

SB3958



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB3958

Introduced 5/24/2024, by Sen. Sally J. Turner

SYNOPSIS AS INTRODUCED:

40 ILCS 5/4-106

from Ch. 108 1/2, par. 4-106

30 ILCS 805/8.48 new

Amends the Downstate Firefighter Article of the Illinois Pension Code. Adds fire investigators to the definition of "firefighter". Amends the State Mandates Act to require implementation without reimbursement by the State.

LRB103 40898 RPS 73875 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 4-106 as follows:

6 (40 ILCS 5/4-106) (from Ch. 108 1/2, par. 4-106)

7 Sec. 4-106. Firefighter, firefighters. "Firefighter,
8 firefighters":

9 (a) In municipalities which have adopted Division 1 of
10 Article 10 of the Illinois Municipal Code, any person employed
11 in the municipality's fire service as a firefighter, fire
12 engineer, marine engineer, fire pilot, bomb technician, fire
13 investigator, or scuba diver; and in any of these positions
14 where such person's duties also include those of a firefighter
15 as classified by the Civil Service Commission of that city,
16 and whose duty is to participate in the work of controlling and
17 extinguishing fires at the location of any such fires.

18 (b) In municipalities which are subject to Division 2.1 of
19 Article 10 of the Illinois Municipal Code, any person employed
20 by a city in its fire service as a firefighter, fire engineer,
21 marine engineer, fire pilot, bomb technician, fire
22 investigator, or scuba diver; and, in any of these positions
23 whose duties also include those of a firefighter and are

1 certified in the same manner as a firefighter in that city.

2 (c) In municipalities which are subject to neither
3 Division 1 nor Division 2.1 of Article 10 of the Illinois
4 Municipal Code, any person who would have been included as a
5 firefighter under sub-paragraph (a) or (b) above except that
6 he served as a de facto and not as a de jure firefighter.

7 (d) Notwithstanding the other provisions of this Section,
8 "firefighter" does not include any person who is actively
9 participating in the State Universities Retirement System
10 under subsection (h) of Section 15-107 with respect to the
11 employment for which he or she is a participating employee in
12 that System.

13 (e) This amendatory Act of 1977 does not affect persons
14 covered by this Article prior to September 22, 1977.

15 (Source: P.A. 90-576, eff. 3-31-98.)

16 Section 90. The State Mandates Act is amended by adding
17 Section 8.48 as follows:

18 (30 ILCS 805/8.48 new)

19 Sec. 8.48. Exempt mandate. Notwithstanding Sections 6 and
20 8 of this Act, no reimbursement by the State is required for
21 the implementation of any mandate created by this amendatory
22 Act of the 103rd General Assembly.