



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB0709

Introduced 2/6/2009, by Rep. Kevin Joyce

SYNOPSIS AS INTRODUCED:

40 ILCS 5/5-136.2 new
30 ILCS 805/8.33 new

Amends the Chicago Police Article of the Illinois Pension Code. Provides a compounded 3% annual increase in surviving spouse annuities. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 08047 AMC 18153 b

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 adding
5 Section 5-136.2 as follows:

6 (40 ILCS 5/5-136.2 new)

7 Sec. 5-136.2. Annual increase in widow's annuity.

8 (a) Except as provided in subsection (c), each widow's
9 annuity payable under this Article shall be increased by 3% of
10 the original fixed amount of the annuity on the later of (1)
11 January 1, 2010, or (2) the January 1 occurring on or next
12 following the first anniversary of the granting of the annuity.
13 On each January 1 following the initial increase under this
14 subsection, each widow's annuity payable under this Article
15 shall be increased by an amount equal to 3% of the current
16 amount of the annuity, including any previous increases under
17 this Section.

18 (b) The limitations on the maximum amount of widow's
19 annuity imposed under Section 5-148 and the provisions of this
20 Article on fixation of the amount of widow's annuity do not
21 apply to the annual increases provided under this Section. The
22 increases provided under this Section apply without regard to
23 whether or not the deceased employee was in service on or after

1 the effective date of this amendatory Act of the 96th General
2 Assembly.

3 (c) The increases provided in this Section do apply to a
4 compensation or supplemental annuity under Section 5-144.

5 The increases provided in this Section do not apply to a
6 reversionary or term annuity.

7 Section 90. The State Mandates Act is amended by adding
8 Section 8.33 as follows:

9 (30 ILCS 805/8.33 new)

10 Sec. 8.33. Exempt mandate. Notwithstanding Sections 6 and 8
11 of this Act, no reimbursement by the State is required for the
12 implementation of any mandate created by this amendatory Act of
13 the 96th General Assembly.

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