



Sen. Kwame Raoul

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LRB095 14944 AMC 48024 a

1 AMENDMENT TO SENATE BILL 1985

2 AMENDMENT NO. _____. Amend Senate Bill 1985 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by
5 changing Section 14-119 as follows:

6 (40 ILCS 5/14-119) (from Ch. 108 1/2, par. 14-119)

7 Sec. 14-119. Amount of widow's annuity.

8 (a) The ~~The~~ widow's annuity shall be 50% of the amount of
9 retirement annuity payable to the member on the date of death
10 while on retirement if an annuitant, or on the date of his
11 death while in service if an employee, regardless of his age on
12 such date, or on the date of withdrawal if death occurred after
13 termination of service under the conditions prescribed in the
14 preceding Section.

15 (b) If an eligible widow, regardless of age, has in her
16 care any unmarried child or children of the member under age 18

1 (under age 22 if a full-time student), the widow's annuity
2 shall be increased in the amount of 5% of the retirement
3 annuity for each such child, but the combined payments for a
4 widow and children shall not exceed 66 2/3% of the member's
5 earned retirement annuity.

6 The amount of retirement annuity from which the widow's
7 annuity is derived shall be that earned by the member without
8 regard to whether he attained age 60 prior to his withdrawal
9 under the conditions stated or prior to his death.

10 (c) Marriage of a child shall render the child ineligible
11 for further consideration in the increase in the amount of the
12 widow's annuity.

13 Attainment of age 18 (age 22 if a full-time student) shall
14 render a child ineligible for further consideration in the
15 increase of the widow's annuity, but the annuity to the widow
16 shall be continued thereafter, without regard to her age at
17 that time.

18 (d) A widow's annuity payable on account of any covered
19 employee who shall have been a covered employee for at least 18
20 months shall be reduced by 1/2 of the amount of survivors
21 benefits to which his beneficiaries are eligible under the
22 provisions of the Federal Social Security Act, except that (1)
23 the amount of any widow's annuity payable under this Article
24 shall not be reduced by reason of any increase under that Act
25 which occurs after the offset required by this subsection is
26 first applied to that annuity, and (2) for benefits granted on

1 or after January 1, 1992, the offset under this subsection (d)
2 shall not exceed 50% of the amount of widow's annuity otherwise
3 payable.

4 (e) Upon the death of a recipient of a widow's annuity the
5 excess, if any, of the member's accumulated contributions plus
6 credited interest over all annuity payments to the member and
7 widow, exclusive of the \$500 lump sum payment, shall be paid to
8 the named beneficiary of the widow, or if none has been named,
9 to the estate of the widow, provided no reversionary annuity is
10 payable.

11 (f) On January 1, 1981, any recipient of a widow's annuity
12 who was receiving a widow's annuity on or before January 1,
13 1971, shall have her widow's annuity then being paid increased
14 by 1% for each full year which has elapsed from the date the
15 widow's annuity began. On January 1, 1982, any recipient of a
16 widow's annuity who began receiving a widow's annuity after
17 January 1, 1971, but before January 1, 1981, shall have her
18 widow's annuity then being paid increased by 1% for each full
19 year which has elapsed from the date the widow's annuity began.
20 On January 1, 1987, any recipient of a widow's annuity who
21 began receiving the widow's annuity on or before January 1,
22 1977, shall have the monthly widow's annuity increased by \$1
23 for each full year which has elapsed since the date the annuity
24 began.

25 (g) Beginning January 1, 1990, every widow's annuity shall
26 be increased (1) on each January 1 occurring on or after the

1 commencement of the annuity if the deceased member died while
2 receiving a retirement annuity, or (2) in other cases, on each
3 January 1 occurring on or after the first anniversary of the
4 commencement of the annuity, by an amount equal to 3% of the
5 current amount of the annuity, including any previous increases
6 under this Article. Such increases shall apply without regard
7 to whether the deceased member was in service on or after the
8 effective date of Public Act 86-1488, but shall not accrue for
9 any period prior to January 1, 1990.

10 (Source: P.A. 95-279, eff. 1-1-08.)".