

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 3-110, 4-108, 5-214, 6-209, 8-226, 11-215, 15-107,
6 16-106, and 17-134 as follows:

7 (40 ILCS 5/3-110) (from Ch. 108 1/2, par. 3-110)

8 Sec. 3-110. Creditable service.

9 (a) "Creditable service" is the time served by a police
10 officer as a member of a regularly constituted police force of
11 a municipality. In computing creditable service furloughs
12 without pay exceeding 30 days shall not be counted, but all
13 leaves of absence for illness or accident, regardless of
14 length, and all periods of disability retirement for which a
15 police officer has received no disability pension payments
16 under this Article shall be counted.

17 (a-5) Up to 3 years of time during which the police officer
18 receives a disability pension under Section 3-114.1, 3-114.2,
19 3-114.3, or 3-114.6 shall be counted as creditable service,
20 provided that (i) the police officer returns to active service
21 after the disability for a period at least equal to the period
22 for which credit is to be established and (ii) the police
23 officer makes contributions to the fund based on the rates

1 specified in Section 3-125.1 and the salary upon which the
2 disability pension is based. These contributions may be paid at
3 any time prior to the commencement of a retirement pension. The
4 police officer may, but need not, elect to have the
5 contributions deducted from the disability pension or to pay
6 them in installments on a schedule approved by the board. If
7 not deducted from the disability pension, the contributions
8 shall include interest at the rate of 6% per year, compounded
9 annually, from the date for which service credit is being
10 established to the date of payment. If contributions are paid
11 under this subsection (a-5) in excess of those needed to
12 establish the credit, the excess shall be refunded. This
13 subsection (a-5) applies to persons receiving a disability
14 pension under Section 3-114.1, 3-114.2, 3-114.3, or 3-114.6 on
15 the effective date of this amendatory Act of the 91st General
16 Assembly, as well as persons who begin to receive such a
17 disability pension after that date.

18 (b) Creditable service includes all periods of service in
19 the military, naval or air forces of the United States entered
20 upon while an active police officer of a municipality, provided
21 that upon applying for a permanent pension, and in accordance
22 with the rules of the board, the police officer pays into the
23 fund the amount the officer would have contributed if he or she
24 had been a regular contributor during such period, to the
25 extent that the municipality which the police officer served
26 has not made such contributions in the officer's behalf. The

1 total amount of such creditable service shall not exceed 5
2 years, except that any police officer who on July 1, 1973 had
3 more than 5 years of such creditable service shall receive the
4 total amount thereof.

5 (b-5) Creditable service includes all periods of service in
6 the military, naval, or air forces of the United States entered
7 upon before beginning service as an active police officer of a
8 municipality, provided that, in accordance with the rules of
9 the board, the police officer pays into the fund the amount the
10 police officer would have contributed if he or she had been a
11 regular contributor during such period, plus an amount
12 determined by the Board to be equal to the municipality's
13 normal cost of the benefit, plus interest at the actuarially
14 assumed rate calculated from the date the employee last became
15 a police officer under this Article. The total amount of such
16 creditable service shall not exceed 2 years.

17 (c) Creditable service also includes service rendered by a
18 police officer while on leave of absence from a police
19 department to serve as an executive of an organization whose
20 membership consists of members of a police department, subject
21 to the following conditions: (i) the police officer is a
22 participant of a fund established under this Article with at
23 least 10 years of service as a police officer; (ii) the police
24 officer received no credit for such service under any other
25 retirement system, pension fund, or annuity and benefit fund
26 included in this Code; (iii) pursuant to the rules of the board

1 the police officer pays to the fund the amount he or she would
2 have contributed had the officer been an active member of the
3 police department; ~~and~~ (iv) the organization pays a
4 contribution equal to the municipality's normal cost for that
5 period of service; and (v) the police officer first became an
6 active member of a pension fund established under this Article
7 before the effective date of this amendatory Act of the 97th
8 General Assembly.

9 (d) (1) Creditable service also includes periods of
10 service originally established in another police pension
11 fund under this Article or in the Fund established under
12 Article 7 of this Code for which (i) the contributions have
13 been transferred under Section 3-110.7 or Section 7-139.9
14 and (ii) any additional contribution required under
15 paragraph (2) of this subsection has been paid in full in
16 accordance with the requirements of this subsection (d).

17 (2) If the board of the pension fund to which
18 creditable service and related contributions are
19 transferred under Section 7-139.9 determines that the
20 amount transferred is less than the true cost to the
21 pension fund of allowing that creditable service to be
22 established, then in order to establish that creditable
23 service the police officer must pay to the pension fund,
24 within the payment period specified in paragraph (3) of
25 this subsection, an additional contribution equal to the
26 difference, as determined by the board in accordance with

1 the rules and procedures adopted under paragraph (6) of
2 this subsection. If the board of the pension fund to which
3 creditable service and related contributions are
4 transferred under Section 3-110.7 determines that the
5 amount transferred is less than the true cost to the
6 pension fund of allowing that creditable service to be
7 established, then the police officer may elect (A) to
8 establish that creditable service by paying to the pension
9 fund, within the payment period specified in paragraph (3)
10 of this subsection (d), an additional contribution equal to
11 the difference, as determined by the board in accordance
12 with the rules and procedures adopted under paragraph (6)
13 of this subsection (d) or (B) to have his or her creditable
14 service reduced by an amount equal to the difference
15 between the amount transferred under Section 3-110.7 and
16 the true cost to the pension fund of allowing that
17 creditable service to be established, as determined by the
18 board in accordance with the rules and procedures adopted
19 under paragraph (6) of this subsection (d).

20 (3) Except as provided in paragraph (4), the additional
21 contribution that is required or elected under paragraph
22 (2) of this subsection (d) must be paid to the board (i)
23 within 5 years from the date of the transfer of
24 contributions under Section 3-110.7 or 7-139.9 and (ii)
25 before the police officer terminates service with the fund.
26 The additional contribution may be paid in a lump sum or in

1 accordance with a schedule of installment payments
2 authorized by the board.

3 (4) If the police officer dies in service before
4 payment in full has been made and before the expiration of
5 the 5-year payment period, the surviving spouse of the
6 officer may elect to pay the unpaid amount on the officer's
7 behalf within 6 months after the date of death, in which
8 case the creditable service shall be granted as though the
9 deceased police officer had paid the remaining balance on
10 the day before the date of death.

11 (5) If the additional contribution that is required or
12 elected under paragraph (2) of this subsection (d) is not
13 paid in full within the required time, the creditable
14 service shall not be granted and the police officer (or the
15 officer's surviving spouse or estate) shall be entitled to
16 receive a refund of (i) any partial payment of the
17 additional contribution that has been made by the police
18 officer and (ii) those portions of the amounts transferred
19 under subdivision (a)(1) of Section 3-110.7 or
20 subdivisions (a)(1) and (a)(3) of Section 7-139.9 that
21 represent employee contributions paid by the police
22 officer (but not the accumulated interest on those
23 contributions) and interest paid by the police officer to
24 the prior pension fund in order to reinstate service
25 terminated by acceptance of a refund.

26 At the time of paying a refund under this item (5), the

1 pension fund shall also repay to the pension fund from
2 which the contributions were transferred under Section
3 3-110.7 or 7-139.9 the amount originally transferred under
4 subdivision (a)(2) of that Section, plus interest at the
5 rate of 6% per year, compounded annually, from the date of
6 the original transfer to the date of repayment. Amounts
7 repaid to the Article 7 fund under this provision shall be
8 credited to the appropriate municipality.

9 Transferred credit that is not granted due to failure
10 to pay the additional contribution within the required time
11 is lost; it may not be transferred to another pension fund
12 and may not be reinstated in the pension fund from which it
13 was transferred.

14 (6) The Public Employee Pension Fund Division of the
15 Department of Insurance shall establish by rule the manner
16 of making the calculation required under paragraph (2) of
17 this subsection, taking into account the appropriate
18 actuarial assumptions; the police officer's service, age,
19 and salary history; the level of funding of the pension
20 fund to which the credits are being transferred; and any
21 other factors that the Division determines to be relevant.
22 The rules may require that all calculations made under
23 paragraph (2) be reported to the Division by the board
24 performing the calculation, together with documentation of
25 the creditable service to be transferred, the amounts of
26 contributions and interest to be transferred, the manner in

1 which the calculation was performed, the numbers relied
2 upon in making the calculation, the results of the
3 calculation, and any other information the Division may
4 deem useful.

5 (e) (1) Creditable service also includes periods of
6 service originally established in the Fund established
7 under Article 7 of this Code for which the contributions
8 have been transferred under Section 7-139.11.

9 (2) If the board of the pension fund to which
10 creditable service and related contributions are
11 transferred under Section 7-139.11 determines that the
12 amount transferred is less than the true cost to the
13 pension fund of allowing that creditable service to be
14 established, then the amount of creditable service the
15 police officer may establish under this subsection (e)
16 shall be reduced by an amount equal to the difference, as
17 determined by the board in accordance with the rules and
18 procedures adopted under paragraph (3) of this subsection.

19 (3) The Public Pension Division of the Department of
20 Financial and Professional Regulation shall establish by
21 rule the manner of making the calculation required under
22 paragraph (2) of this subsection, taking into account the
23 appropriate actuarial assumptions; the police officer's
24 service, age, and salary history; the level of funding of
25 the pension fund to which the credits are being
26 transferred; and any other factors that the Division

1 determines to be relevant. The rules may require that all
2 calculations made under paragraph (2) be reported to the
3 Division by the board performing the calculation, together
4 with documentation of the creditable service to be
5 transferred, the amounts of contributions and interest to
6 be transferred, the manner in which the calculation was
7 performed, the numbers relied upon in making the
8 calculation, the results of the calculation, and any other
9 information the Division may deem useful.

10 (4) Until January 1, 2010, a police officer who
11 transferred service from the Fund established under
12 Article 7 of this Code under the provisions of Public Act
13 94-356 may establish additional credit, but only for the
14 amount of the service credit reduction in that transfer, as
15 calculated under paragraph (3) of this subsection (e). This
16 credit may be established upon payment by the police
17 officer of an amount to be determined by the board, equal
18 to (1) the amount that would have been contributed as
19 employee and employer contributions had all of the service
20 been as an employee under this Article, plus interest
21 thereon at the rate of 6% per year, compounded annually
22 from the date of service to the date of transfer, less (2)
23 the total amount transferred from the Article 7 Fund, plus
24 (3) interest on the difference at the rate of 6% per year,
25 compounded annually, from the date of the transfer to the
26 date of payment. The additional service credit is allowed

1 under this amendatory Act of the 95th General Assembly
2 notwithstanding the provisions of Article 7 terminating
3 all transferred credits on the date of transfer.

4 (Source: P.A. 95-812, eff. 8-13-08; 96-297, eff. 8-11-09;
5 96-1260, eff. 7-23-10.)

6 (40 ILCS 5/4-108) (from Ch. 108 1/2, par. 4-108)
7 Sec. 4-108. Creditable service.

8 (a) Creditable service is the time served as a firefighter
9 of a municipality. In computing creditable service, furloughs
10 and leaves of absence without pay exceeding 30 days in any one
11 year shall not be counted, but leaves of absence for illness or
12 accident regardless of length, and periods of disability for
13 which a firefighter received no disability pension payments
14 under this Article, shall be counted.

15 (b) Furloughs and leaves of absence of 30 days or less in
16 any one year may be counted as creditable service, if the
17 firefighter makes the contribution to the fund that would have
18 been required had he or she not been on furlough or leave of
19 absence. To qualify for this creditable service, the
20 firefighter must pay the required contributions to the fund not
21 more than 90 days subsequent to the termination of the furlough
22 or leave of absence, to the extent that the municipality has
23 not made such contribution on his or her behalf.

24 (c) Creditable service includes:

25 (1) Service in the military, naval or air forces of the

1 United States entered upon when the person was an active
2 firefighter, provided that, upon applying for a permanent
3 pension, and in accordance with the rules of the board the
4 firefighter pays into the fund the amount that would have
5 been contributed had he or she been a regular contributor
6 during such period of service, if and to the extent that
7 the municipality which the firefighter served made no such
8 contributions in his or her behalf. The total amount of
9 such creditable service shall not exceed 5 years, except
10 that any firefighter who on July 1, 1973 had more than 5
11 years of such creditable service shall receive the total
12 amount thereof as of that date.

13 (1.5) Up to 24 months of service in the military,
14 naval, or air forces of the United States that was served
15 prior to employment by a municipality or fire protection
16 district as a firefighter. To receive the credit for the
17 military service prior to the employment as a firefighter,
18 the firefighter must apply in writing to the fund and must
19 make contributions to the fund equal to (i) the employee
20 contributions that would have been required had the service
21 been rendered as a member, plus (ii) an amount determined
22 by the fund to be equal to the employer's normal cost of
23 the benefits accrued for that military service, plus (iii)
24 interest at the actuarially assumed rate provided by the
25 Department of Financial and Professional Regulation,
26 compounded annually from the first date of membership in

1 the fund to the date of payment on items (i) and (ii). The
2 changes to this paragraph (1.5) by this amendatory Act of
3 the 95th General Assembly apply only to participating
4 employees in service on or after its effective date.

5 (2) Service prior to July 1, 1976 by a firefighter
6 initially excluded from participation by reason of age who
7 elected to participate and paid the required contributions
8 for such service.

9 (3) Up to 8 years of service by a firefighter as an
10 officer in a statewide firefighters' association when he is
11 on a leave of absence from a municipality's payroll,
12 provided that (i) the firefighter has at least 10 years of
13 creditable service as an active firefighter, (ii) the
14 firefighter contributes to the fund the amount that he
15 would have contributed had he remained an active member of
16 the fund, ~~and~~ (iii) the employee or statewide firefighter
17 association contributes to the fund an amount equal to the
18 employer's required contribution as determined by the
19 board, and (iv) the firefighter first became an active
20 member of a pension fund established under this Article
21 before the effective date of this amendatory Act of the
22 97th General Assembly.

23 (4) Time spent as an on-call fireman for a
24 municipality, calculated at the rate of one year of
25 creditable service for each 5 years of time spent as an
26 on-call fireman, provided that (i) the firefighter has at

1 least 18 years of creditable service as an active
2 firefighter, (ii) the firefighter spent at least 14 years
3 as an on-call firefighter for the municipality, (iii) the
4 firefighter applies for such creditable service within 30
5 days after the effective date of this amendatory Act of
6 1989, (iv) the firefighter contributes to the Fund an
7 amount representing employee contributions for the number
8 of years of creditable service granted under this
9 subdivision (4), based on the salary and contribution rate
10 in effect for the firefighter at the date of entry into the
11 Fund, to be determined by the board, and (v) not more than
12 3 years of creditable service may be granted under this
13 subdivision (4).

14 Except as provided in Section 4-108.5, creditable
15 service shall not include time spent as a volunteer
16 firefighter, whether or not any compensation was received
17 therefor. The change made in this Section by Public Act
18 83-0463 is intended to be a restatement and clarification
19 of existing law, and does not imply that creditable service
20 was previously allowed under this Article for time spent as
21 a volunteer firefighter.

22 (5) Time served between July 1, 1976 and July 1, 1988
23 in the position of protective inspection officer or
24 administrative assistant for fire services, for a
25 municipality with a population under 10,000 that is located
26 in a county with a population over 3,000,000 and that

1 maintains a firefighters' pension fund under this Article,
2 if the position included firefighting duties,
3 notwithstanding that the person may not have held an
4 appointment as a firefighter, provided that application is
5 made to the pension fund within 30 days after the effective
6 date of this amendatory Act of 1991, and the corresponding
7 contributions are paid for the number of years of service
8 granted, based upon the salary and contribution rate in
9 effect for the firefighter at the date of entry into the
10 pension fund, as determined by the Board.

11 (6) Service before becoming a participant by a
12 firefighter initially excluded from participation by
13 reason of age who becomes a participant under the amendment
14 to Section 4-107 made by this amendatory Act of 1993 and
15 pays the required contributions for such service.

16 (7) Up to 3 years of time during which the firefighter
17 receives a disability pension under Section 4-110,
18 4-110.1, or 4-111, provided that (i) the firefighter
19 returns to active service after the disability for a period
20 at least equal to the period for which credit is to be
21 established and (ii) the firefighter makes contributions
22 to the fund based on the rates specified in Section 4-118.1
23 and the salary upon which the disability pension is based.
24 These contributions may be paid at any time prior to the
25 commencement of a retirement pension. The firefighter may,
26 but need not, elect to have the contributions deducted from

1 the disability pension or to pay them in installments on a
2 schedule approved by the board. If not deducted from the
3 disability pension, the contributions shall include
4 interest at the rate of 6% per year, compounded annually,
5 from the date for which service credit is being established
6 to the date of payment. If contributions are paid under
7 this subdivision (c)(7) in excess of those needed to
8 establish the credit, the excess shall be refunded. This
9 subdivision (c)(7) applies to persons receiving a
10 disability pension under Section 4-110, 4-110.1, or 4-111
11 on the effective date of this amendatory Act of the 91st
12 General Assembly, as well as persons who begin to receive
13 such a disability pension after that date.

14 (Source: P.A. 94-856, eff. 6-15-06; 95-1056, eff. 4-10-09.)

15 (40 ILCS 5/5-214) (from Ch. 108 1/2, par. 5-214)

16 Sec. 5-214. Credit for other service. Any participant in
17 this fund (other than a member of the fire department of the
18 city) who has rendered service as a member of the police
19 department of the city for a period of 3 years or more is
20 entitled to credit for the various purposes of this Article for
21 service rendered prior to becoming a member or subsequent
22 thereto for the following periods:

23 (a) While on leave of absence from the police
24 department assigned or detailed to investigative,
25 protective, security or police work for the park district

1 of the city, the department of the Port of Chicago or the
2 sanitary district in which the city is located.

3 (b) As a temporary police officer in the city or while
4 serving in the office of the mayor or in the office of the
5 corporation counsel, as a member of the city council of the
6 city, as an employee of the Policemen's Annuity and Benefit
7 Fund created by this Article, as the head of an
8 organization whose membership consists of members of the
9 police department, but only if the police officer first
10 became a member of the fund before the effective date of
11 this amendatory Act of the 97th General Assembly, the
12 Public Vehicle License Commission and the board of election
13 commissioners of the city.

14 (c) While performing safety or investigative work for
15 the county in which such city is principally located or for
16 the State of Illinois or for the federal government, on
17 leave of absence from the department of police, or while
18 performing investigative work for the department as a
19 civilian employee of the department.

20 (d) While on leave of absence from the police
21 department of the city and serving as the chief of police
22 of a police department outside the city.

23 No credit shall be granted in this fund, however, for this
24 service if the policeman has credit therefor in any other
25 annuity and benefit fund, or unless he contributes to this fund
26 the amount he would have contributed with interest had he

1 remained an active member of the police department in the
2 position he occupied as a result of a civil service competitive
3 examination, certification and appointment by the Civil
4 Service Board; or in the case of a city operating under the
5 provisions of a personnel ordinance the position he occupied as
6 a result of a personnel ordinance competitive examination
7 certification and appointment under the authority of a
8 Municipal Personnel ordinance.

9 Concurrently with such contributions, the city shall
10 contribute the amounts provided by this Article. No credit
11 shall be allowed for any period of time for which contributions
12 by the policeman have not been paid. The period of service
13 rendered by such policeman prior to the date he became a member
14 of the police department of the city or while detailed,
15 assigned or on leave of absence and employed in any of the
16 departments set forth hereinabove in this Section for which
17 such policeman has contributed to this fund shall be credited
18 to him as service for all the purposes of this Article, except
19 that he shall not have any of the rights conferred by the
20 provisions of Sections 5-127 and 5-162 of this Article.

21 The changes in this Section made by Public Act 86-273 shall
22 apply to members of the fund who have not begun receiving a
23 pension under this Article on August 23, 1989, without regard
24 to whether employment is terminated before that date.

25 (Source: P.A. 86-273; 87-1265.)

1 (40 ILCS 5/6-209) (from Ch. 108 1/2, par. 6-209)

2 Sec. 6-209. In computing the service rendered by a fireman
3 prior to the effective date, the following periods shall be
4 counted, in addition to all periods during which he performed
5 the duties of his position, as periods of service for annuity
6 purposes only: All periods of (a) vacation, (b) leave of
7 absence with whole or part pay, (c) leave of absence without
8 pay which were necessary on account of disability, and (d)
9 leave of absence during which he was engaged in the military or
10 naval service of the United States of America. Service credit
11 shall not be allowed for any period during which a fireman was
12 in receipt of pension on account of disability from any pension
13 fund superseded by this fund.

14 In computing the service rendered by a fireman on and after
15 the effective date, the following periods shall be counted in
16 addition to all periods during which he performed the duties of
17 his position, as periods of service for annuity purposes only:
18 All periods of (a) vacation, (b) leave of absence with whole or
19 part pay, (c) leave of absence during which he was engaged in
20 the military or naval service of the United States of America,
21 (d) disability for which he receives any disability benefit,
22 (e) disability for which he receives whole or part pay, (f)
23 leave of absence, or other authorized relief from active duty,
24 during which he served as president of The Firemen's
25 Association of Chicago, but only if the fireman first became a
26 member of the fund before the effective date of this amendatory

1 Act of the 97th General Assembly, (g) periods of suspension
2 from duty not to exceed a total of one year during the total
3 period of service of the fireman, and (h) a period of time not
4 to exceed 23 days in 1980 in accordance with an agreement with
5 the City on a settlement of strike; provided that the fireman
6 elects to make contributions to the Fund for the various
7 annuity and benefit purposes according to the provisions of
8 this Article as though he were an active fireman, based upon
9 the salary attached to the civil service rank held by him
10 during such absence from duty, and if the fireman so elects,
11 the city shall make the prescribed concurrent contributions for
12 such annuity and benefit purposes as provided in this Article,
13 all to the end that such fireman shall be entitled to receive
14 the same annuities and benefits for which he would otherwise be
15 eligible if he had continued as an active fireman during the
16 periods of absence from duty.

17 In computing service on and after the effective date for
18 ordinary disability benefit, all periods described in the
19 preceding paragraph, except any period for which a fireman
20 receives ordinary disability benefit, shall be counted as
21 periods of service.

22 In computing service for any of the purposes of this
23 Article, credit shall be given for any periods prior to January
24 9, 1997, during which an active fireman (or fire paramedic) who
25 is a member of the General Assembly is on leave of absence or
26 is otherwise authorized to be absent from duty to enable him to

1 perform his legislative duties, notwithstanding any reduction
2 in salary for such periods and notwithstanding that the
3 contributions paid by the fireman were based on such reduced
4 salary rather than the full amount of salary attached to his
5 civil service rank.

6 In computing service for any of the purposes of this
7 Article, no credit shall be given for any period during which a
8 fireman was not rendering active service because of his
9 discharge from the service, unless proceedings to test the
10 legality of the discharge are filed in a court of competent
11 jurisdiction within one year from the date of discharge and a
12 final judgment is entered therein declaring the discharge
13 illegal.

14 No overtime or extra service shall be included in computing
15 service of a fireman and not more than one year or a proper
16 fractional part thereof of service shall be allowed for service
17 rendered during any calendar year.

18 (Source: P.A. 86-273; 86-1488; 87-1265.)

19 (40 ILCS 5/8-226) (from Ch. 108 1/2, par. 8-226)

20 Sec. 8-226. Computation of service. In computing the term
21 of service of an employee prior to the effective date, the
22 entire period beginning on the date he was first appointed and
23 ending on the day before the effective date, except any
24 intervening period during which he was separated by withdrawal
25 from service, shall be counted for all purposes of this

1 Article, except that for any employee who was not in service on
2 the day before the effective date, service rendered prior to
3 such date shall not be considered for the purposes of Section
4 8-138.

5 For a person employed by an employer for whom this Article
6 was in effect prior to January 1, 1950, from whose salary
7 deductions are first made under this Article after December 31,
8 1949, any period of service rendered prior to the effective
9 date, unless he was in service on the day before the effective
10 date, shall not be counted as service.

11 The time a person was an employee of any territory annexed
12 to the city prior to the effective date shall be counted as a
13 period of service.

14 In computing the term of service of any employee subsequent
15 to the day before the effective date, the following periods
16 shall be counted as periods of service for age and service,
17 widow's and child's annuity purposes:

18 (a) The time during which he performed the duties of
19 his position;

20 (b) Vacations, leaves of absence with whole or part
21 pay, and leaves of absence without pay not longer than 90
22 days;

23 (c) Leaves of absence without pay during which a
24 participant is employed full-time by a local labor
25 organization that represents municipal employees, provided
26 that (1) the participant continues to make employee

1 contributions to the Fund as though he were an active
2 employee, based on the regular salary rate received by the
3 participant for his municipal employment immediately prior
4 to such leave of absence (and in the case of such
5 employment prior to December 9, 1987, pays to the Fund an
6 amount equal to the employee contributions for such
7 employment plus regular interest thereon as calculated by
8 the board), and based on his current salary with such labor
9 organization after the effective date of this amendatory
10 Act of 1991, (2) after January 1, 1989 the participant, or
11 the labor organization on the participant's behalf, makes
12 contributions to the Fund as though it were the employer,
13 in the same amount and same manner as specified under this
14 Article, based on the regular salary rate received by the
15 participant for his municipal employment immediately prior
16 to such leave of absence, and based on his current salary
17 with such labor organization after the effective date of
18 this amendatory Act of 1991, ~~and~~ (3) the participant does
19 not receive credit in any pension plan established by the
20 local labor organization based on his employment by the
21 organization, and (4) the participant first became a
22 participant before the effective date of this amendatory
23 Act of the 97th General Assembly;

24 (d) Any period of disability for which he received (i)
25 a disability benefit under this Article, or (ii) a
26 temporary total disability benefit under the Workers'

1 Compensation Act if the disability results from a condition
2 commonly termed heart attack or stroke or any other
3 condition falling within the broad field of coronary
4 involvement or heart disease, or (iii) whole or part pay;

5 (e) Any period for which contributions and service
6 credit have been transferred to this Fund under subsection
7 (d) of Section 9-121.1 or subsection (d) of Section
8 12-127.1 of this Code.

9 For a person employed by an employer in which the 1921 Act
10 was in effect prior to January 1, 1950, from whose salary
11 deductions are first made under the 1921 Act or this Article
12 after December 31, 1949, any period of service rendered
13 subsequent to the effective date and prior to the date he
14 became an employee and contributor, shall not be counted as a
15 period of service under this Article, except such period for
16 which he made payment as provided in Section 8-230 of this
17 Article, in which case such period shall be counted as a period
18 of service for all annuity purposes hereunder.

19 In computing the term of service of an employee subsequent
20 to the day before the effective date for ordinary disability
21 benefit purposes, all periods described in the preceding
22 paragraph, except any such period for which he receives
23 ordinary disability benefit, shall be counted as periods of
24 service; provided, that for any person employed by an employer
25 in which this Article was in effect prior to January 1, 1950,
26 from whose salary deductions are first made under this Article

1 after December 31, 1949, any period of service rendered
2 subsequent to the effective date and prior to the date he
3 became an employee and contributor, shall not be counted as a
4 period of service for ordinary disability benefit purposes,
5 unless the person made payment for the period as provided in
6 Section 8-230 of this Article, in which case the period shall
7 be counted as a period of service for ordinary disability
8 purposes for periods of disability on or after the effective
9 date of this amendatory Act of 1997.

10 Overtime or extra service shall not be included in
11 computing any term of service. Not more than 1 year of service
12 shall be allowed for service rendered during any calendar year.
13 (Source: P.A. 90-511, eff. 8-22-97.)

14 (40 ILCS 5/11-215) (from Ch. 108 1/2, par. 11-215)

15 Sec. 11-215. Computation of service.

16 (a) In computing the term of service of an employee prior
17 to the effective date, the entire period beginning on the date
18 he was first appointed and ending on the day before the
19 effective date, except any intervening period during which he
20 was separated by withdrawal from service, shall be counted for
21 all purposes of this Article. Only the first year of each
22 period of lay-off or leave of absence without pay, continuing
23 or extending for a period in excess of one year, shall be
24 counted as such service.

25 (b) For a person employed by an employer for whom this

1 Article was in effect prior to August 1, 1949, from whose
2 salary deductions are first made under this Article after July
3 31, 1949, any period of service rendered prior to the effective
4 date, unless he was in service on the day before the effective
5 date, shall not be counted as service.

6 (c) In computing the term of service of an employee
7 subsequent to the day before the effective date, the following
8 periods of time shall be counted as periods of service for
9 annuity purposes:

10 (1) the time during which he performed the duties of
11 his position;

12 (2) leaves of absence with whole or part pay, and
13 leaves of absence without pay not longer than 90 days;

14 (3) leaves of absence without pay during which a
15 participant is employed full-time by a local labor
16 organization that represents municipal employees, provided
17 that (A) the participant continues to make employee
18 contributions to the Fund as though he were an active
19 employee, based on the regular salary rate received by the
20 participant for his municipal employment immediately prior
21 to such leave of absence (and in the case of such
22 employment prior to December 9, 1987, pays to the Fund an
23 amount equal to the employee contributions for such
24 employment plus regular interest thereon as calculated by
25 the board), and based on his current salary with such labor
26 organization after the effective date of this amendatory

1 Act of 1991, (B) after January 1, 1989 the participant, or
2 the labor organization on the participant's behalf, makes
3 contributions to the Fund as though it were the employer,
4 in the same amount and same manner as specified under this
5 Article, based on the regular salary rate received by the
6 participant for his municipal employment immediately prior
7 to such leave of absence, and based on his current salary
8 with such labor organization after the effective date of
9 this amendatory Act of 1991, ~~and~~ (C) the participant does
10 not receive credit in any pension plan established by the
11 local labor organization based on his employment by the
12 organization, and (D) the participant first became a
13 participant before the effective date of this amendatory
14 Act of the 97th General Assembly;

15 (4) any period of disability for which he received (i)
16 a disability benefit under this Article, or (ii) a
17 temporary total disability benefit under the Workers'
18 Compensation Act if the disability results from a condition
19 commonly termed heart attack or stroke or any other
20 condition falling within the broad field of coronary
21 involvement or heart disease, or (iii) whole or part pay.

22 (d) For a person employed by an employer, or the retirement
23 board, in which "The 1935 Act" was in effect prior to August 1,
24 1949, from whose salary deductions are first made under "The
25 1935 Act" or this Article after July 31, 1949, any period of
26 service rendered subsequent to the effective date and prior to

1 August 1, 1949, shall not be counted as a period of service
2 under this Article, except such period for which he made
3 payment, as provided in Section 11-221 of this Article, in
4 which case such period shall be counted as a period of service
5 for all annuity purposes hereunder.

6 (e) In computing the term of service of an employee
7 subsequent to the day before the effective date for ordinary
8 disability benefit purposes, the following periods of time
9 shall be counted as periods of service:

10 (1) any period during which he performed the duties of
11 his position;

12 (2) leaves of absence with whole or part pay;

13 (3) any period of disability for which he received (i)
14 a duty disability benefit under this Article, or (ii) a
15 temporary total disability benefit under the Workers'
16 Compensation Act if the disability results from a condition
17 commonly termed heart attack or stroke or any other
18 condition falling within the broad field of coronary
19 involvement or heart disease, or (iii) whole or part pay.

20 However, any period of service rendered by an employee
21 contributor prior to the date he became a contributor to the
22 fund shall not be counted as a period of service for ordinary
23 disability purposes, unless the person made payment for the
24 period as provided in Section 11-221 of this Article, in which
25 case the period shall be counted as a period of service for
26 ordinary disability purposes for periods of disability on or

1 after the effective date of this amendatory Act of 1997.

2 Overtime or extra service shall not be included in
3 computing any term of service. Not more than 1 year of service
4 shall be allowed for service rendered during any calendar year.
5 (Source: P.A. 90-511, eff. 8-22-97.)

6 (40 ILCS 5/15-107) (from Ch. 108 1/2, par. 15-107)

7 Sec. 15-107. Employee.

8 (a) "Employee" means any member of the educational,
9 administrative, secretarial, clerical, mechanical, labor or
10 other staff of an employer whose employment is permanent and
11 continuous or who is employed in a position in which services
12 are expected to be rendered on a continuous basis for at least
13 4 months or one academic term, whichever is less, who (A)
14 receives payment for personal services on a warrant issued
15 pursuant to a payroll voucher certified by an employer and
16 drawn by the State Comptroller upon the State Treasurer or by
17 an employer upon trust, federal or other funds, or (B) is on a
18 leave of absence without pay. Employment which is irregular,
19 intermittent or temporary shall not be considered continuous
20 for purposes of this paragraph.

21 However, a person is not an "employee" if he or she:

22 (1) is a student enrolled in and regularly attending
23 classes in a college or university which is an employer,
24 and is employed on a temporary basis at less than full
25 time;

1 (2) is currently receiving a retirement annuity or a
2 disability retirement annuity under Section 15-153.2 from
3 this System;

4 (3) is on a military leave of absence;

5 (4) is eligible to participate in the Federal Civil
6 Service Retirement System and is currently making
7 contributions to that system based upon earnings paid by an
8 employer;

9 (5) is on leave of absence without pay for more than 60
10 days immediately following termination of disability
11 benefits under this Article;

12 (6) is hired after June 30, 1979 as a public service
13 employment program participant under the Federal
14 Comprehensive Employment and Training Act and receives
15 earnings in whole or in part from funds provided under that
16 Act; or

17 (7) is employed on or after July 1, 1991 to perform
18 services that are excluded by subdivision (a)(7)(f) or
19 (a)(19) of Section 210 of the federal Social Security Act
20 from the definition of employment given in that Section (42
21 U.S.C. 410).

22 (b) Any employer may, by filing a written notice with the
23 board, exclude from the definition of "employee" all persons
24 employed pursuant to a federally funded contract entered into
25 after July 1, 1982 with a federal military department in a
26 program providing training in military courses to federal

1 military personnel on a military site owned by the United
2 States Government, if this exclusion is not prohibited by the
3 federally funded contract or federal laws or rules governing
4 the administration of the contract.

5 (c) Any person appointed by the Governor under the Civil
6 Administrative Code of the State is an employee, if he or she
7 is a participant in this system on the effective date of the
8 appointment.

9 (d) A participant on lay-off status under civil service
10 rules is considered an employee for not more than 120 days from
11 the date of the lay-off.

12 (e) A participant is considered an employee during (1) the
13 first 60 days of disability leave, (2) the period, not to
14 exceed one year, in which his or her eligibility for disability
15 benefits is being considered by the board or reviewed by the
16 courts, and (3) the period he or she receives disability
17 benefits under the provisions of Section 15-152, workers'
18 compensation or occupational disease benefits, or disability
19 income under an insurance contract financed wholly or partially
20 by the employer.

21 (f) Absences without pay, other than formal leaves of
22 absence, of less than 30 calendar days, are not considered as
23 an interruption of a person's status as an employee. If such
24 absences during any period of 12 months exceed 30 work days,
25 the employee status of the person is considered as interrupted
26 as of the 31st work day.

1 (g) A staff member whose employment contract requires
2 services during an academic term is to be considered an
3 employee during the summer and other vacation periods, unless
4 he or she declines an employment contract for the succeeding
5 academic term or his or her employment status is otherwise
6 terminated, and he or she receives no earnings during these
7 periods.

8 (h) An individual who was a participating employee employed
9 in the fire department of the University of Illinois's
10 Champaign-Urbana campus immediately prior to the elimination
11 of that fire department and who immediately after the
12 elimination of that fire department became employed by the fire
13 department of the City of Urbana or the City of Champaign shall
14 continue to be considered as an employee for purposes of this
15 Article for so long as the individual remains employed as a
16 firefighter by the City of Urbana or the City of Champaign. The
17 individual shall cease to be considered an employee under this
18 subsection (h) upon the first termination of the individual's
19 employment as a firefighter by the City of Urbana or the City
20 of Champaign.

21 (i) An individual who is employed on a full-time basis as
22 an officer or employee of a statewide teacher organization that
23 serves System participants or an officer of a national teacher
24 organization that serves System participants may participate
25 in the System and shall be deemed an employee, provided that
26 (1) the individual has previously earned creditable service

1 under this Article, (2) the individual files with the System an
2 irrevocable election to become a participant, ~~and~~ (3) the
3 individual does not receive credit for that employment under
4 any other Article of this Code, and (4) the individual first
5 became a participant of the System before the effective date of
6 this amendatory Act of the 97th General Assembly. An employee
7 under this subsection (i) is responsible for paying to the
8 System both (A) employee contributions based on the actual
9 compensation received for service with the teacher
10 organization and (B) employer contributions equal to the normal
11 costs (as defined in Section 15-155) resulting from that
12 service; all or any part of these contributions may be paid on
13 the employee's behalf or picked up for tax purposes (if
14 authorized under federal law) by the teacher organization.

15 A person who is an employee as defined in this subsection
16 (i) may establish service credit for similar employment prior
17 to becoming an employee under this subsection by paying to the
18 System for that employment the contributions specified in this
19 subsection, plus interest at the effective rate from the date
20 of service to the date of payment. However, credit shall not be
21 granted under this subsection for any such prior employment for
22 which the applicant received credit under any other provision
23 of this Code, or during which the applicant was on a leave of
24 absence under Section 15-113.2.

25 (j) A person employed by the State Board of Higher
26 Education in a position with the Illinois Century Network as of

1 June 30, 2004 shall be considered to be an employee for so long
2 as he or she remains continuously employed after that date by
3 the Department of Central Management Services in a position
4 with the Illinois Century Network, the Bureau of Communication
5 and Computer Services, or, if applicable, any successor bureau
6 and meets the requirements of subsection (a).

7 (Source: P.A. 95-369, eff. 8-23-07.)

8 (40 ILCS 5/16-106) (from Ch. 108 1/2, par. 16-106)

9 Sec. 16-106. Teacher. "Teacher": The following
10 individuals, provided that, for employment prior to July 1,
11 1990, they are employed on a full-time basis, or if not
12 full-time, on a permanent and continuous basis in a position in
13 which services are expected to be rendered for at least one
14 school term:

15 (1) Any educational, administrative, professional or
16 other staff employed in the public common schools included
17 within this system in a position requiring certification
18 under the law governing the certification of teachers;

19 (2) Any educational, administrative, professional or
20 other staff employed in any facility of the Department of
21 Children and Family Services or the Department of Human
22 Services, in a position requiring certification under the
23 law governing the certification of teachers, and any person
24 who (i) works in such a position for the Department of
25 Corrections, (ii) was a member of this System on May 31,

1 1987, and (iii) did not elect to become a member of the
2 State Employees' Retirement System pursuant to Section
3 14-108.2 of this Code; except that "teacher" does not
4 include any person who (A) becomes a security employee of
5 the Department of Human Services, as defined in Section
6 14-110, after June 28, 2001 (the effective date of Public
7 Act 92-14), or (B) becomes a member of the State Employees'
8 Retirement System pursuant to Section 14-108.2c of this
9 Code;

10 (3) Any regional superintendent of schools, assistant
11 regional superintendent of schools, State Superintendent
12 of Education; any person employed by the State Board of
13 Education as an executive; any executive of the boards
14 engaged in the service of public common school education in
15 school districts covered under this system of which the
16 State Superintendent of Education is an ex-officio member;

17 (4) Any employee of a school board association
18 operating in compliance with Article 23 of the School Code
19 who is certificated under the law governing the
20 certification of teachers;

21 (5) Any person employed by the retirement system who:

22 (i) was an employee of and a participant in the
23 system on August 17, 2001 (the effective date of Public
24 Act 92-416), or

25 (ii) becomes an employee of the system on or after
26 August 17, 2001;

1 (6) Any educational, administrative, professional or
2 other staff employed by and under the supervision and
3 control of a regional superintendent of schools, provided
4 such employment position requires the person to be
5 certificated under the law governing the certification of
6 teachers and is in an educational program serving 2 or more
7 districts in accordance with a joint agreement authorized
8 by the School Code or by federal legislation;

9 (7) Any educational, administrative, professional or
10 other staff employed in an educational program serving 2 or
11 more school districts in accordance with a joint agreement
12 authorized by the School Code or by federal legislation and
13 in a position requiring certification under the laws
14 governing the certification of teachers;

15 (8) Any officer or employee of a statewide teacher
16 organization or officer of a national teacher organization
17 who is certified under the law governing certification of
18 teachers, provided: (i) the individual had previously
19 established creditable service under this Article, (ii)
20 the individual files with the system an irrevocable
21 election to become a member, ~~and~~ (iii) the individual does
22 not receive credit for such service under any other Article
23 of this Code, and (iv) the individual first became a member
24 of this System before the effective date of this amendatory
25 Act of the 97th General Assembly;

26 (9) Any educational, administrative, professional, or

1 other staff employed in a charter school operating in
2 compliance with the Charter Schools Law who is certificated
3 under the law governing the certification of teachers.

4 (10) Any person employed, on the effective date of this
5 amendatory Act of the 94th General Assembly, by the
6 Macon-Piatt Regional Office of Education in a
7 birth-through-age-three pilot program receiving funds
8 under Section 2-389 of the School Code who is required by
9 the Macon-Piatt Regional Office of Education to hold a
10 teaching certificate, provided that the Macon-Piatt
11 Regional Office of Education makes an election, within 6
12 months after the effective date of this amendatory Act of
13 the 94th General Assembly, to have the person participate
14 in the system. Any service established prior to the
15 effective date of this amendatory Act of the 94th General
16 Assembly for service as an employee of the Macon-Piatt
17 Regional Office of Education in a birth-through-age-three
18 pilot program receiving funds under Section 2-389 of the
19 School Code shall be considered service as a teacher if
20 employee and employer contributions have been received by
21 the system and the system has not refunded those
22 contributions.

23 An annuitant receiving a retirement annuity under this
24 Article or under Article 17 of this Code who is employed by a
25 board of education or other employer as permitted under Section
26 16-118 or 16-150.1 is not a "teacher" for purposes of this

1 Article. A person who has received a single-sum retirement
2 benefit under Section 16-136.4 of this Article is not a
3 "teacher" for purposes of this Article.

4 A person who is a teacher as described in item (8) of this
5 Section may establish service credit for similar employment
6 prior to becoming certified as a teacher if he or she (i) is
7 certified as a teacher on or before the effective date of this
8 amendatory Act of the 94th General Assembly, (ii) applies in
9 writing to the system within 6 months after the effective date
10 of this amendatory Act of the 94th General Assembly, and (iii)
11 pays to the system contributions equal to the normal costs
12 calculated from the date of first full-time employment as
13 described in item (8) to the date of payment, compounded
14 annually at the rate of 8.5% per year for periods before the
15 effective date of this amendatory Act of the 94th General
16 Assembly and for subsequent periods at a rate equal to the
17 System's actuarially assumed rate of return on investments.
18 However, credit shall not be granted under this paragraph for
19 any such prior employment for which the applicant received
20 credit under any other provision of this Code.

21 (Source: P.A. 93-320, eff. 7-23-03; 94-1111, eff. 2-27-07.)

22 (40 ILCS 5/17-134) (from Ch. 108 1/2, par. 17-134)

23 Sec. 17-134. Contributions for leaves of absence; military
24 service; computing service. In computing service for pension
25 purposes the following periods of service shall stand in lieu

1 of a like number of years of teaching service upon payment
2 therefor in the manner hereinafter provided: (a) time spent on
3 a leave of absence granted by the employer; (b) service with
4 teacher or labor organizations based upon special leaves of
5 absence therefor granted by an Employer; (c) a maximum of 5
6 years spent in the military service of the United States, of
7 which up to 2 years may have been served outside the pension
8 period; (d) unused sick days at termination of service to a
9 maximum of 244 days; (e) time lost due to layoff and
10 curtailment of the school term from June 6 through June 21,
11 1976; and (f) time spent after June 30, 1982 as a member of the
12 Board of Education, if required to resign from an
13 administrative or teaching position in order to qualify as a
14 member of the Board of Education.

15 (1) For time spent on or after September 6, 1948 on
16 sabbatical leaves of absence or sick leaves, for which
17 salaries are paid, an Employer shall make payroll
18 deductions at the applicable rates in effect during such
19 periods.

20 (2) For time spent on a leave of absence granted by the
21 employer for which no salaries are paid, teachers desiring
22 credit therefor shall pay the required contributions at the
23 rates in effect during such periods as though they were in
24 teaching service. If an Employer pays salary for vacations
25 which occur during a teacher's sick leave or maternity or
26 paternity leave without salary, vacation pay for which the

1 teacher would have qualified while in active service shall
2 be considered part of the teacher's total salary for
3 pension purposes. No more than 36 months of leave credit
4 may be allowed any person during the entire term of
5 service. Sabbatical leave credit shall be limited to the
6 time the person on leave without salary under an Employer's
7 rules is allowed to engage in an activity for which he
8 receives salary or compensation.

9 (3) For time spent prior to September 6, 1948, on
10 sabbatical leaves of absence or sick leaves for which
11 salaries were paid, teachers desiring service credit
12 therefor shall pay the required contributions at the
13 maximum applicable rates in effect during such periods.

14 (4) For service with teacher or labor organizations
15 authorized by special leaves of absence, for which no
16 payroll deductions are made by an Employer, teachers
17 desiring service credit therefor shall contribute to the
18 Fund upon the basis of the actual salary received from such
19 organizations at the percentage rates in effect during such
20 periods for certified positions with such Employer. To the
21 extent the actual salary exceeds the regular salary, which
22 shall be defined as the salary rate, as calculated by the
23 Board, in effect for the teacher's regular position in
24 teaching service on September 1, 1983 or on the effective
25 date of the leave with the organization, whichever is
26 later, the organization shall pay to the Fund the

1 employer's normal cost as set by the Board on the
2 increment. Notwithstanding any other provision of this
3 subdivision (4), teachers are only eligible for credit for
4 service under this subdivision (4) if they became a member
5 of this Fund before the effective date of this amendatory
6 Act of the 97th General Assembly.

7 (5) For time spent in the military service, teachers
8 entitled to and desiring credit therefor shall contribute
9 the amount required for each year of service or fraction
10 thereof at the rates in force (a) at the date of
11 appointment, or (b) on return to teaching service as a
12 regularly certified teacher, as the case may be; provided
13 such rates shall not be less than \$450 per year of service.
14 These conditions shall apply unless an Employer elects to
15 and does pay into the Fund the amount which would have been
16 due from such person had he been employed as a teacher
17 during such time. In the case of credit for military
18 service not during the pension period, the teacher must
19 also pay to the Fund an amount determined by the Board to
20 be equal to the employer's normal cost of the benefits
21 accrued from such service, plus interest thereon at 5% per
22 year, compounded annually, from the date of appointment to
23 the date of payment.

24 The changes to this Section made by Public Act 87-795
25 shall apply not only to persons who on or after its
26 effective date are in service under the Fund, but also to

1 persons whose status as a teacher terminated prior to that
2 date, whether or not the person is an annuitant on that
3 date. In the case of an annuitant who applies for credit
4 allowable under this Section for a period of military
5 service that did not immediately follow employment, and who
6 has made the required contributions for such credit, the
7 annuity shall be recalculated to include the additional
8 service credit, with the increase taking effect on the date
9 the Fund received written notification of the annuitant's
10 intent to purchase the credit, if payment of all the
11 required contributions is made within 60 days of such
12 notice, or else on the first annuity payment date following
13 the date of payment of the required contributions. In
14 calculating the automatic annual increase for an annuity
15 that has been recalculated under this Section, the increase
16 attributable to the additional service allowable under
17 this amendatory Act of 1991 shall be included in the
18 calculation of automatic annual increases accruing after
19 the effective date of the recalculation.

20 The total credit for military service shall not exceed
21 5 years, except that any teacher who on July 1, 1963, had
22 validated credit for more than 5 years of military service
23 shall be entitled to the total amount of such credit.

24 (6) A maximum of 244 unused sick days credited to his
25 account by an Employer on the date of termination of
26 employment. Members, upon verification of unused sick

1 days, may add this service time to total creditable
2 service.

3 (7) In all cases where time spent on leave is
4 creditable and no payroll deductions therefor are made by
5 an Employer, persons desiring service credit shall make the
6 required contributions directly to the Fund.

7 (8) For time lost without pay due to layoff and
8 curtailment of the school term from June 6 through June 21,
9 1976, as provided in item (e) of the first paragraph of
10 this Section, persons who were contributors on the days
11 immediately preceding such layoff shall receive credit
12 upon paying to the Fund a contribution based on the rates
13 of compensation and employee contributions in effect at the
14 time of such layoff, together with an additional amount
15 equal to 12.2% of the compensation computed for such period
16 of layoff, plus interest on the entire amount at 5% per
17 annum from January 1, 1978 to the date of payment. If such
18 contribution is paid, salary for pension purposes for any
19 year in which such a layoff occurred shall include the
20 compensation recognized for purposes of computing that
21 contribution.

22 (9) For time spent after June 30, 1982, as a
23 nonsalaried member of the Board of Education, if required
24 to resign from an administrative or teaching position in
25 order to qualify as a member of the Board of Education, an
26 administrator or teacher desiring credit therefor shall

1 pay the required contributions at the rates and salaries in
2 effect during such periods as though the member were in
3 service.

4 Effective September 1, 1974, the interest charged for
5 validation of service described in paragraphs (2) through (5)
6 of this Section shall be compounded annually at a rate of 5%
7 commencing one year after the termination of the leave or
8 return to service.

9 (Source: P.A. 92-599, eff. 6-28-02.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.