

1 AN ACT in relation to 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  
5 changing Section 18-133 as follows:

6 (40 ILCS 5/18-133) (from Ch. 108 1/2, par. 18-133)

7 Sec. 18-133. Financing; employee contributions.

8 (a) Effective July 1, 1967, each participant is required  
9 to contribute 7 1/2% of each payment of salary toward the  
10 retirement annuity. Such contributions shall continue during  
11 the entire time the participant is in service, with the  
12 following exceptions:

13 (1) Contributions for the retirement annuity are  
14 not required on salary received after 18 years of service  
15 by persons who were participants before January 2, 1954.

16 (2) A participant who continues to serve as a judge  
17 after becoming eligible to receive the maximum rate of  
18 annuity may elect, through a written direction filed with  
19 the Board, to discontinue contributing to the System.  
20 Any such option elected by a judge shall be irrevocable  
21 unless prior to January 1, 2003 2000, and while  
22 continuing to serve as judge, the judge (A) files with  
23 the Board a letter cancelling the direction to  
24 discontinue contributing to the System and requesting  
25 that such contributing resume, and (B) pays into the  
26 System an amount equal to the total of the discontinued  
27 contributions plus interest thereon at 5% per annum.  
28 Service credits earned in any other "participating  
29 system" as defined in Article 20 of this Code shall be  
30 considered for purposes of determining a judge's  
31 eligibility to discontinue contributions under this

1 subdivision (a)(2).

2 (3) A participant who (i) ~~has-attained-age-60~~~~;~~~~(ii)~~  
3 continues to serve as a judge after becoming eligible to  
4 receive the maximum rate of annuity~~;~~ and (ii) ~~(iii)~~ has  
5 not elected to discontinue contributing to the System  
6 under subdivision (a)(2) of this Section (or has revoked  
7 any such election) may elect, through a written direction  
8 filed with the Board, to make contributions to the System  
9 based only on the amount of the increases in salary  
10 received by the judge on or after the date of the  
11 election, rather than the total salary received. If a  
12 judge who is making contributions to the System on the  
13 effective date of this amendatory Act of the 91st General  
14 Assembly makes an election to limit contributions under  
15 this subdivision (a)(3) within 90 days after that  
16 effective date, the election shall be deemed to become  
17 effective on that effective date and the judge shall be  
18 entitled to receive a refund of any excess contributions  
19 paid to the System during that 90-day period; any other  
20 election under this subdivision (a)(3) becomes effective  
21 on the first of the month following the date of the  
22 election. An election to limit contributions under this  
23 subdivision (a)(3) is irrevocable. Service credits  
24 earned in any other participating system as defined in  
25 Article 20 of this Code shall be considered for purposes  
26 of determining a judge's eligibility to make an election  
27 under this subdivision (a)(3).

28 (b) Beginning July 1, 1969, each participant is required  
29 to contribute 1% of each payment of salary towards the  
30 automatic increase in annuity provided in Section 18-125.1.  
31 However, such contributions need not be made by any  
32 participant who has elected prior to September 15, 1969, not  
33 to be subject to the automatic increase in annuity  
34 provisions.

1           (c) Effective July 13, 1953, each married participant  
2 subject to the survivor's annuity provisions is required to  
3 contribute 2 1/2% of each payment of salary, whether or not  
4 he or she is required to make any other contributions under  
5 this Section. Such contributions shall be made concurrently  
6 with the contributions made for annuity purposes.

7 (Source: P.A. 91-653, eff. 12-10-99.)

8           Section 99. Effective date. This Act takes effect upon  
9 becoming law.