

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 15-146 as follows:

6 (40 ILCS 5/15-146) (from Ch. 108 1/2, par. 15-146)

7 Sec. 15-146. Survivors insurance benefits - Minimum
8 amounts.

9 (a) The minimum total survivors annuity payable on
10 account of the death of a participant shall be 50% of the
11 retirement annuity which would have been provided under Rule
12 1, Rule 2, Rule 3, or Rule 5 of Section 15-136 upon the
13 participant's attainment of the minimum age at which the
14 penalty for early retirement would not be applicable or the
15 date of the participant's death, whichever is later, on the
16 basis of credits earned prior to the time of death.

17 (b) The minimum total survivors annuity payable on
18 account of the death of an annuitant shall be 50% of the
19 retirement annuity which is payable under Section 15-136 at
20 the time of death or 50% of the disability retirement annuity
21 payable under Section 15-153.2. This minimum survivors
22 annuity shall apply to each participant and annuitant who
23 dies after September 16, 1979, whether or not his or her
24 employee status terminates before or after that date.

25 (c) If an annuitant has elected a reversionary annuity,
26 the retirement annuity referred to in this Section is that
27 which would have been payable had such election not been
28 filed.

29 (d) Beginning January 1, 2002, any person who is
30 receiving a survivors annuity under this Article which, after
31 inclusion of all one-time and automatic annual increases to

1 which the person is entitled, is less than the sum of \$17.50
2 for each year (up to a maximum of 30 years) of the deceased
3 member's service credit, shall be entitled to a monthly
4 supplemental payment equal to the difference.

5 If 2 or more persons are receiving survivors annuities
6 based on the same deceased member, the calculation of the
7 supplemental payment under this subsection shall be based on
8 the total of those annuities and divided pro rata. The
9 supplemental payment is not subject to any limitation on the
10 maximum amount of the annuity and shall not be included in
11 the calculation of any automatic annual increase under
12 Section 15-145.

13 (Source: P.A. 90-448, eff. 8-16-97; 90-766, eff. 8-14-98;
14 91-887, eff. 7-6-00.)

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.