

HB1389



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB1389

Introduced 2/21/2007, by Rep. Jim Sacia

SYNOPSIS AS INTRODUCED:

40 ILCS 5/7-141

from Ch. 108 1/2, par. 7-141

Amends the Illinois Pension Code. Makes a technical change in a Section concerning the Illinois Municipal Retirement Fund.

LRB095 09234 AMC 29427 b

PENSION IMPACT
NOTE ACT MAY
APPLY

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 changing
5 Section 7-141 as follows:

6 (40 ILCS 5/7-141) (from Ch. 108 1/2, par. 7-141)

7 Sec. 7-141. Retirement annuities - Conditions. Retirement
8 annuities shall be payable as hereinafter set forth:

9 (a) A participating employee who, regardless of cause, is
10 separated from the ~~the~~ service of all participating
11 municipalities and instrumentalities thereof and participating
12 instrumentalities shall be entitled to a retirement annuity
13 provided:

14 1. He is at least age 55, or in the case of a person who
15 is eligible to have his annuity calculated under Section
16 7-142.1, he is at least age 50;

17 2. He is (i) an employee who was employed by any
18 participating municipality or participating
19 instrumentality which had not elected to exclude persons
20 employed in positions normally requiring performance of
21 duty for less than 1000 hours per year or was employed in a
22 position normally requiring performance of duty for 600
23 hours or more per year prior to such election by any

1 participating municipality or participating
2 instrumentality included in and subject to this Article on
3 or before the effective date of this amendatory Act of 1981
4 which made such election and is not entitled to receive
5 earnings for employment in a position normally requiring
6 performance of duty for 600 hours or more per year for any
7 participating municipality and instrumentalities thereof
8 and participating instrumentality; or (ii) an employee who
9 was employed only by a participating municipality or
10 participating instrumentality, or participating
11 municipalities or participating instrumentalities, which
12 have elected to exclude persons in positions normally
13 requiring performance of duty for less than 1000 hours per
14 year after the effective date of such exclusion or which
15 are included under and subject to the Article after the
16 effective date of this amendatory Act of 1981 and elects to
17 exclude persons in such positions, and is not entitled to
18 receive earnings for employment in a position normally
19 requiring performance of duty for 1000 hours or more per
20 year by such a participating municipality or participating
21 instrumentality;

22 3. The amount of his annuity, before the application of
23 paragraph (b) of Section 7-142 is at least \$10 per month;

24 4. If he first became a participating employee after
25 December 31, 1961, he has at least 8 years of service. This
26 service requirement shall not apply to any participating

1 employee, regardless of participation date, if the General
2 Assembly terminates the Fund.

3 (b) Retirement annuities shall be payable:

4 1. As provided in Section 7-119;

5 2. Except as provided in item 3, upon receipt by the
6 fund of a written application. The effective date may be
7 not more than one year prior to the date of the receipt by
8 the fund of the application;

9 3. Upon attainment of age 70 1/2 if the member (i) is
10 no longer in service, and (ii) is otherwise entitled to an
11 annuity under this Article;

12 4. To the beneficiary of the deceased annuitant for the
13 unpaid amount accrued to date of death, if any.

14 (Source: P.A. 91-887, eff. 7-6-00.)