



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB1775

by Rep. Robert Martwick

SYNOPSIS AS INTRODUCED:

40 ILCS 5/6-128.2
30 ILCS 805/8.41 new

from Ch. 108 1/2, par. 6-128.2

Amends the Chicago Firefighter Article of the Illinois Pension Code. Incrementally increases the minimum retirement annuity for current and future retirees who have retired from service at age 50 or over with 20 or more years of service, up to \$1,250 per month beginning on January 1, 2020. Also makes a technical change. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB100 07819 RPS 17886 b

FISCAL NOTE ACT
MAY APPLY

PENSION IMPACT
NOTE ACT MAY
APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 6-128.2 as follows:

6 (40 ILCS 5/6-128.2) (from Ch. 108 1/2, par. 6-128.2)

7 Sec. 6-128.2. Minimum retirement annuities.

8 (a) Beginning with the monthly payment due in January,
9 1988, the monthly annuity payment for any person who is
10 entitled to receive a retirement annuity under this Article in
11 January, 1990 and has retired from service at age 50 or over
12 with 20 or more years of service, and for any person who
13 retires from service on or after January 24, 1990 at age 50 or
14 over with 20 or more years of service, shall not be less than
15 \$475 per month. The \$475 minimum annuity is exclusive of any
16 automatic annual increases provided by Sections 6-164 and
17 6-164.1, but not exclusive of previous raises in the minimum
18 annuity as provided by any Section of this Article.

19 Beginning January 1, 1992, the minimum retirement annuity
20 payable to any person who has retired from service at age 50 or
21 over with 20 or more years of service and is entitled to
22 receive a retirement annuity under this Article on that date,
23 or who retires from service at age 50 or over with 20 or more

1 years of service after that date, shall be \$650 per month.

2 Beginning January 1, 1993, the minimum retirement annuity
3 payable to any person who has retired from service at age 50 or
4 over with 20 or more years of service and is entitled to
5 receive a retirement annuity under this Article on that date,
6 or who retires from service at age 50 or over with 20 or more
7 years of service after that date, shall be \$750 per month.

8 Beginning January 1, 1994, the minimum retirement annuity
9 payable to any person who has retired from service at age 50 or
10 over with 20 or more years of service and is entitled to
11 receive a retirement annuity under this Article on that date,
12 or who retires from service at age 50 or over with 20 or more
13 years of service after that date, shall be \$850 per month.

14 Beginning January 1, 2004, the minimum retirement annuity
15 payable to any person who has retired from service at age 50 or
16 over with 20 or more years of service and is entitled to
17 receive a retirement annuity under this Article on that date,
18 or who retires from service at age 50 or over with 20 or more
19 years of service after that date, shall be \$950 per month.

20 Beginning January 1, 2005, the minimum retirement annuity
21 payable to any person who has retired from service at age 50 or
22 over with 20 or more years of service and is entitled to
23 receive a retirement annuity under this Article on that date,
24 or who retires from service at age 50 or over with 20 or more
25 years of service after that date, shall be \$1,050 per month.

26 Beginning January 1, 2016, the minimum retirement annuity

1 payable to any person who has retired from service at age 50 or
2 over with 20 or more years of service and is entitled to
3 receive a retirement annuity under this Article on that date,
4 or who retires from service at age 50 or over with 20 or more
5 years of service after that date, shall be no less than 125% of
6 the Federal Poverty Level. For purposes of this Section, the
7 "Federal Poverty Level" shall be determined pursuant to the
8 poverty guidelines updated periodically in the Federal
9 Register by the United States Department of Health and Human
10 Services under the authority of 42 U.S.C. 9902(2).

11 Beginning July 1, 2017, the minimum retirement annuity
12 payable to any person who has retired from service at age 50 or
13 over with 20 or more years of service and is entitled to
14 receive a retirement annuity under this Article on that date,
15 or who retires from service at age 50 or over with 20 or more
16 years of service after that date, shall be \$1,100 per month.

17 Beginning January 1, 2018, the minimum retirement annuity
18 payable to any person who has retired from service at age 50 or
19 over with 20 or more years of service and is entitled to
20 receive a retirement annuity under this Article on that date,
21 or who retires from service at age 50 or over with 20 or more
22 years of service after that date, shall be \$1,150 per month.

23 Beginning January 1, 2019, the minimum retirement annuity
24 payable to any person who has retired from service at age 50 or
25 over with 20 or more years of service and is entitled to
26 receive a retirement annuity under this Article on that date,

1 or who retires from service at age 50 or over with 20 or more
2 years of service after that date, shall be \$1,200 per month.

3 Beginning January 1, 2020, the minimum retirement annuity
4 payable to any person who has retired from service at age 50 or
5 over with 20 or more years of service and is entitled to
6 receive a retirement annuity under this Article on that date,
7 or who retires from service at age 50 or over with 20 or more
8 years of service after that date, shall be \$1,250 per month.

9 The minimum annuities established by this subsection (a) do
10 include previous raises in the minimum annuity as provided by
11 any Section of this Article, but do not include any sums which
12 have been added or will be added to annuity payments by the
13 automatic annual increases provided by Sections 6-164 and
14 6-164.1. Such annual increases shall be paid in addition to the
15 minimum amounts specified in this subsection.

16 (b) Subject to subsection (a) of this Section, but
17 notwithstanding ~~Notwithstanding~~ any other provision of this
18 Article, beginning January 1, 1990, the minimum retirement
19 annuity payable to any person who is entitled to receive a
20 retirement annuity under this Article on that date shall be
21 \$475 per month.

22 (c) The changes made to this Section by this amendatory Act
23 of the 93rd General Assembly apply to all persons receiving a
24 retirement annuity under this Article, without regard to
25 whether the retirement of the fireman occurred prior to the
26 effective date of this amendatory Act.

1 (Source: P.A. 99-506, eff. 5-30-16.)

2 Section 90. The State Mandates Act is amended by adding
3 Section 8.41 as follows:

4 (30 ILCS 805/8.41 new)

5 Sec. 8.41. Exempt mandate. Notwithstanding Sections 6 and 8
6 of this Act, no reimbursement by the State is required for the
7 implementation of any mandate created by this amendatory Act of
8 the 100th General Assembly.

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