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 16-118 as follows:

6   (40 ILCS 5/16-118) (from Ch. 108 1/2, par. 16-118)

7   Sec. 16-118. Retirement. "Retirement": Entry upon a

8   retirement annuity or receipt of a single-sum retirement

9   benefit granted under this Article after termination of active

10   service as a teacher.

11   (a) An annuitant receiving a retirement annuity other than

12   a disability retirement annuity may accept employment as a

13   teacher from a school board or other employer specified in

14   Section 16-106 without impairing retirement status, if that

15   employment: (1) is not within the school year during which

16   service was terminated; and (2) does not exceed 100 paid days

17   or 500 paid hours in any school year (during the period

18   beginning July 1, 2001 through June 30, 2011, 120 paid days or

19   600 paid hours in each school year). Where such permitted

20   employment is partly on a daily and partly on an hourly basis,

21   a day shall be considered as 5 hours.

22   (b) Subsection (a) does not apply to an annuitant who

23   returns to teaching under the program established in Section

1   16-150.1, for the duration of his or her participation in that

2   program.

3   (c) Subsection (a) shall not be construed to authorize

4   multiple annuitants, without impairing their retirement

5   status, to accept employment with a school district or other

6   employer in order to fill, as a group, a teaching position that

7   would ordinarily be occupied by an active participant. Instead,

8   if a school board or other employer determines that there is a

9   subject or administrative position shortage that would require

10   that action, then it must apply for an exemption under Section

11   16-150.1.

12   (Source: P.A. 93-320, eff. 7-23-03; 94-914, eff. 6-23-06.)

13   Section 99. Effective date. This Act takes effect upon

14   becoming law.