



Rep. Darlene J. Senger

Filed: 4/11/2013

09800HB2993ham002

LRB098 10966 EFG 44161 a

1 AMENDMENT TO HOUSE BILL 2993

2 AMENDMENT NO. _____. Amend House Bill 2993, AS AMENDED, in
3 the introductory portion of Section 5, by inserting "15-162,
4 15-165," after "15-159," and by deleting "15-177.1,"; and

5 in Section 5, in the third and fourth sentences of Sec.
6 15-145.1, by changing "due to age. Any survivor's insurance
7 benefit shall be increased (1) on each January 1 occurring on
8 or after the commencement of the annuity if the deceased Tier 1
9 member" to "due to age and shall be increased (1) on each
10 January 1 occurring on or after the commencement of the annuity
11 if the deceased Tier 2 member"; and

12 in Section 5, by replacing all of Sec. 15-169 with the
13 following:

14 "(40 ILCS 5/15-162) (from Ch. 108 1/2, par. 15-162)
15 Sec. 15-162. To hold meetings.

1 To hold regular meetings at least quarterly in each year
2 and special meetings at such times as the chairperson ~~president~~
3 or a majority of the board deem necessary.

4 (Source: Laws 1963, p. 161.)

5 (40 ILCS 5/15-165) (from Ch. 108 1/2, par. 15-165)

6 Sec. 15-165. To certify amounts and submit vouchers.

7 (a) The Board shall certify to the Governor on or before
8 November 15 of each year until November 15, 2011 the
9 appropriation required from State funds for the purposes of
10 this System for the following fiscal year. The certification
11 under this subsection (a) shall include a copy of the actuarial
12 recommendations upon which it is based and shall specifically
13 identify the System's projected State normal cost for that
14 fiscal year and the projected State cost for the self-managed
15 plan for that fiscal year.

16 On or before May 1, 2004, the Board shall recalculate and
17 recertify to the Governor the amount of the required State
18 contribution to the System for State fiscal year 2005, taking
19 into account the amounts appropriated to and received by the
20 System under subsection (d) of Section 7.2 of the General
21 Obligation Bond Act.

22 On or before July 1, 2005, the Board shall recalculate and
23 recertify to the Governor the amount of the required State
24 contribution to the System for State fiscal year 2006, taking
25 into account the changes in required State contributions made

1 by this amendatory Act of the 94th General Assembly.

2 On or before April 1, 2011, the Board shall recalculate and
3 recertify to the Governor the amount of the required State
4 contribution to the System for State fiscal year 2011, applying
5 the changes made by Public Act 96-889 to the System's assets
6 and liabilities as of June 30, 2009 as though Public Act 96-889
7 was approved on that date.

8 (a-5) On or before November 1 of each year, beginning
9 November 1, 2012, the Board shall submit to the State Actuary,
10 the Governor, and the General Assembly a proposed certification
11 of the amount of the required State contribution to the System
12 for the next fiscal year, along with all of the actuarial
13 assumptions, calculations, and data upon which that proposed
14 certification is based. On or before January 1 of each year,
15 beginning January 1, 2013, the State Actuary shall issue a
16 preliminary report concerning the proposed certification and
17 identifying, if necessary, recommended changes in actuarial
18 assumptions that the Board must consider before finalizing its
19 certification of the required State contributions. On or before
20 January 15, 2013 and each January 15 thereafter, the Board
21 shall certify to the Governor and the General Assembly the
22 amount of the required State contribution for the next fiscal
23 year. The Board's certification must note, in a written
24 response to the State Actuary, any deviations from the State
25 Actuary's recommended changes, the reason or reasons for not
26 following the State Actuary's recommended changes, and the

1 fiscal impact of not following the State Actuary's recommended
2 changes on the required State contribution.

3 (b) The Board shall certify to the State Comptroller or
4 employer, as the case may be, from time to time, by its
5 chairperson ~~president~~ and secretary, with its seal attached,
6 the amounts payable to the System from the various funds.

7 (c) Beginning in State fiscal year 1996, on or as soon as
8 possible after the 15th day of each month the Board shall
9 submit vouchers for payment of State contributions to the
10 System, in a total monthly amount of one-twelfth of the
11 required annual State contribution certified under subsection
12 (a). From the effective date of this amendatory Act of the 93rd
13 General Assembly through June 30, 2004, the Board shall not
14 submit vouchers for the remainder of fiscal year 2004 in excess
15 of the fiscal year 2004 certified contribution amount
16 determined under this Section after taking into consideration
17 the transfer to the System under subsection (b) of Section
18 6z-61 of the State Finance Act. These vouchers shall be paid by
19 the State Comptroller and Treasurer by warrants drawn on the
20 funds appropriated to the System for that fiscal year.

21 If in any month the amount remaining unexpended from all
22 other appropriations to the System for the applicable fiscal
23 year (including the appropriations to the System under Section
24 8.12 of the State Finance Act and Section 1 of the State
25 Pension Funds Continuing Appropriation Act) is less than the
26 amount lawfully vouchered under this Section, the difference

1 shall be paid from the General Revenue Fund under the
2 continuing appropriation authority provided in Section 1.1 of
3 the State Pension Funds Continuing Appropriation Act.

4 (d) So long as the payments received are the full amount
5 lawfully vouchered under this Section, payments received by the
6 System under this Section shall be applied first toward the
7 employer contribution to the self-managed plan established
8 under Section 15-158.2. Payments shall be applied second toward
9 the employer's portion of the normal costs of the System, as
10 defined in subsection (f) of Section 15-155. The balance shall
11 be applied toward the unfunded actuarial liabilities of the
12 System.

13 (e) In the event that the System does not receive, as a
14 result of legislative enactment or otherwise, payments
15 sufficient to fully fund the employer contribution to the
16 self-managed plan established under Section 15-158.2 and to
17 fully fund that portion of the employer's portion of the normal
18 costs of the System, as calculated in accordance with Section
19 15-155(a-1), then any payments received shall be applied
20 proportionately to the optional retirement program established
21 under Section 15-158.2 and to the employer's portion of the
22 normal costs of the System, as calculated in accordance with
23 Section 15-155(a-1).

24 (Source: P.A. 96-1497, eff. 1-14-11; 96-1511, eff. 1-27-11;
25 97-694, eff. 6-18-12.)

1 (40 ILCS 5/15-169) (from Ch. 108 1/2, par. 15-169)

2 Sec. 15-169. To elect officers and appoint employees. To
3 elect officers; to appoint a secretary and treasurer; to have a
4 seal; to employ and fix the rate of pay of such actuarial,
5 legal, clerical, audit, or medical, or other services, or
6 corporate trustee organized under the laws of this State with a
7 capital of not less than \$1,000,000, or investment counsel and
8 other persons as shall be required for the efficient
9 administration of the system. All actions brought by or against
10 the board shall be prosecuted or defended by the Attorney
11 General or by other counsel, as the board may decide.

12 (Source: P.A. 83-1440.)"; and

13 in Section 5, by deleting all of Sec. 15-177.1.