

1 AN ACT concerning public employee benefits.

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

4 Section 5. The Illinois Pension Code is amended by changing
5 Section 9-158 as follows:

6 (40 ILCS 5/9-158) (from Ch. 108 1/2, par. 9-158)

7 Sec. 9-158. Proof of disability, duty and ordinary. Proof
8 of duty or ordinary disability shall be furnished to the board
9 by at least one licensed and practicing physician appointed by
10 the board, except that this requirement may be waived by the
11 board for proof of duty disability if the employee has been
12 compensated by the county for such disability or specific loss
13 under the Workers' Compensation Act or Workers' Occupational
14 Diseases Act. The physician requirement may also be waived by
15 the board for ordinary disability maternity claims of up to 8
16 weeks. With respect to duty disability, satisfactory proof must
17 be provided to the board that the final adjudication of the
18 claim required under subsection (d) of Section 9-159
19 established that the disability or death resulted from an
20 injury incurred in the performance of an act or acts of duty.
21 The board may require other evidence of disability. Each
22 disabled employee who receives duty or ordinary disability
23 benefit shall be examined at least once a year by one or more

1 licensed and practicing physicians appointed by the board. When
2 the disability ceases, the board shall discontinue payment of
3 the benefit ~~and the employee shall be returned to active~~
4 ~~service.~~

5 (Source: P.A. 95-1036, eff. 2-17-09.)