



Sen. Kwame Raoul

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09700HB3813sam002

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1 AMENDMENT TO HOUSE BILL 3813

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3813, AS AMENDED,  
3 with reference to page and line numbers of Senate Amendment No.  
4 1, on page 1, line 5, immediately after "6-209,", by inserting  
5 "8-138,"; and

6 on page 1, line 6, immediately after "9-219,", by inserting  
7 "11-134"; and

8 on page 18, line 25, by deleting "to"; and

9 on page 18, line 26, by deleting "special duty assignments";  
10 and

11 on page 23, immediately below line 10, by inserting the  
12 following:

13 "(40 ILCS 5/8-138) (from Ch. 108 1/2, par. 8-138)

1           Sec. 8-138. Minimum annuities - Additional provisions.

2           (a) An employee who withdraws after age 65 or more with at  
3           least 20 years of service, for whom the amount of age and  
4           service and prior service annuity combined is less than the  
5           amount stated in this Section, shall from the date of  
6           withdrawal, instead of all annuities otherwise provided, be  
7           entitled to receive an annuity for life of \$150 a year, plus 1  
8           1/2% for each year of service, to and including 20 years, and 1  
9           2/3% for each year of service over 20 years, of his highest  
10          average annual salary for any 4 consecutive years within the  
11          last 10 years of service immediately preceding the date of  
12          withdrawal.

13          An employee who withdraws after 20 or more years of  
14          service, before age 65, shall be entitled to such annuity, to  
15          begin not earlier than upon attained age of 55 years if under  
16          such age at withdrawal, reduced by 2% for each full year or  
17          fractional part thereof that his attained age is less than 65,  
18          plus an additional 2% reduction for each full year or  
19          fractional part thereof that his attained age when annuity is  
20          to begin is less than 60 so that the total reduction at age 55  
21          shall be 30%.

22          (b) An employee who withdraws after July 1, 1957, at age 60  
23          or over, with 20 or more years of service, for whom the age and  
24          service and prior service annuity combined, is less than the  
25          amount stated in this paragraph, shall, from the date of  
26          withdrawal, instead of such annuities, be entitled to receive

1 an annuity for life equal to 1 2/3% for each year of service,  
2 of the highest average annual salary for any 5 consecutive  
3 years within the last 10 years of service immediately preceding  
4 the date of withdrawal; provided, that in the case of any  
5 employee who withdraws on or after July 1, 1971, such employee  
6 age 60 or over with 20 or more years of service, shall receive  
7 an annuity for life equal to 1.67% for each of the first 10  
8 years of service; 1.90% for each of the next 10 years of  
9 service; 2.10% for each year of service in excess of 20 but not  
10 exceeding 30; and 2.30% for each year of service in excess of  
11 30, based on the highest average annual salary for any 4  
12 consecutive years within the last 10 years of service  
13 immediately preceding the date of withdrawal.

14 An employee who withdraws after July 1, 1957 and before  
15 January 1, 1988, with 20 or more years of service, before age  
16 60 years is entitled to annuity, to begin not earlier than upon  
17 attained age of 55 years, if under such age at withdrawal, as  
18 computed in the last preceding paragraph, reduced 0.25% for  
19 each full month or fractional part thereof that his attained  
20 age when annuity is to begin is less than 60 if the employee  
21 was born before January 1, 1936, or 0.5% for each such month if  
22 the employee was born on or after January 1, 1936.

23 Any employee born before January 1, 1936, who withdraws  
24 with 20 or more years of service, and any employee with 20 or  
25 more years of service who withdraws on or after January 1,  
26 1988, may elect to receive, in lieu of any other employee

1 annuity provided in this Section, an annuity for life equal to  
2 1.80% for each of the first 10 years of service, 2.00% for each  
3 of the next 10 years of service, 2.20% for each year of service  
4 in excess of 20 but not exceeding 30, and 2.40% for each year  
5 of service in excess of 30, of the highest average annual  
6 salary for any 4 consecutive years within the last 10 years of  
7 service immediately preceding the date of withdrawal, to begin  
8 not earlier than upon attained age of 55 years, if under such  
9 age at withdrawal, reduced 0.25% for each full month or  
10 fractional part thereof that his attained age when annuity is  
11 to begin is less than 60; except that an employee retiring on  
12 or after January 1, 1988, at age 55 or over but less than age  
13 60, having at least 35 years of service, or an employee  
14 retiring on or after July 1, 1990, at age 55 or over but less  
15 than age 60, having at least 30 years of service, or an  
16 employee retiring on or after the effective date of this  
17 amendatory Act of 1997, at age 55 or over but less than age 60,  
18 having at least 25 years of service, shall not be subject to  
19 the reduction in retirement annuity because of retirement below  
20 age 60.

21 However, in the case of an employee who retired on or after  
22 January 1, 1985 but before January 1, 1988, at age 55 or older  
23 and with at least 35 years of service, and who was subject  
24 under this subsection (b) to the reduction in retirement  
25 annuity because of retirement below age 60, that reduction  
26 shall cease to be effective January 1, 1991, and the retirement

1 annuity shall be recalculated accordingly.

2 Any employee who withdraws on or after July 1, 1990, with  
3 20 or more years of service, may elect to receive, in lieu of  
4 any other employee annuity provided in this Section, an annuity  
5 for life equal to 2.20% for each year of service if withdrawal  
6 is before January 1, 2002, or 2.40% for each year of service if  
7 withdrawal is on or after January 1, 2002, of the highest  
8 average annual salary for any 4 consecutive years within the  
9 last 10 years of service immediately preceding the date of  
10 withdrawal, to begin not earlier than upon attained age of 55  
11 years, if under such age at withdrawal, reduced 0.25% for each  
12 full month or fractional part thereof that his attained age  
13 when annuity is to begin is less than 60; except that an  
14 employee retiring at age 55 or over but less than age 60,  
15 having at least 30 years of service, shall not be subject to  
16 the reduction in retirement annuity because of retirement below  
17 age 60.

18 Any employee who withdraws on or after the effective date  
19 of this amendatory Act of 1997 with 20 or more years of service  
20 may elect to receive, in lieu of any other employee annuity  
21 provided in this Section, an annuity for life equal to 2.20%  
22 for each year of service, if withdrawal is before January 1,  
23 2002, or 2.40% for each year of service if withdrawal is on or  
24 after January 1, 2002, of the highest average annual salary for  
25 any 4 consecutive years within the last 10 years of service  
26 immediately preceding the date of withdrawal, to begin not

1 earlier than upon attainment of age 55 (age 50 if the employee  
2 has at least 30 years of service), reduced 0.25% for each full  
3 month or remaining fractional part thereof that the employee's  
4 attained age when annuity is to begin is less than 60; except  
5 that an employee retiring at age 50 or over with at least 30  
6 years of service or at age 55 or over with at least 25 years of  
7 service shall not be subject to the reduction in retirement  
8 annuity because of retirement below age 60.

9 The maximum annuity payable under part (a) and (b) of this  
10 Section shall not exceed 70% of highest average annual salary  
11 in the case of an employee who withdraws prior to July 1, 1971,  
12 75% if withdrawal takes place on or after July 1, 1971 and  
13 prior to January 1, 2002, or 80% if withdrawal takes place on  
14 or after January 1, 2002. For the purpose of the minimum  
15 annuity provided in this Section \$1,500 is considered the  
16 minimum annual salary for any year; and the maximum annual  
17 salary for the computation of such annuity is \$4,800 for any  
18 year before 1953, \$6000 for the years 1953 to 1956, inclusive,  
19 and the actual annual salary, as salary is defined in this  
20 Article, for any year thereafter.

21 To preserve rights existing on December 31, 1959, for  
22 participants and contributors on that date to the fund created  
23 by the Court and Law Department Employees' Annuity Act, who  
24 became participants in the fund provided for on January 1,  
25 1960, the maximum annual salary to be considered for such  
26 persons for the years 1955 and 1956 is \$7,500.

1           (c) For an employee receiving disability benefit, his  
2 salary for annuity purposes under paragraphs (a) and (b) of  
3 this Section, for all periods of disability benefit subsequent  
4 to the year 1956, is the amount on which his disability benefit  
5 was based.

6           (d) An employee with 20 or more years of service, whose  
7 entire disability benefit credit period expires before  
8 attainment of age 55 while still disabled for service, is  
9 entitled upon withdrawal to the larger of (1) the minimum  
10 annuity provided above, assuming he is then age 55, and  
11 reducing such annuity to its actuarial equivalent as of his  
12 attained age on such date or (2) the annuity provided from his  
13 age and service and prior service annuity credits.

14           (e) The minimum annuity provisions do not apply to any  
15 former municipal employee receiving an annuity from the fund  
16 who re-enters service as a municipal employee, unless he  
17 renders at least 3 years of additional service after the date  
18 of re-entry.

19           (f) An employee in service on July 1, 1947, or who became a  
20 contributor after July 1, 1947 and before attainment of age 70,  
21 who withdraws after age 65, with less than 20 years of service  
22 for whom the annuity has been fixed under this Article shall,  
23 instead of the annuity so fixed, receive an annuity as follows:

24           Such amount as he could have received had the accumulated  
25 amounts for annuity been improved with interest at the  
26 effective rate to the date of his withdrawal, or to attainment

1 of age 70, whichever is earlier, and had the city contributed  
2 to such earlier date for age and service annuity the amount  
3 that it would have contributed had he been under age 65, after  
4 the date his annuity was fixed in accordance with this Article,  
5 and assuming his annuity were computed from such accumulations  
6 as of his age on such earlier date. The annuity so computed  
7 shall not exceed the annuity which would be payable under the  
8 other provisions of this Section if the employee was credited  
9 with 20 years of service and would qualify for annuity  
10 thereunder.

11 (g) Instead of the annuity provided in this Article, an  
12 employee having attained age 65 with at least 15 years of  
13 service who withdraws from service on or after July 1, 1971 and  
14 whose annuity computed under other provisions of this Article  
15 is less than the amount provided under this paragraph, is  
16 entitled to a minimum annuity for life equal to 1% of the  
17 highest average annual salary, as salary is defined and limited  
18 in this Section for any 4 consecutive years within the last 10  
19 years of service for each year of service, plus the sum of \$25  
20 for each year of service. The annuity shall not exceed 60% of  
21 such highest average annual salary.

22 (g-1) Instead of any other retirement annuity provided in  
23 this Article, an employee who has at least 10 years of service  
24 and withdraws from service on or after January 1, 1999 may  
25 elect to receive a retirement annuity for life, beginning no  
26 earlier than upon attainment of age 60, equal to 2.2% if



1 withdrawal is before January 1, 2002, or 2.4% if withdrawal is  
2 on or after January 1, 2002, of final average salary for each  
3 year of service, subject to a maximum of 75% of final average  
4 salary if withdrawal is before January 1, 2002, or 80% if  
5 withdrawal is on or after January 1, 2002. For the purpose of  
6 calculating this annuity, "final average salary" means the  
7 highest average annual salary for any 4 consecutive years in  
8 the last 10 years of service. Nothwithstanding any provision of  
9 this subsection to the contrary, the "final average salary" for  
10 a participant that received credit under subsection (c) of  
11 Section 8-226 means the highest average salary for any 4  
12 consecutive years (or any 8 consecutive years if the employee  
13 first became a participant on or after January 1, 2011) in the  
14 10 years immediately prior to the leave of absence, and adding  
15 to that highest average salary, the product of (i) that highest  
16 average salary, (ii) the average percentage increase in the  
17 Consumer Price Index during each 12-month calendar year for the  
18 calendar years during the participant's leave of absence, and  
19 (iii) the length of the leave of absence in years, provided  
20 that this shall not exceed the participant's salary at the  
21 local labor organization. For purposes of this Section, the  
22 Consumer Price Index is the Consumer Price Index for All Urban  
23 Consumers for all items published by the United States  
24 Department of Labor.

25 (h) The minimum annuities provided under this Section shall  
26 be paid in equal monthly installments.

1 (i) The amendatory provisions of part (b) and (g) of this  
2 Section shall be effective July 1, 1971 and apply in the case  
3 of every qualifying employee withdrawing on or after July 1,  
4 1971.

5 (j) The amendatory provisions of this amendatory Act of  
6 1985 (P.A. 84-23) relating to the discount of annuity because  
7 of retirement prior to attainment of age 60, and to the  
8 retirement formula, for those born before January 1, 1936,  
9 shall apply only to qualifying employees withdrawing on or  
10 after July 18, 1985.

11 (j-1) The changes made to this Section by Public Act 92-609  
12 (increasing the retirement formula to 2.4% per year of service  
13 and increasing the maximum to 80%) apply to persons who  
14 withdraw from service on or after January 1, 2002, regardless  
15 of whether that withdrawal takes place before the effective  
16 date of that Act. In the case of a person who withdraws from  
17 service on or after January 1, 2002 but begins to receive a  
18 retirement annuity before July 1, 2002, the annuity shall be  
19 recalculated, with the increase resulting from Public Act  
20 92-609 accruing from the date the retirement annuity began. The  
21 changes made by Public Act 92-609 control over the changes made  
22 by Public Act 92-599, as provided in Section 95 of P.A. 92-609.

23 (k) Beginning on January 1, 1999, the minimum amount of  
24 employee's annuity shall be \$850 per month for life for the  
25 following classes of employees, without regard to the fact that  
26 withdrawal occurred prior to the effective date of this

1 amendatory Act of 1998:

2 (1) any employee annuitant alive and receiving a life  
3 annuity on the effective date of this amendatory Act of  
4 1998, except a reciprocal annuity;

5 (2) any employee annuitant alive and receiving a term  
6 annuity on the effective date of this amendatory Act of  
7 1998, except a reciprocal annuity;

8 (3) any employee annuitant alive and receiving a  
9 reciprocal annuity on the effective date of this amendatory  
10 Act of 1998, whose service in this fund is at least 5  
11 years;

12 (4) any employee annuitant withdrawing after age 60 on  
13 or after the effective date of this amendatory Act of 1998,  
14 with at least 10 years of service in this fund.

15 The increases granted under items (1), (2) and (3) of this  
16 subsection (k) shall not be limited by any other Section of  
17 this Act.

18 (Source: P.A. 95-331, eff. 8-21-07.)"; and

19 on page 35, immediately below line 16, by inserting the  
20 following:

21 "(40 ILCS 5/11-134) (from Ch. 108 1/2, par. 11-134)  
22 Sec. 11-134. Minimum annuities.

23 (a) An employee whose withdrawal occurs after July 1, 1957  
24 at age 60 or over, with 20 or more years of service, (as

1 service is defined or computed in Section 11-216), for whom the  
2 age and service and prior service annuity combined is less than  
3 the amount stated in this Section, shall, from and after the  
4 date of withdrawal, in lieu of all annuities otherwise provided  
5 in this Article, be entitled to receive an annuity for life of  
6 an amount equal to 1 2/3% for each year of service, of the  
7 highest average annual salary for any 5 consecutive years  
8 within the last 10 years of service immediately preceding the  
9 date of withdrawal; provided, that in the case of any employee  
10 who withdraws on or after July 1, 1971, such employee age 60 or  
11 over with 20 or more years of service, shall be entitled to  
12 instead receive an annuity for life equal to 1.67% for each of  
13 the first 10 years of service; 1.90% for each of the next 10  
14 years of service; 2.10% for each year of service in excess of  
15 20 but not exceeding 30; and 2.30% for each year of service in  
16 excess of 30, based on the highest average annual salary for  
17 any 4 consecutive years within the last 10 years of service  
18 immediately preceding the date of withdrawal.

19 An employee who withdraws after July 1, 1957 and before  
20 January 1, 1988, with 20 or more years of service, before age  
21 60, shall be entitled to an annuity, to begin not earlier than  
22 age 55, if under such age at withdrawal, as computed in the  
23 last preceding paragraph, reduced 0.25% if the employee was  
24 born before January 1, 1936, or 0.5% if the employee was born  
25 on or after January 1, 1936, for each full month or fractional  
26 part thereof that he attained age when such annuity is to

1 begin is less than 60.

2 Any employee born before January 1, 1936 who withdraws with  
3 20 or more years of service, and any employee with 20 or more  
4 years of service who withdraws on or after January 1, 1988, may  
5 elect to receive, in lieu of any other employee annuity  
6 provided in this Section, an annuity for life equal to 1.80%  
7 for each of the first 10 years of service, 2.00% for each of  
8 the next 10 years of service, 2.20% for each year of service in  
9 excess of 20, but not exceeding 30, and 2.40% for each year of  
10 service in excess of 30, of the highest average annual salary  
11 for any 4 consecutive years within the last 10 years of service  
12 immediately preceding the date of withdrawal, to begin not  
13 earlier than upon attained age of 55 years, if under such age  
14 at withdrawal, reduced 0.25% for each full month or fractional  
15 part thereof that his attained age when annuity is to begin is  
16 less than 60; except that an employee retiring on or after  
17 January 1, 1988, at age 55 or over but less than age 60, having  
18 at least 35 years of service, or an employee retiring on or  
19 after July 1, 1990, at age 55 or over but less than age 60,  
20 having at least 30 years of service, or an employee retiring on  
21 or after the effective date of this amendatory Act of 1997, at  
22 age 55 or over but less than age 60, having at least 25 years of  
23 service, shall not be subject to the reduction in retirement  
24 annuity because of retirement below age 60.

25 However, in the case of an employee who retired on or after  
26 January 1, 1985 but before January 1, 1988, at age 55 or older

1 and with at least 35 years of service, and who was subject  
2 under this subsection (a) to the reduction in retirement  
3 annuity because of retirement below age 60, that reduction  
4 shall cease to be effective January 1, 1991, and the retirement  
5 annuity shall be recalculated accordingly.

6 Any employee who withdraws on or after July 1, 1990, with  
7 20 or more years of service, may elect to receive, in lieu of  
8 any other employee annuity provided in this Section, an annuity  
9 for life equal to 2.20% for each year of service if withdrawal  
10 is before January 1, 2002, or 2.40% for each year of service if  
11 withdrawal is on or after January 1, 2002, of the highest  
12 average annual salary for any 4 consecutive years within the  
13 last 10 years of service immediately preceding the date of  
14 withdrawal, to begin not earlier than upon attained age of 55  
15 years, if under such age at withdrawal, reduced 0.25% for each  
16 full month or fractional part thereof that his attained age  
17 when annuity is to begin is less than 60; except that an  
18 employee retiring at age 55 or over but less than age 60,  
19 having at least 30 years of service, shall not be subject to  
20 the reduction in retirement annuity because of retirement below  
21 age 60.

22 Any employee who withdraws on or after the effective date  
23 of this amendatory Act of 1997 with 20 or more years of service  
24 may elect to receive, in lieu of any other employee annuity  
25 provided in this Section, an annuity for life equal to 2.20%  
26 for each year of service if withdrawal is before January 1,

1 2002, or 2.40% for each year of service if withdrawal is on or  
2 after January 1, 2002, of the highest average annual salary for  
3 any 4 consecutive years within the last 10 years of service  
4 immediately preceding the date of withdrawal, to begin not  
5 earlier than upon attainment of age 55 (age 50 if the employee  
6 has at least 30 years of service), reduced 0.25% for each full  
7 month or remaining fractional part thereof that the employee's  
8 attained age when annuity is to begin is less than 60; except  
9 that an employee retiring at age 50 or over with at least 30  
10 years of service or at age 55 or over with at least 25 years of  
11 service shall not be subject to the reduction in retirement  
12 annuity because of retirement below age 60.

13 The maximum annuity payable under this paragraph (a) of  
14 this Section shall not exceed 70% of highest average annual  
15 salary in the case of an employee who withdraws prior to July  
16 1, 1971, 75% if withdrawal takes place on or after July 1, 1971  
17 and prior to January 1, 2002, or 80% if withdrawal is on or  
18 after January 1, 2002. For the purpose of the minimum annuity  
19 provided in said paragraphs \$1,500 shall be considered the  
20 minimum annual salary for any year; and the maximum annual  
21 salary to be considered for the computation of such annuity  
22 shall be \$4,800 for any year prior to 1953, \$6,000 for the  
23 years 1953 to 1956, inclusive, and the actual annual salary, as  
24 salary is defined in this Article, for any year thereafter.

25 (b) For an employee receiving disability benefit, his  
26 salary for annuity purposes under this Section shall, for all

1 periods of disability benefit subsequent to the year 1956, be  
2 the amount on which his disability benefit was based.

3 (c) An employee with 20 or more years of service, whose  
4 entire disability benefit credit period expires prior to  
5 attainment of age 55 while still disabled for service, shall be  
6 entitled upon withdrawal to the larger of (1) the minimum  
7 annuity provided above assuming that he is then age 55, and  
8 reducing such annuity to its actuarial equivalent at his  
9 attained age on such date, or (2) the annuity provided from his  
10 age and service and prior service annuity credits.

11 (d) The minimum annuity provisions as aforesaid shall not  
12 apply to any former employee receiving an annuity from the  
13 fund, and who re-enters service as an employee, unless he  
14 renders at least 3 years of additional service after the date  
15 of re-entry.

16 (e) An employee in service on July 1, 1947, or who became a  
17 contributor after July 1, 1947 and prior to July 1, 1950, or  
18 who shall become a contributor to the fund after July 1, 1950  
19 prior to attainment of age 70, who withdraws after age 65 with  
20 less than 20 years of service, for whom the annuity has been  
21 fixed under the foregoing Sections of this Article shall, in  
22 lieu of the annuity so fixed, receive an annuity as follows:

23 Such amount as he could have received had the accumulated  
24 amounts for annuity been improved with interest at the  
25 effective rate to the date of his withdrawal, or to attainment  
26 of age 70, whichever is earlier, and had the city contributed



1 to such earlier date for age and service annuity the amount  
2 that would have been contributed had he been under age 65,  
3 after the date his annuity was fixed in accordance with this  
4 Article, and assuming his annuity were computed from such  
5 accumulations as of his age on such earlier date. The annuity  
6 so computed shall not exceed the annuity which would be payable  
7 under the other provisions of this Section if the employee was  
8 credited with 20 years of service and would qualify for annuity  
9 thereunder.

10 (f) In lieu of the annuity provided in this or in any other  
11 Section of this Article, an employee having attained age 65  
12 with at least 15 years of service who withdraws from service on  
13 or after July 1, 1971 and whose annuity computed under other  
14 provisions of this Article is less than the amount provided  
15 under this paragraph shall be entitled to receive a minimum  
16 annual annuity for life equal to 1% of the highest average  
17 annual salary for any 4 consecutive years within the last 10  
18 years of service immediately preceding retirement for each year  
19 of his service plus the sum of \$25 for each year of service.  
20 Such annual annuity shall not exceed the maximum percentages  
21 stated under paragraph (a) of this Section of such highest  
22 average annual salary.

23 (f-1) Instead of any other retirement annuity provided in  
24 this Article, an employee who has at least 10 years of service  
25 and withdraws from service on or after January 1, 1999 may  
26 elect to receive a retirement annuity for life, beginning no

1 earlier than upon attainment of age 60, equal to 2.2% if  
2 withdrawal is before January 1, 2002, or 2.4% for each year of  
3 service if withdrawal is on or after January 1, 2002, of final  
4 average salary for each year of service, subject to a maximum  
5 of 75% of final average salary if withdrawal is before January  
6 1, 2002, or 80% if withdrawal is on or after January 1, 2002.  
7 For the purpose of calculating this annuity, "final average  
8 salary" means the highest average annual salary for any 4  
9 consecutive years in the last 10 years of service.  
10 Notwithstanding any provision of this subsection to the  
11 contrary, the "final average salary" for a participant that  
12 received credit under item (3) of subsection (c) of Section  
13 11-215 means the highest average salary for any 4 consecutive  
14 years (or any 8 consecutive years if the employee first became  
15 a participant on or after January 1, 2011) in the 10 years  
16 immediately prior to the leave of absence, and adding to that  
17 highest average salary, the product of (i) that highest average  
18 salary, (ii) the average percentage increase in the Consumer  
19 Price Index during each 12-month calendar year for the calendar  
20 years during the participant's leave of absence, and (iii) the  
21 length of the leave of absence in years, provided that this  
22 shall not exceed the participant's salary at the local labor  
23 organization. For purposes of this Section, the Consumer Price  
24 Index is the Consumer Price Index for All Urban Consumers for  
25 all items published by the United States Department of Labor.

26 (g) Any annuity payable under the preceding subsections of

1 this Section 11-134 shall be paid in equal monthly  
2 installments.

3 (h) The amendatory provisions of part (a) and (f) of this  
4 Section shall be effective July 1, 1971 and apply in the case  
5 of every qualifying employee withdrawing on or after July 1,  
6 1971.

7 (h-1) The changes made to this Section by Public Act 92-609  
8 (increasing the retirement formula to 2.4% per year of service  
9 and increasing the maximum to 80%) apply to persons who  
10 withdraw from service on or after January 1, 2002, regardless  
11 of whether that withdrawal takes place before the effective  
12 date of that Act. In the case of a person who withdraws from  
13 service on or after January 1, 2002 but begins to receive a  
14 retirement annuity before July 1, 2002, the annuity shall be  
15 recalculated, with the increase resulting from Public Act  
16 92-609 accruing from the date the retirement annuity began. The  
17 changes made by Public Act 92-609 control over the changes made  
18 by Public Act 92-599, as provided in Section 95 of P.A. 92-609.

19 (i) The amendatory provisions of this amendatory Act of  
20 1985 relating to the discount of annuity because of retirement  
21 prior to attainment of age 60 and increasing the retirement  
22 formula for those born before January 1, 1936, shall apply only  
23 to qualifying employees withdrawing on or after August 16,  
24 1985.

25 (j) Beginning on January 1, 1999, the minimum amount of  
26 employee's annuity shall be \$850 per month for life for the

1 following classes of employees, without regard to the fact that  
2 withdrawal occurred prior to the effective date of this  
3 amendatory Act of 1998:

4 (1) any employee annuitant alive and receiving a life  
5 annuity on the effective date of this amendatory Act of  
6 1998, except a reciprocal annuity;

7 (2) any employee annuitant alive and receiving a term  
8 annuity on the effective date of this amendatory Act of  
9 1998, except a reciprocal annuity;

10 (3) any employee annuitant alive and receiving a  
11 reciprocal annuity on the effective date of this amendatory  
12 Act of 1998, whose service in this fund is at least 5  
13 years;

14 (4) any employee annuitant withdrawing after age 60 on  
15 or after the effective date of this amendatory Act of 1998,  
16 with at least 10 years of service in this fund.

17 The increases granted under items (1), (2) and (3) of this  
18 subsection (j) shall not be limited by any other Section of  
19 this Act.

20 (Source: P.A. 95-331, eff. 8-21-07.)"; and

21 on page 47, line 2, immediately after "participant", by  
22 inserting "before the effective date of this amendatory Act of  
23 the 97th General Assembly"; and

24 on page 50, line 22, immediately after "member", by inserting

1 "before the effective date of this amendatory Act of the 97th  
2 General Assembly"; and

3 on page 59, immediately above line 1, by inserting the  
4 following:

5 "Section 98. Severability. The provisions of this Act are  
6 severable under Section 1.31 of the Statute on Statutes."