



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**SB1691**

Introduced 2/24/2005, by Sen. Terry Link

**SYNOPSIS AS INTRODUCED:**

40 ILCS 5/7-109.3  
30 ILCS 805/8.29 new

from Ch. 108 1/2, par. 7-109.3

Amends the Illinois Municipal (IMRF) Article of the Pension Code to remove language requiring an affirmative resolution from the employer before airport police may become eligible for the sheriff's law enforcement employee formula. Makes park police eligible for the sheriff's law enforcement employee formula. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

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FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

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 changing  
5 Section 7-109.3 as follows:

6 (40 ILCS 5/7-109.3) (from Ch. 108 1/2, par. 7-109.3)

7 Sec. 7-109.3. "Sheriff's Law Enforcement Employees".

8 (a) "Sheriff's law enforcement employee" or "SLEP" means:

9 (1) A county sheriff and all deputies, other than  
10 special deputies, employed on a full time basis in the  
11 office of the sheriff.

12 (2) A person who has elected to participate in this  
13 Fund under Section 3-109.1 of this Code, and who is  
14 employed by a participating municipality to perform police  
15 duties.

16 (3) A law enforcement officer employed on a full time  
17 basis by a Forest Preserve District, provided that such  
18 officer shall be deemed a "sheriff's law enforcement  
19 employee" for the purposes of this Article, and service in  
20 that capacity shall be deemed to be service as a sheriff's  
21 law enforcement employee, only if the board of  
22 commissioners of the District have so elected by adoption  
23 of an affirmative resolution. Such election, once made, may  
24 not be rescinded.

25 (4) A person not eligible to participate in a fund  
26 established under Article 3 of this Code who is employed on  
27 a full-time basis by a participating municipality or  
28 participating instrumentality to perform police duties at  
29 ~~a park or an airport, but only if the governing authority~~  
30 ~~of the employer has approved sheriff's law enforcement~~  
31 ~~employee status for its airport police employees by~~  
32 ~~adoption of an affirmative resolution. Such approval, once~~

1 ~~given, may not be rescinded.~~

2 (b) An employee who is a sheriff's law enforcement employee  
3 and is granted military leave or authorized leave of absence  
4 shall receive service credit in that capacity. Sheriff's law  
5 enforcement employees shall not be entitled to out-of-State  
6 service credit under Section 7-139.

7 (Source: P.A. 92-16, eff. 6-28-01.)

8 Section 90. The State Mandates Act is amended by adding  
9 Section 8.29 as follows:

10 (30 ILCS 805/8.29 new)

11 Sec. 8.29. Exempt mandate. Notwithstanding Sections 6 and 8  
12 of this Act, no reimbursement by the State is required for the  
13 implementation of any mandate created by this amendatory Act of  
14 the 94th General Assembly.

15 Section 99. Effective date. This Act takes effect upon  
16 becoming law.