



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB1185

Introduced 1/24/2025, by Sen. Robert F. Martwick

SYNOPSIS AS INTRODUCED:

40 ILCS 5/5-156.5 new
30 ILCS 805/8.49 new

Amends the Chicago Police Article of the Illinois Pension Code. Provides that a policeman who applies for disability benefits under the Article and has been denied reinstatement as a policeman by his or her employer because of a physical or mental incapacity shall be presumed to be disabled as that term is used in the Article. Provides that no policeman who otherwise meets the requirements for a disability benefit shall be denied a disability benefit unless and until the policeman's employer reinstates him or her as a policeman or offers him or her a limited-duty position. Provides that any policeman who has been denied a disability benefit without an offer of reinstatement or a limited-duty position after the effective date of the amendatory Act is entitled to disability benefits. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB104 07675 RPS 17719 b

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 adding
5 Section 5-156.5 as follows:

6 (40 ILCS 5/5-156.5 new)

7 Sec. 5-156.5. Presumption of disability; reinstatement.

8 (a) A policeman who applies for disability benefits under
9 this Article and has been denied reinstatement as a policeman
10 by his or her employer because of a physical or mental
11 incapacity shall be presumed to be disabled as that term is
12 used in this Article.

13 (b) No policeman who otherwise meets the requirements for
14 a disability benefit shall be denied a disability benefit
15 unless and until the policeman's employer reinstates him or
16 her as a policeman or offers him or her a limited-duty
17 position.

18 (c) Any policeman who has been denied a disability benefit
19 without an offer of reinstatement or a limited-duty position
20 after the effective date of this amendatory Act of the 104th
21 General Assembly is entitled to disability benefits.

22 Section 90. The State Mandates Act is amended by adding

1 Section 8.49 as follows:

2 (30 ILCS 805/8.49 new)

3 Sec. 8.49. Exempt mandate. Notwithstanding Sections 6 and
4 8 of this Act, no reimbursement by the State is required for
5 the implementation of any mandate created by this amendatory
6 Act of the 104th General Assembly.

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.