

**HB4627**



**95TH GENERAL ASSEMBLY**

**State of Illinois**

**2007 and 2008**

**HB4627**

by Rep. David R. Leitch

**SYNOPSIS AS INTRODUCED:**

40 ILCS 5/4-118.1

from Ch. 108 1/2, par. 4-118.1

Amends the Downstate Firefighter Article of the Illinois Pension Code. Increases the percentage of salary each firefighter shall contribute to the pension fund towards the cost of his or her pension from 6.955% of salary to 9.91% of salary.

LRB095 15155 AMC 41120 b

FISCAL NOTE ACT  
MAY APPLY

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 4-118.1 as follows:

6 (40 ILCS 5/4-118.1) (from Ch. 108 1/2, par. 4-118.1)

7 Sec. 4-118.1. Contributions by firefighters.

8 (a) Beginning on the effective date of this amendatory Act  
9 of the 95th General Assembly, each firefighter shall contribute  
10 to the pension fund 9.91% of salary towards the cost of his or  
11 her pension. Beginning January 1, 1976 and until the effective  
12 date of this amendatory Act of the 91st General Assembly, each  
13 firefighter shall contribute to the pension fund 6 3/4% of  
14 salary towards the cost of his or her pension. Beginning on the  
15 effective date of this amendatory Act of the 91st General  
16 Assembly, each firefighter shall contribute to the pension fund  
17 6.955% of salary towards the cost of his or her pension.

18 (b) In addition, beginning January 1, 1976, each  
19 firefighter shall contribute 1% of salary toward the cost of  
20 the increase in pension provided in Section 4-109.1; beginning  
21 January 1, 1987, such contribution shall be 1.5% of salary;  
22 beginning July 1, 2004, the contribution shall be 2.5% of  
23 salary.

1 (c) Beginning on the effective date of this amendatory Act  
2 of the 93rd General Assembly, each firefighter who elects to  
3 receive a pension under Section 4-109.3 and who has  
4 participated in at least one other pension fund under this  
5 Article for a period of at least one year shall contribute an  
6 additional 1.0% of salary toward the cost of the increase in  
7 pensions provided in Section 4-109.3.

8 In the event that a firefighter does not elect to receive a  
9 retirement pension provided under Section 4-109.3 from one or  
10 more of the pension funds in which the firefighter has credit,  
11 he or she shall, upon withdrawal from the last pension fund as  
12 defined in Section 4-109.3, be entitled to receive, from each  
13 such fund to which he or she has paid additional contributions  
14 under this subsection (c) and from which he or she does not  
15 receive a refund under Section 4-116, a refund of those  
16 contributions without interest.

17 A refund of total contributions to a particular firefighter  
18 pension fund under Section 4-116 shall include any refund of  
19 additional contributions paid to that fund under this  
20 subsection (c), but a firefighter who accepts a refund from a  
21 pension fund under Section 4-116 is thereafter ineligible to  
22 receive a pension provided under Section 4-109.3 from that  
23 fund. A firefighter who meets the eligibility requirements of  
24 Section 4-109.3 may receive a pension under Section 4-109.3  
25 from any pension fund from which the firefighter has not  
26 received a refund under Section 4-116 or under this subsection

1 (c).

2 (d) "Salary" means the annual salary, including longevity,  
3 attached to the firefighter's rank, as established by the  
4 municipality appropriation ordinance, including any  
5 compensation for overtime which is included in the salary so  
6 established, but excluding any "overtime pay", "holiday pay",  
7 "bonus pay", "merit pay", or any other cash benefit not  
8 included in the salary so established.

9 (e) The contributions shall be deducted and withheld from  
10 the salary of firefighters.

11 (Source: P.A. 93-689, eff. 7-1-04.)