



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4820

Introduced 2/6/2024, by Rep. Curtis J. Tarver, II

SYNOPSIS AS INTRODUCED:

40 ILCS 5/2-156	from Ch. 108 1/2, par. 2-156
40 ILCS 5/3-147	from Ch. 108 1/2, par. 3-147
40 ILCS 5/4-138	from Ch. 108 1/2, par. 4-138
40 ILCS 5/5-227	from Ch. 108 1/2, par. 5-227
40 ILCS 5/6-221	from Ch. 108 1/2, par. 6-221
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 5/10-109	
40 ILCS 5/11-230	from Ch. 108 1/2, par. 11-230
40 ILCS 5/12-191	from Ch. 108 1/2, par. 12-191
40 ILCS 5/13-807	from Ch. 108 1/2, par. 13-807
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
40 ILCS 5/16-199	from Ch. 108 1/2, par. 16-199
40 ILCS 5/17-149.1	from Ch. 108 1/2, par. 17-149.1
40 ILCS 5/18-163	from Ch. 108 1/2, par. 18-163

Amends the Illinois Pension Code. In provisions concerning forfeiture of benefits for certain felony convictions, provides that the forfeiture of benefits applies immediately after the felony conviction is entered, notwithstanding whether the person has been sentenced for that felony. Provides that the changes made by the amendatory Act apply to felony convictions entered on or after the effective date of the amendatory Act.

LRB103 37943 RPS 68075 b

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 2-156, 3-147, 4-138, 5-227, 6-221, 7-219,
6 8-251, 9-235, 10-109, 11-230, 12-191, 13-807, 14-149, 15-187,
7 16-199, 17-149.1, and 18-163 as follows:

8 (40 ILCS 5/2-156) (from Ch. 108 1/2, par. 2-156)

9 Sec. 2-156. Felony conviction. None of the benefits herein
10 provided for shall be paid to any person who is convicted of
11 any felony relating to or arising out of or in connection with
12 his or her service as a member.

13 None of the benefits provided for in this Article shall be
14 paid to any person who otherwise would receive a survivor
15 benefit who is convicted of any felony relating to or arising
16 out of or in connection with the service of the member from
17 whom the benefit results.

18 The forfeiture of benefits under this Section applies
19 immediately after the felony conviction is entered,
20 notwithstanding whether the person has been sentenced for that
21 felony. This paragraph applies to felony convictions entered
22 on or after the effective date of this amendatory Act of the
23 103rd General Assembly.

1 This Section shall not operate to impair any contract or
2 vested right acquired prior to July 11, 1955 under any law or
3 laws continued in this Article, nor to preclude the right to a
4 refund, and for the changes under this amendatory Act of the
5 100th General Assembly, shall not impair any contract or
6 vested right acquired by a survivor prior to the effective
7 date of this amendatory Act of the 100th General Assembly.

8 All participants entering service subsequent to July 11,
9 1955 shall be deemed to have consented to the provisions of
10 this Section as a condition of participation, and all
11 participants entering service subsequent to the effective date
12 of this amendatory Act of the 100th General Assembly shall be
13 deemed to have consented to the provisions of this amendatory
14 Act as a condition of participation.

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

16 (40 ILCS 5/3-147) (from Ch. 108 1/2, par. 3-147)

17 Sec. 3-147. Felony conviction. None of the benefits
18 provided in this Article shall be paid to any person who is
19 convicted of any felony relating to or arising out of or in
20 connection with his or her service as a police officer.

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

1 The forfeiture of benefits under this Section applies
2 immediately after the felony conviction is entered,
3 notwithstanding whether the person has been sentenced for that
4 felony. This paragraph applies to felony convictions entered
5 on or after the effective date of this amendatory Act of the
6 103rd General Assembly.

7 This Section shall not impair any contract or vested right
8 acquired prior to July 11, 1955 under any law continued in this
9 Article, nor preclude the right to a refund, and for the
10 changes under this amendatory Act of the 100th General
11 Assembly, shall not impair any contract or vested right
12 acquired by a survivor prior to the effective date of this
13 amendatory Act of the 100th General Assembly.

14 All persons entering service subsequent to July 11, 1955
15 are deemed to have consented to the provisions of this Section
16 as a condition of coverage, and all participants entering
17 service subsequent to the effective date of this amendatory
18 Act of the 100th General Assembly shall be deemed to have
19 consented to the provisions of this amendatory Act as a
20 condition of participation.

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

22 (40 ILCS 5/4-138) (from Ch. 108 1/2, par. 4-138)

23 Sec. 4-138. Felony conviction. None of the benefits
24 provided under this Article shall be paid to any person who is
25 convicted of any felony relating to or arising out of or in

1 connection with service as a firefighter.

2 None of the benefits provided for in this Article shall be
3 paid to any person who otherwise would receive a survivor
4 benefit who is convicted of any felony relating to or arising
5 out of or in connection with the service of the firefighter
6 from whom the benefit results.

7 The forfeiture of benefits under this Section applies
8 immediately after the felony conviction is entered,
9 notwithstanding whether the person has been sentenced for that
10 felony. This paragraph applies to felony convictions entered
11 on or after the effective date of this amendatory Act of the
12 103rd General Assembly.

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

20 All persons entering service subsequent to July 11, 1955,
21 are deemed to have consented to the provisions of this Section
22 as a condition of coverage, and all participants entering
23 service subsequent to the effective date of this amendatory
24 Act of the 100th General Assembly shall be deemed to have
25 consented to the provisions of this amendatory Act as a
26 condition of participation.

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. None of the benefits
4 provided for in this Article shall be paid to any person who is
5 convicted of any felony relating to or arising out of or in
6 connection with his service as a policeman.

7 None of the benefits provided for in this Article shall be
8 paid to any person who otherwise would receive a survivor
9 benefit who is convicted of any felony relating to or arising
10 out of or in connection with the service of the policeman from
11 whom the benefit results.

12 None of the benefits provided for in this Article shall be
13 paid to any person who is convicted of any felony while in
14 receipt of disability benefits.

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

21 A person who intentionally and unjustifiably causes delay
22 in proceedings in which the person is ultimately convicted of
23 a felony relating to or arising out of or in connection with
24 his service as a policeman shall not be entitled to any
25 benefits provided for in this Article on and after the filing

1 date of the related indictment or charges. This paragraph
2 applies to all persons whose felony conviction was entered on
3 or after January 1, 2019.

4 Except for a person who intentionally and unjustifiably
5 causes delay in proceedings in which the person is ultimately
6 convicted of a felony relating to or arising out of or in
7 connection with his service as a policeman, the forfeiture of
8 benefits under this Section applies immediately after the
9 conviction is entered, notwithstanding whether the person has
10 been sentenced for that felony. This paragraph applies to
11 felony convictions entered on or after the effective date of
12 this amendatory Act of the 103rd General Assembly.

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

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 this amendatory Act of the
23 100th General Assembly, shall not impair any contract or
24 vested right acquired by a survivor prior to the effective
25 date of this amendatory Act of the 100th General Assembly.

26 All future entrants entering service subsequent to July

1 11, 1955, shall be deemed to have consented to the provisions
2 of this Section as a condition of coverage, and all
3 participants entering service subsequent to the effective date
4 of this amendatory Act of the 100th General Assembly shall be
5 deemed to have consented to the provisions of this amendatory
6 Act as a condition of participation.

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

8 (40 ILCS 5/6-221) (from Ch. 108 1/2, par. 6-221)

9 Sec. 6-221. Felony conviction. None of the benefits
10 provided in this Article shall be paid to any person who is
11 convicted of any felony relating to or arising out of or in
12 connection with his service as a fireman.

13 None of the benefits provided for in this Article shall be
14 paid to any person who otherwise would receive a survivor
15 benefit who is convicted of any felony relating to or arising
16 out of or in connection with the service of the fireman from
17 whom the benefit results.

18 The forfeiture of benefits under this Section applies
19 immediately after the felony conviction is entered,
20 notwithstanding whether the person has been sentenced for that
21 felony. This paragraph applies to felony convictions entered
22 on or after the effective date of this amendatory Act of the
23 103rd General Assembly.

24 This Section shall not operate to impair any contract or
25 vested right heretofore acquired under any law or laws

1 continued in this Article, nor to preclude the right to a
2 refund, and for the changes under this amendatory Act of the
3 100th General Assembly, shall not impair any contract or
4 vested right acquired by a survivor prior to the effective
5 date of this amendatory Act of the 100th General Assembly.

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

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

14 (40 ILCS 5/7-219) (from Ch. 108 1/2, par. 7-219)

15 Sec. 7-219. Felony conviction. None of the benefits
16 provided for in this Article shall be paid to any person who is
17 convicted of any felony relating to or arising out of or in
18 connection with his service as an employee.

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

24 The forfeiture of benefits under this Section applies
25 immediately after the felony conviction is entered,

1 notwithstanding whether the person has been sentenced for that
2 felony. This paragraph applies to felony convictions entered
3 on or after the effective date of this amendatory Act of the
4 103rd General Assembly.

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

12 All future entrants entering service subsequent to July 9,
13 1955 shall be deemed to have consented to the provisions of
14 this Section as a condition of coverage, and all participants
15 entering service subsequent to the effective date of this
16 amendatory Act of the 100th General Assembly shall be deemed
17 to have consented to the provisions of this amendatory Act as a
18 condition of participation.

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.

25 None of the benefits provided for in this Article shall be

1 paid to any person who otherwise would receive a survivor
2 benefit who is convicted of any felony relating to or arising
3 out of or in connection with the service of the employee from
4 whom the benefit results.

5 The forfeiture of benefits under this Section applies
6 immediately after the felony conviction is entered,
7 notwithstanding whether the person has been sentenced for that
8 felony. This paragraph applies to felony convictions entered
9 on or after the effective date of this amendatory Act of the
10 103rd General Assembly.

11 This Section shall not operate to impair any contract or
12 vested right heretofore acquired under any law or laws
13 continued in this Article, nor to preclude the right to a
14 refund, and for the changes under Public Act 100-334, shall
15 not impair any contract or vested right acquired by a survivor
16 prior to August 25, 2017 (the effective date of Public Act
17 100-334).

18 Any refund required under this Article shall be calculated
19 based on that person's contributions to the Fund, less the
20 amount of any annuity benefit previously received by the
21 person or his or her beneficiaries. The changes made to this
22 Section by Public Act 100-23 apply only to persons who first
23 become participants under this Article on or after July 6,
24 2017 (the effective date of Public Act 100-23).

25 All future entrants entering service subsequent to July
26 11, 1955 shall be deemed to have consented to the provisions of

1 this Section as a condition of coverage, and all participants
2 entering service subsequent to August 25, 2017 (the effective
3 date of Public Act 100-334) shall be deemed to have consented
4 to the provisions of Public Act 100-334 as a condition of
5 participation.

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

8 (40 ILCS 5/9-235) (from Ch. 108 1/2, par. 9-235)

9 Sec. 9-235. Felony conviction. None of the benefits
10 provided in this Article shall be paid to any person who is
11 convicted of any felony relating to or arising out of or in
12 connection with his service as an employee.

13 None of the benefits provided for in this Article shall be
14 paid to any person who otherwise would receive a survivor
15 benefit who is convicted of any felony relating to or arising
16 out of or in connection with the service of the employee from
17 whom the benefit results.

18 The forfeiture of benefits under this Section applies
19 immediately after the felony conviction is entered,
20 notwithstanding whether the person has been sentenced for that
21 felony. This paragraph applies to felony convictions entered
22 on or after the effective date of this amendatory Act of the
23 103rd General Assembly.

24 This Section shall not operate to impair any contract or
25 vested right heretofore acquired under any law or laws

1 continued in this Article, nor to preclude the right to a
2 refund, and for the changes under this amendatory Act of the
3 100th General Assembly, shall not impair any contract or
4 vested right acquired by a survivor prior to the effective
5 date of this amendatory Act of the 100th General Assembly.

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

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

14 (40 ILCS 5/10-109)

15 Sec. 10-109. Felony conviction. None of the benefits
16 provided in this Article shall be paid to any person who is
17 convicted of any felony relating to or arising out of or in
18 connection with his service as an employee.

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

24 The forfeiture of benefits under this Section applies
25 immediately after the felony conviction is entered,

1 notwithstanding whether the person has been sentenced for that
2 felony. This paragraph applies to felony convictions entered
3 on or after the effective date of this amendatory Act of the
4 103rd General Assembly.

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

12 All future entrants entering service after the effective
13 date of this amendatory Act of the 95th General Assembly shall
14 be deemed to have consented to the provisions of this Section
15 as a condition of coverage, and all participants entering
16 service subsequent to the effective date of this amendatory
17 Act of the 100th General Assembly shall be deemed to have
18 consented to the provisions of this amendatory Act as a
19 condition of participation.

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

21 (40 ILCS 5/11-230) (from Ch. 108 1/2, par. 11-230)

22 Sec. 11-230. Felony conviction. None of the benefits
23 provided in this Article shall be paid to any person who is
24 convicted of any felony relating to or arising out of or in
25 connection with his service as employee.

1 None of the benefits provided for in this Article shall be
2 paid to any person who otherwise would receive a survivor
3 benefit who is convicted of any felony relating to or arising
4 out of or in connection with the service of the employee from
5 whom the benefit results.

6 The forfeiture of benefits under this Section applies
7 immediately after the felony conviction is entered,
8 notwithstanding whether the person has been sentenced for that
9 felony. This paragraph applies to felony convictions entered
10 on or after the effective date of this amendatory Act of the
11 103rd General Assembly.

12 This Section shall not operate to impair any contract or
13 vested right heretofore acquired under any law or laws
14 continued in this Article, nor to preclude the right to a
15 refund, and for the changes under Public Act 100-334, shall
16 not impair any contract or vested right acquired by a survivor
17 prior to August 25, 2017 (the effective date of Public Act
18 100-334).

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

26 All future entrants entering service after July 11, 1955,

1 shall be deemed to have consented to the provisions of this
2 Section as a condition of coverage, and all participants
3 entering service subsequent to August 25, 2017 (the effective
4 date of Public Act 100-334) shall be deemed to have consented
5 to the provisions of Public Act 100-334 as a condition of
6 participation.

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

9 (40 ILCS 5/12-191) (from Ch. 108 1/2, par. 12-191)

10 Sec. 12-191. Felony conviction. None of the benefits
11 provided for in this Article shall be paid to any person who is
12 convicted of any felony relating to or arising out of or in
13 connection with his service as an employee.

14 None of the benefits provided for in this Article shall be
15 paid to any person who otherwise would receive a survivor
16 benefit who is convicted of any felony relating to or arising
17 out of or in connection with the service of the employee from
18 whom the benefit results.

19 The forfeiture of benefits under this Section applies
20 immediately after the felony conviction is entered,
21 notwithstanding whether the person has been sentenced for that
22 felony. This paragraph applies to felony convictions entered
23 on or after the effective date of this amendatory Act of the
24 103rd General Assembly.

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, and for the changes under this amendatory Act of the
4 100th General Assembly, shall not impair any contract or
5 vested right acquired by a survivor prior to the effective
6 date of this amendatory Act of the 100th General Assembly.

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

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

15 (40 ILCS 5/13-807) (from Ch. 108 1/2, par. 13-807)

16 Sec. 13-807. Felony conviction. None of the benefits
17 provided in this Article shall be paid to any person who is
18 convicted of any felony relating to or arising out of or in
19 connection with service as an employee.

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 employee from
24 whom the benefit results.

25 The forfeiture of benefits under this Section applies

1 immediately after the felony conviction is entered,
2 notwithstanding whether the person has been sentenced for that
3 felony. This paragraph applies to felony convictions entered
4 on or after the effective date of this amendatory Act of the
5 103rd General Assembly.

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

13 All persons entering service subsequent to July 11, 1955
14 shall be deemed to have consented to the provisions of this
15 Section as a condition of coverage, and all participants
16 entering service subsequent to the effective date of this
17 amendatory Act of the 100th General Assembly shall be deemed
18 to have consented to the provisions of this amendatory Act as a
19 condition of participation.

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

21 (40 ILCS 5/14-149) (from Ch. 108 1/2, par. 14-149)

22 Sec. 14-149. Felony conviction. None of the benefits
23 herein provided for shall be paid to any person who is
24 convicted of any felony relating to or arising out of or in
25 connection with his service as an employee.

1 None of the benefits provided for in this Article shall be
2 paid to any person who otherwise would receive a survivor
3 benefit who is convicted of any felony relating to or arising
4 out of or in connection with the service of the employee from
5 whom the benefit results.

6 The forfeiture of benefits under this Section applies
7 immediately after the felony conviction is entered,
8 notwithstanding whether the person has been sentenced for that
9 felony. This paragraph applies to felony convictions entered
10 on or after the effective date of this amendatory Act of the
11 103rd General Assembly.

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

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

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

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

2 Sec. 15-187. Felony conviction. None of the benefits
3 provided under this Article shall be paid to any person who is
4 convicted of any felony relating to or arising out of or in
5 connection with a person's service as an employee from which
6 the benefit derives.

7 The forfeiture of benefits under this Section applies
8 immediately after the felony conviction is entered,
9 notwithstanding whether the person has been sentenced for that
10 felony. This paragraph applies to felony convictions entered
11 on or after the effective date of this amendatory Act of the
12 103rd General Assembly.

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. The changes made to this Section by this amendatory
17 Act of the 100th General Assembly shall not impair any
18 contract or vested right acquired prior to the effective date
19 of this amendatory Act of the 100th General Assembly. No
20 refund paid to any person who is convicted of a felony relating
21 to or arising out of or in connection with the person's service
22 as an employee shall include employer contributions or
23 interest or, in the case of the self-managed plan authorized
24 under Section 15-158.2, any employer contributions or
25 investment return on such employer contributions.

1 All persons entering service subsequent to July 9, 1955
2 shall be deemed to have consented to the provisions of this
3 Section as a condition of coverage, and all participants
4 entering service on or subsequent to the effective date of
5 this amendatory Act of the 100th General Assembly shall be
6 deemed to have consented to the provisions of this amendatory
7 Act as a condition of participation.

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

9 (40 ILCS 5/16-199) (from Ch. 108 1/2, par. 16-199)

10 Sec. 16-199. Felony conviction. None of the benefits
11 provided for in this Article shall be paid to any person who is
12 convicted of any felony relating to or arising out of or in
13 connection with his or her service as a teacher.

14 None of the benefits provided for in this Article shall be
15 paid to any person who otherwise would receive a survivor
16 benefit who is convicted of any felony relating to or arising
17 out of or in connection with the service of the teacher from
18 whom the benefit results.

19 The forfeiture of benefits under this Section applies
20 immediately after the felony conviction is entered,
21 notwithstanding whether the person has been sentenced for that
22 felony. This paragraph applies to felony convictions entered
23 on or after the effective date of this amendatory Act of the
24 103rd General Assembly.

25 This Section shall not operate to impair any contract or

1 vested right acquired prior to July 9, 1955 under any law or
2 laws continued in this Article, nor to preclude the right to a
3 refund, and for the changes under this amendatory Act of the
4 100th General Assembly, shall not impair any contract or
5 vested right acquired by a survivor prior to the effective
6 date of this amendatory Act of the 100th General Assembly. The
7 System may sue any such person to collect all moneys paid in
8 excess of refundable contributions.

9 All teachers entering or re-entering service after July 9,
10 1955 shall be deemed to have consented to the provisions of
11 this Section as a condition of membership, and all
12 participants entering service subsequent to the effective date
13 of this amendatory Act of the 100th General Assembly shall be
14 deemed to have consented to the provisions of this amendatory
15 Act as a condition of participation.

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

17 (40 ILCS 5/17-149.1) (from Ch. 108 1/2, par. 17-149.1)

18 Sec. 17-149.1. Felony conviction. None of the benefits
19 provided for in this Article shall be paid to any person who is
20 convicted of any felony relating to or arising out of or in
21 connection with his or her service as a teacher.

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 teacher from

1 whom the benefit results.

2 The forfeiture of benefits under this Section applies
3 immediately after the felony conviction is entered,
4 notwithstanding whether the person has been sentenced for that
5 felony. This paragraph applies to felony convictions entered
6 on or after the effective date of this amendatory Act of the
7 103rd General Assembly.

8 This Section shall not operate to impair any contract or
9 vested right acquired prior to January 1, 1988, nor to
10 preclude the right to a refund, and for the changes under this
11 amendatory Act of the 100th General Assembly, shall not impair
12 any contract or vested right acquired by a survivor prior to
13 the effective date of this amendatory Act of the 100th General
14 Assembly.

15 All teachers entering service after January 1, 1988 shall
16 be deemed to have consented to the provisions of this Section
17 as a condition of membership, and all participants entering
18 service subsequent to the effective date of this amendatory
19 Act of the 100th General Assembly shall be deemed to have
20 consented to the provisions of this amendatory Act as a
21 condition of participation.

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

23 (40 ILCS 5/18-163) (from Ch. 108 1/2, par. 18-163)

24 Sec. 18-163. Felony conviction. None of the benefits
25 herein provided shall be paid to any person who is convicted of

1 any felony relating to or arising out of or in connection with
2 his or her service as a judge.

3 None of the benefits provided for in this Article shall be
4 paid to any person who otherwise would receive a survivor
5 benefit who is convicted of any felony relating to or arising
6 out of or in connection with the service of the judge from whom
7 the benefit results.

8 The forfeiture of benefits under this Section applies
9 immediately after the felony conviction is entered,
10 notwithstanding whether the person has been sentenced for that
11 felony. This paragraph applies to felony convictions entered
12 on or after the effective date of this amendatory Act of the
13 103rd General Assembly.

14 This Section shall not operate to impair any contract or
15 vested right acquired before July 9, 1955 under any law or laws
16 continued in this Article, nor to preclude the right to a
17 refund, and for the changes under this amendatory Act of the
18 100th General Assembly, shall not impair any contract or
19 vested right acquired by a survivor prior to the effective
20 date of this amendatory Act of the 100th General Assembly.

21 All participants entering service subsequent to July 9,
22 1955 are deemed to have consented to the provisions of this
23 Section as a condition of participation, 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.

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