

# SB1872



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

SB1872

Introduced 2/10/2011, by Sen. Kwame Raoul

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/5-136.2 new

Amends the Chicago Police Article of the Illinois Pension Code. Provides that the amount of the annuity of a widow of a policeman who first became a participant of the fund before January 1, 2011 and the annual increases in that annuity shall be equal to the annuity and annual increases provided for the widow of a policeman who first became a participant of the fund on or after that date.

LRB097 09737 JDS 49874 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

A BILL FOR

1 AN ACT concerning public employee benefits.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Pension Code is amended by adding  
5 Section 5-136.2 as follows:

6 (40 ILCS 5/5-136.2 new)

7 Sec. 5-136.2. Parity of widows' annuities.

8 (a) Notwithstanding any other provision of this Article,  
9 for a widow of a policeman who first became a participant of  
10 the fund before January 1, 2011, the annuity to which the widow  
11 is entitled shall be in the amount of 66 2/3% of the  
12 policeman's earned annuity at the date of death. The provisions  
13 of this Section apply without regard to whether the policeman  
14 is in service on its effective date. In the case of a person  
15 who is receiving a widows' annuity on the effective date of  
16 this amendatory Act of the 97th General Assembly, the annuity  
17 shall be recalculated to reflect, (i) the changes made by this  
18 Section in the amount of the original annuity and (ii) any  
19 annual increases that the annuitant is entitled to under this  
20 Act, and the resulting increase shall become payable on the  
21 next annuity payment date.

22 (b) Notwithstanding any other provision of this Article,  
23 the monthly annuity of a widow of a person who first became a

1 policeman under this Article before January 1, 2011 shall be  
2 increased on January 1, 2013 or the January 1 after attainment  
3 of age 60 by the recipient of the survivor's annuity, whichever  
4 occurs later, and each January 1 thereafter by 3% or one-half  
5 the annual unadjusted percentage increase (but not less than  
6 zero) in the consumer price index-u for the 12 months ending  
7 with the September preceding each November 1, whichever is  
8 less, of the originally granted annuity. If the annual  
9 unadjusted percentage change in the consumer price index-u for  
10 a 12-month period ending in September is zero or, when compared  
11 with the preceding period, decreases, then the annuity shall  
12 not be increased.

13 (c) For the purposes of this Section, "consumer price  
14 index-u" means the index published by the Bureau of Labor  
15 Statistics of the United States Department of Labor that  
16 measures the average change in prices of goods and services  
17 purchased by all urban consumers, United States city average,  
18 all items, 1982-84 = 100. The new amount resulting from each  
19 annual adjustment shall be determined by the Public Pension  
20 Division of the Department of Insurance and made available to  
21 the boards of the pension funds.