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1 AN ACT concerning public employee benefits.

## Be it enacted by the People of the State of Illinois, represented in the General Assembly:

- Section 5. The Illinois Pension Code is amended by changing

  Sections 17-137 and 17-138 as follows:
- 6 (40 ILCS 5/17-137) (from Ch. 108 1/2, par. 17-137)
- Sec. 17-137. Board created. There shall be elected a Board of Trustees, herein also referred to as the "Board", to
- 9 administer and control the Fund created by this Article. The
- Board shall consist of 12 members, 2 of whom shall be <u>appointed</u>

  by <u>members of</u> the Board of Education, 6 of whom shall be
- contributors who are not principals, one of whom shall be a
- 13 contributor who is a principal, and 3 of whom shall be
- pensioners, all to be chosen as provided in this Article. The
- terms of the 2 members of the Board serving on the effective
- date of this amendatory Act of the 94th General Assembly who
- are members of the Board of Education shall expire when the 2
- 18 members appointed by the Board of Education are appointed and
- 19 qualified to act.
- 20 (Source: P.A. 89-136, eff. 7-14-95; 90-566, eff. 1-2-98.)
- 21 (40 ILCS 5/17-138) (from Ch. 108 1/2, par. 17-138)
- Sec. 17-138. Board membership. At the first meeting of the
- 23 Board of Education in November of each year, the Board of
- 24 Education shall appoint one person of its members to serve,
- 25 while a member of the Board of Education, on the Board of
- 26 Trustees for a term of 2 years, except that in November 2005,
- the Board shall appoint a second person for a term of one year.
- 28 Members of the Board of Trustees appointed by the Board of
- 29 Education shall be selected from among the members of the Board
- 30 of Education, the chief financial officer of the Board of
- 31 Education, the comptroller of the Board of Education, the

treasurer of the Board of Education, and full-time employees of

the Board of Education who are, in the sole discretion of the

Board of Education, versed in its fiscal affairs.

On the last school day of the 4th week of October of each year there shall be elected 2 members of the Board from the teachers other than principals, who shall hold office for terms of 3 years while retaining their status as teachers other than principals, and other members to fill unexpired terms. In the event that schools are not in session on or during the week prior to the last Friday in October, this election shall be held on the Friday of the first subsequent full week of school. The election shall be by secret ballot and shall be held in such manner as the Board by bylaws or rules shall provide. Only teachers who are not principals shall be eligible to vote in the election.

During the first week of November of 1995 and every third year thereafter, one contributor who is a principal shall be elected a member of the Board. This trustee shall hold office for a term of 3 years while retaining his or her status as a principal. The election shall be by mail ballot and only contributors who are principals shall be eligible to vote. The election shall be held in the manner provided by the Board by rule or bylaw.

During the first week of November of each odd-numbered year there shall be elected 3 members of the Board from the pensioners, who shall hold office for a term of 2 years while retaining their status as pensioners. The election shall be by mail ballot to all service and disability pensioners, and shall be held in such manner as the Board by bylaws or rules shall provide.

All trustees, while <u>appointees</u> members of the Board of Education or while principals, teachers other than principals, or pensioners, as the case may be, shall hold their offices until their successors shall have been appointed or elected and qualified by subscribing to the constitutional oath of office at the immediately succeeding regular meeting of the Board.

- 1 (Source: P.A. 89-136, eff. 7-14-95; 90-566, eff. 1-2-98.)
- Section 99. Effective date. This Act takes effect upon 2
- 3 becoming law.