



Sen. Mattie Hunter

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1 AMENDMENT TO SENATE BILL 544

2 AMENDMENT NO. _____. Amend Senate Bill 544 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by
5 changing Section 17-131 as follows:

6 (40 ILCS 5/17-131) (from Ch. 108 1/2, par. 17-131)

7 Sec. 17-131. Administration of payroll deductions. During
8 any period on or after July 1, 2009 in which salaries are paid,
9 payroll ~~such~~ deductions by an Employer or the Board shall be
10 made for all salary paid ~~on the basis of the full salary rates,~~
11 ~~exclusive of salaries for overtime, special services or any~~
12 ~~employment on an optional basis, such as in summer school.~~ If
13 salaries represent adjustments on account of error, deductions
14 by the Employer or the Board shall be at the rates in force
15 during the applicable payroll period. If teachers receive
16 salaries for the school year, as established by an Employer, or

1 if they receive salaries for more than 10 calendar months, the
2 amount required for each year of service shall be deducted by
3 such Employer in installments. Beginning July 1, 2009, the
4 total amounts for each semimonthly payroll period, or bi-weekly
5 payroll period, as the case may be, shall be deducted for all
6 salary paid ~~only when salary payments represent 5 days' pay or~~
7 ~~more.~~ If, on or after July 1, 2009, an Employer or the Board
8 pays salaries to members of the teaching force for vacation
9 periods, the salary shall be considered part of the teacher's
10 annual salary, shall be subject to the standard deductions for
11 pension contributions, and shall be considered to represent
12 additional service credit for each day paid ~~pay for 5 or more~~
13 ~~days' employment in a bi-weekly or semi-monthly payroll period~~
14 ~~for purposes set forth in this Section.~~ If deductions from
15 salaries result in amounts of less than one cent, the
16 fractional sums shall be increased to the next higher cent. Any
17 excess of these fractional increases over the prescribed annual
18 contributions shall be credited to the teachers' accounts.

19 Any person who retires on or after July 1, 2009 and before
20 the effective date of this amendatory Act of the 96th General
21 Assembly shall be paid a lump sum equal to the amount of
22 pension that he or she would have received for that period if
23 salary received for overtime, summer school, and other optional
24 service had been included in the calculation of salary for
25 pension purposes, minus the amount of pension he or she
26 actually received for that period.

1 In the event that, pursuant to Section 17-130.1, employee
2 contributions are picked up or made by the Board of Education
3 on behalf of its employees from the proceeds of the tax levied
4 under Section 34-60 of the School Code, then the amount of the
5 employee contributions which are picked up or made in that
6 manner shall not be deducted from the salaries of such
7 employees.

8 (Source: P.A. 90-566, eff. 1-2-98.)

9 Section 90. The State Mandates Act is amended by adding
10 Section 8.33 as follows:

11 (30 ILCS 805/8.33 new)

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

16 Section 99. Effective date. This Act takes effect upon
17 becoming law."