

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 5-154.1 as follows:

6 (40 ILCS 5/5-154.1) (from Ch. 108 1/2, par. 5-154.1)  
7 Sec. 5-154.1. Occupational disease disability benefit.

8 (a) The General Assembly finds that service in the  
9 police department requires police officers in times of stress  
10 and danger to perform unusual tasks; that police officers are  
11 subject to exposure to extreme heat or extreme cold in  
12 certain seasons while performing their duties; and that these  
13 conditions exist and arise out of or in the course of  
14 employment.

15 (b) Any police officer with at least 10 years of service  
16 who suffers a heart attack or any other disabling heart  
17 disease but is not entitled to a benefit under Section 5-154  
18 is entitled to receive an occupational disease disability  
19 benefit under this Section. The occupational disease  
20 disability benefit shall be 65% of the salary attached to the  
21 rank held by the police officer in the police service at the  
22 time of his or her removal from the police department  
23 payroll. However, beginning on January 1, 2000, no  
24 occupational disease disability benefit that has been payable  
25 under this Section for at least 7 years ~~10-years~~ shall be  
26 less than 60% ~~50%~~ of the current salary attached from time to  
27 time to the rank held by the police officer at the time of  
28 his or her removal from the police department payroll,  
29 regardless of whether that removal occurred before the  
30 effective date of this amendatory Act of the 92nd General  
31 Assembly.

1           The police officer is also entitled to a child's  
2 disability benefit of \$100 per month for each natural or  
3 legally adopted unmarried child less than age 18 dependent  
4 upon the police officer for support. The total child's  
5 disability benefit shall not exceed 10% of the police  
6 officer's salary at the time of removal from the police  
7 department payroll. The increase in child's disability  
8 benefit provided by this amendatory Act of the 92nd General  
9 Assembly applies beginning January 1, 2000 to all such  
10 benefits payable on or after that date, regardless of whether  
11 the disabled policeman is in active service on or after the  
12 effective date of this amendatory Act.

13           The occupational disease disability benefit is payable  
14 during the period of disability until the police officer  
15 attains age 63 or compulsory retirement age, whichever occurs  
16 later; thereafter the police officer shall receive the  
17 benefits provided under the other provisions of this Article.  
18 If the police officer ceases to be disabled, the occupational  
19 disease disability benefit shall cease.

20           The child's disability benefit is payable during the  
21 period of disability until the child attains age 18 or  
22 marries, whichever event occurs first, except that a benefit  
23 payable on account of a child under this Section shall not be  
24 reduced or terminated by reason of the child's attainment of  
25 age 18 if he or she is then dependent by reason of a physical  
26 or mental disability, but shall continue to be paid as long  
27 as the child's dependency and disability continue.

28           (Source: P.A. 92-52, eff. 7-12-01.)

29           Section 90. The State Mandates Act is amended by adding  
30 Section 8.26 as follows:

31           (30 ILCS 805/8.26 new)

32           Sec. 8.26. Exempt mandate. Notwithstanding Sections 6

1 and 8 of this Act, no reimbursement by the State is required  
2 for the implementation of any mandate created by this  
3 amendatory Act of the 92nd General Assembly.

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.