing in this Constitution or in any law shall be
16 construed to limit the power of the General Assembly to reduce
17 or change pension benefits or other benefits of membership in
18 any public pension or public retirement system, regardless of
19 whether those benefits have accrued or have been earned and
20 regardless of when those benefits were established. ~~Membership~~
21 ~~in any pension or retirement system of the State, any unit of~~
22 ~~local government or school district, or any agency or~~
23 ~~instrumentality thereof, shall be an enforceable contractual~~

1 ~~relationship, the benefits of which shall not be diminished or~~
2 ~~impaired.~~

3 (Source: Illinois Constitution.)

4 SCHEDULE

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