

1 AN ACT in relation to 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 adding Sections 3-110.8 and 9-121.14 and changing Section
6 5-234 as follows:

7 (40 ILCS 5/3-110.8 new)

8 Sec. 3-110.8. Transfer to Article 5 Fund.

9 (a) Until January 1, 2006, any active member of the
10 Article 5 pension fund may apply for transfer of his or her
11 creditable service accumulated in any police pension fund
12 under this Article to that Article 5 fund. The creditable
13 service shall be transferred upon payment by the police
14 pension fund to the Article 5 fund of an amount equal to:

15 (1) the amounts accumulated to the credit of the
16 applicant on the books of the fund on the date of
17 transfer; and

18 (2) employer contributions in an amount equal to
19 the amount determined under item (1); and

20 (3) any interest paid by the applicant in order to
21 reinstate service.

22 Participation in this Fund shall terminate on the date of
23 transfer.

24 (b) Until January 1, 2006, any active member of the
25 Article 5 pension fund may reinstate service in any police
26 pension fund under this Article that was terminated by
27 receipt of a refund, by payment to the police pension fund of
28 the amount of the refund, together with interest thereon at
29 the rate of 6% per year, compounded annually, from the date
30 of the refund to the date of repayment.

1 (40 ILCS 5/5-234) (from Ch. 108 1/2, par. 5-234)
2 Sec. 5-234. Transfer of credits.

3 (a) Any police officer who has at least 10 years of
4 creditable service in the Fund may transfer to this Fund
5 credits and creditable service accumulated under any other
6 pension fund or retirement system established under Article 8
7 or 12 of this Code, by making application and paying to the
8 Fund before January 1, 1990 the amount by which the employee
9 contributions that would have been required if he had
10 participated in this Fund during the period for which credit
11 is being transferred, plus interest, exceeds the amount
12 actually transferred from such other fund or system to this
13 Fund under item (1) of Section 8-226.5 or item (1) of Section
14 12-127.5.

15 (b) A policeman may transfer to this Fund credits and
16 creditable service accumulated under any police pension fund
17 established under Article 3 of this Code, by making written
18 application to the Fund before January 1, 2006. For the
19 transfer to be effective, the policeman must pay to the Fund
20 before withdrawal from service the amount, if any, by which
21 the employee contributions that would have been required if
22 he or she had participated in this Fund during the period for
23 which credit is being transferred, plus interest, exceeds the
24 amount actually transferred from the Article 3 fund to this
25 Fund under item (1) of subsection (a) of Section 3-110.8.

26 (c) A policeman may transfer to this Fund credits and
27 creditable service accumulated under the pension fund
28 established under Article 9 of this Code for service as a law
29 enforcement officer, by making written application to the
30 Fund before January 1, 2006. For the transfer to be
31 effective, the policeman must pay to the Fund before
32 withdrawal from service the amount, if any, by which the
33 employee contributions that would have been required if he or
34 she had participated in this Fund during the period for which

credit is being transferred, plus interest, exceeds the amount actually transferred from the Article 9 fund to this Fund under item (1) of subsection (a) of Section 9-121.14.

(Source: P.A. 86-272.)

(40 ILCS 5/9-121.14 new)

Sec. 9-121.14. Transfer to Article 5 Fund.

(a) Until January 1, 2006, any active member of the Article 5 pension fund may apply for transfer of his or her creditable service accumulated as a law enforcement officer under this Article to that Article 5 fund. The creditable service shall be accompanied by payment from this Fund to the Article 5 fund of an amount equal to:

(1) the amounts accumulated to the credit of the applicant for such service on the books of the Fund on the date of transfer; and

(2) employer contributions in an amount equal to the amount determined under item (1); and

(3) any interest paid by the applicant in order to reinstate service.

Participation in this Fund with respect to the service transferred shall terminate on the date of transfer.

(b) Until January 1, 2006, any active member of the Article 5 pension fund may reinstate service as a law enforcement officer under this Article that was terminated by receipt of a refund, by paying to the Fund the amount of the refund, together with interest thereon at the rate of 6% per year, compounded annually, from the date of the refund to the date of repayment.

Section 90. The State Mandates Act is amended by adding Section 8.27 as follows:

(30 ILCS 805/8.27 new)

1 Sec. 8.27. Exempt mandate. Notwithstanding Sections 6
2 and 8 of this Act, no reimbursement by the State is required
3 for the implementation of any mandate created by this
4 amendatory Act of the 93rd General Assembly.

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.