

1 AMENDMENT TO HOUSE BILL 3033

2 AMENDMENT NO. _____. Amend House Bill 3033 by replacing
3 the title with the following:

4 "AN ACT in relation to public employee benefits."; and

5 by replacing everything after the enacting clause with the
6 following:

7 "Section 5. The Law Enforcement Officers, Civil Defense
8 Workers, Civil Air Patrol Members, Paramedics, Firemen,
9 Chaplains, and State Employees Compensation Act is amended by
10 changing Section 3 as follows:

11 (820 ILCS 315/3) (from Ch. 48, par. 283)

12 Sec. 3. If a claim therefor is made within one year of
13 the date of death of the law enforcement officer, civil
14 defense worker, civil air patrol member, paramedic, fireman,
15 chaplain, or State employee, compensation in the amount of
16 \$10,000 shall be paid to the person designated by a law
17 enforcement officer, civil defense worker, civil air patrol
18 member, paramedic, fireman, chaplain, or State employee
19 killed in the line of duty prior to January 1, 1974, and
20 \$20,000 if such death occurred after December 31, 1973 and
21 before July 1, 1983, \$50,000 if such death occurred on or

1 after July 1, 1983 and before January 1, 1996 the--effeetive
 2 date--of--this--amendatory--Act--of--1995, and \$100,000 if the
 3 death occurred on or after January 1, 1996 and before the
 4 effective date of this amendatory Act of the 92nd General
 5 Assembly, and \$118,000 if the death occurred on or after the
 6 effective date of this amendatory Act of the 92nd General
 7 Assembly and before January 1, 2003.

8 Beginning January 1, 2003, the death compensation rate
 9 for death in the line of duty occurring in a particular
 10 calendar year shall be the death compensation rate for death
 11 occurring in the previous calendar year increased by a
 12 percentage thereof equal to the percentage increase, if any,
 13 in the index known as the "Employment Cost Index, Wages and
 14 Salaries, by Occupation and Industry Group: State and Local
 15 Government Workers: Public Administration", as published by
 16 the United States Department of Labor, Bureau of Labor
 17 Statistics, for the 12 months ending with the month of June
 18 of that previous calendar year the--effeetive--date--of--this
 19 amendatory-Act-of-1995.

20 If no beneficiary is designated or surviving at the death
 21 of the law enforcement officer, civil defense worker, civil
 22 air patrol member, paramedic, fireman, chaplain, or State
 23 employee killed in the line of duty, the compensation shall
 24 be paid as follows:

- 25 (a) when there is a surviving spouse, the entire
 26 sum shall be paid to the spouse;
- 27 (b) when there is no surviving spouse, but a
 28 surviving descendant of the decedent, the entire sum
 29 shall be paid to the decedent's descendants per stirpes;
- 30 (c) when there is neither a surviving spouse nor a
 31 surviving descendant, the entire sum shall be paid to the
 32 parents of the decedent in equal parts, allowing to the
 33 surviving parent, if one is dead, the entire sum; and-
- 34 (d) when there is no surviving spouse, descendant

1 or parent of the decedent, but there are surviving
2 brothers or sisters, or descendants of a brother or
3 sister, who were receiving their principal support from
4 the decedent at his death, the entire sum shall be paid,
5 in equal parts, to the dependent brothers or sisters or
6 dependent descendant of a brother or sister. Dependency
7 shall be determined by the Court of Claims based upon the
8 investigation and report of the Attorney General.

9 When there is no beneficiary designated or surviving at
10 the death of the law enforcement officer, civil defense
11 worker, civil air patrol member, paramedic, fireman,
12 chaplain, or State employee killed in the line of duty and no
13 surviving spouse, descendant, parent, ~~nor~~ dependent brother
14 or sister, or dependent descendant of a brother or sister, no
15 compensation shall be payable under this Act.

16 No part of such compensation may be paid to any other
17 person for any efforts in securing such compensation.

18 (Source: P.A. 89-323, eff. 1-1-96.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law."