

**SB3280**



**96TH GENERAL ASSEMBLY**

**State of Illinois**

**2009 and 2010**

**SB3280**

Introduced 2/9/2010, by Sen. Kyle McCarter

**SYNOPSIS AS INTRODUCED:**

40 ILCS 5/16-163  
40 ILCS 5/16-164

from Ch. 108 1/2, par. 16-163  
from Ch. 108 1/2, par. 16-164

Amends the Downstate Teacher Article of the Pension Code. Changes the membership of the board of trustees from 13 to 11. Provides that the Governor shall appoint 4 members (instead of 6 members). Makes changes in the provisions concerning terms of office for the appointed members. Terminates the terms of members of the Board who are appointed by the Governor, including temporary appointees, on the effective date of the amendatory Act and removes language that would allow the current members to hold over in office for 60 days.

LRB096 19048 AMC 34439 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 Sections 16-163 and 16-164 as follows:

6 (40 ILCS 5/16-163) (from Ch. 108 1/2, par. 16-163)

7 Sec. 16-163. Board created. A board of 11 ~~13~~ members  
8 constitutes the board of trustees authorized to carry out the  
9 provisions of this Article and is responsible for the general  
10 administration of the System. The board shall be known as the  
11 Board of Trustees of the Teachers' Retirement System of the  
12 State of Illinois. The board shall be composed of the  
13 Superintendent of Education, ex officio, who shall be the  
14 president of the board; 4 ~~6~~ persons, not members of the System,  
15 to be appointed by the Governor, who shall hold no elected  
16 State office; 4 persons who, at the time of their election, are  
17 teachers as defined in Section 16-106, elected by the  
18 contributing members; and 2 annuitant members elected by the  
19 annuitants of the System, as provided in Section 16-165.

20 (Source: P.A. 96-6, eff. 4-3-09.)

21 (40 ILCS 5/16-164) (from Ch. 108 1/2, par. 16-164)

22 Sec. 16-164. Board - appointed members - vacancies. Terms

1 of office for the appointed members shall begin on July 15 of  
2 an even-numbered year, except that the terms of office for  
3 members appointed pursuant to this amendatory Act of the 96th  
4 General Assembly ~~this amendatory Act of the 96th General~~  
5 ~~Assembly~~ shall begin upon being confirmed by the Senate. The  
6 Governor shall appoint 2 ~~3~~ members as trustees with the advice  
7 and consent of the Senate in each even-numbered year who shall  
8 hold office for a term of 4 years, except that, of the members  
9 appointed pursuant to this amendatory Act of the 96th General  
10 Assembly ~~this amendatory Act of the 96th General Assembly~~, 2 ~~3~~  
11 members shall be appointed for a term ending July 14, 2012 and  
12 2 ~~3~~ members shall be appointed for a term ending July 14, 2014.  
13 Each such appointee shall reside in and be a taxpayer in the  
14 territory covered by this system, shall be interested in public  
15 school welfare, and experienced and competent in financial and  
16 business management. A vacancy in the term of an appointed  
17 trustee shall be filled for the unexpired term by appointment  
18 of the Governor.

19 Notwithstanding any provision of this Section to the  
20 contrary, the term of office of each member of the Board  
21 appointed by the Governor, including any temporary  
22 appointment, who is sitting on the Board on the effective date  
23 of this amendatory Act of the 96th General Assembly ~~this~~  
24 ~~amendatory Act of the 96th General Assembly is terminated on~~  
25 ~~that effective date~~. A trustee sitting on the Board on the  
26 effective date of this amendatory Act of the 96th General

1 Assembly shall ~~this amendatory Act of the 96th General Assembly~~  
2 ~~may~~ not hold over in office ~~for more than 60 days after the~~  
3 ~~effective date of this amendatory Act of the 96th General~~  
4 ~~Assembly~~. Nothing in this Section shall prevent the Governor  
5 from making a temporary appointment or nominating a trustee  
6 holding office on the day before the effective date of this  
7 amendatory Act of the 96th General Assembly ~~this amendatory Act~~  
8 ~~of the 96th General Assembly~~.

9 (Source: P.A. 96-6, eff. 4-3-09.)