

1 AN ACT concerning State government.

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

4 Section 5. The Public Employee Disability Act is amended
5 by adding Section 2 as follows:

6 (5 ILCS 345/2 new)

7 Sec. 2. Illness disability benefit.

8 (a) As used in this Section:

9 "Eligible employee" means any full-time law enforcement
10 officer or full-time firefighter, including a full-time
11 paramedic or a firefighter who performs paramedic duties, who
12 is employed by any unit of local government, including any
13 home rule unit.

14 "Illness" means any illness, disease, or condition the
15 presence of which in a community results in the declaration of
16 a disaster or emergency by a State, county, or municipal
17 official.

18 (b) Whenever an eligible employee suffers an illness in
19 the line of duty which causes the employee to be unable to
20 perform the employee's duties, the employee shall continue to
21 be paid by the employing public entity on the same basis as the
22 employee was paid before the illness, with no deduction from
23 the employee's sick leave credits, compensatory time for

1 overtime accumulations or vacation, or service credits in a
2 public pension fund during the time the employee is unable to
3 perform the employee's duties due to the result of the
4 illness, but not longer than one year in relation to the same
5 illness.

6 (c) At any time during the period for which continuing
7 compensation is required by this Act, the employing public
8 entity may order at the expense of that entity physical or
9 medical examinations of the ill person to determine the degree
10 of disability.

11 (d) During this period of disability, the ill person shall
12 not be employed in any other manner, with or without a monetary
13 compensation. Any person who is employed in violation of this
14 subsection forfeits the continuing compensation provided by
15 this Act from the time such employment begins. Any salary
16 compensation due to the ill person from workers' compensation
17 or any salary due to the employee from any type of insurance
18 which may be carried by the employing public entity shall
19 revert to that entity during the time for which continuing
20 compensation is paid to the employee under this Act. Any
21 person with a disability receiving compensation under the
22 provisions of this Act shall not be entitled to any benefits
23 for which the employee would qualify because of the employee's
24 disability under the provisions of the Illinois Pension Code.

25 (e) Pursuant to paragraphs (h) and (i) of Section 6 of
26 Article VII of the Illinois Constitution, this Act

1 specifically denies and limits the exercise by home rule units
2 of any power which is inconsistent herewith, and all existing
3 laws and ordinances which are inconsistent herewith are hereby
4 superseded. This Act does not preempt the concurrent exercise
5 by home rule units of powers consistent herewith.

6 This Act does not apply to any home rule unit with a
7 population of over 1,000,000.