



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB1565

Introduced 2/18/2009, by Rep. Michael J. Madigan - Barbara Flynn Currie - Kevin A. McCarthy

SYNOPSIS AS INTRODUCED:

40 ILCS 5/14-126

from Ch. 108 1/2, par. 14-126

Amends the State Employee Article of the Illinois Pension Code. Makes a technical change in a Section concerning a retirement annuity following nonoccupational disability benefits.

LRB096 05112 AMC 15178 b

PENSION IMPACT
NOTE ACT MAY
APPLY

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 14-126 as follows:

6 (40 ILCS 5/14-126) (from Ch. 108 1/2, par. 14-126)

7 Sec. 14-126. Nonoccupational disability benefit-Rights on
8 expiration-Retirement annuity option on re-entry. Any member
9 having 15 or more years of creditable service, and ~~and~~ having
10 attained at least age 55, or having 20 or more years of
11 creditable service and having attained at least age 50, who,
12 after receiving nonoccupational disability benefit for the
13 maximum period of time specified herein is still disabled for
14 service, shall be entitled to receive a retirement annuity
15 beginning the first of the month following application, without
16 regard to whether the member has attained age 60.

17 If a member having 15 but less than 20 years of creditable
18 service is under age 55 when nonoccupational disability
19 benefits terminate, and the member has been continuously
20 disabled for service, the member is entitled upon application
21 to the retirement annuity upon the first of the month after
22 attainment of age 55.

23 If a member having 20 or more years of creditable service

1 is under age 50 when nonoccupational disability benefits
2 terminate, and the member has been continuously disabled for
3 service, the member is entitled upon application to the
4 retirement annuity beginning upon the first of the month after
5 attainment of age 50.

6 As an option to the computation of a retirement annuity in
7 the manner provided in this Article, if a person who retires on
8 a retirement annuity prior to age 60 under the provisions of
9 this Section re-enters State employment, that person may refund
10 to the system the amount theretofore received as a retirement
11 annuity and upon subsequently retiring from State service shall
12 be entitled to a retirement annuity computed as though that
13 member had not previously received such annuity.

14 (Source: P.A. 80-841.)