



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0416

Introduced 2/8/2021, by Rep. Kelly M. Burke

SYNOPSIS AS INTRODUCED:

40 ILCS 5/9-158

from Ch. 108 1/2, par. 9-158

Amends the Cook County Article of the Illinois Pension Code. In a provision concerning proof of disability, provides that proof of duty or ordinary disability shall be furnished to the board by at least one licensed and practicing physician appointed by or acceptable to the board (instead of appointed by the board). Provides that each disabled employee who receives a duty or ordinary disability benefit shall be examined at least once a year or a longer period of time as determined by the board (instead of at least once a year).

LRB102 09985 RPS 15303 b

FISCAL NOTE ACT
MAY APPLY

PENSION IMPACT
NOTE ACT MAY
APPLY

A BILL FOR

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
5 changing Section 9-158 as follows:

6 (40 ILCS 5/9-158) (from Ch. 108 1/2, par. 9-158)

7 Sec. 9-158. Proof of disability, duty and ordinary. Proof
8 of duty or ordinary disability shall be furnished to the board
9 by at least one licensed and practicing physician appointed by
10 or acceptable to the board, except that this requirement may
11 be waived by the board for proof of duty disability if the
12 employee has been compensated by the county for such
13 disability or specific loss under the Workers' Compensation
14 Act or Workers' Occupational Diseases Act. The physician
15 requirement may also be waived by the board for ordinary
16 disability maternity claims of up to 8 weeks. With respect to
17 duty disability, satisfactory proof must be provided to the
18 board that the final adjudication of the claim required under
19 subsection (d) of Section 9-159 established that the
20 disability or death resulted from an injury incurred in the
21 performance of an act or acts of duty. The board may require
22 other evidence of disability. Each disabled employee who
23 receives duty or ordinary disability benefit shall be examined

1 at least once a year or a longer period of time as determined
2 by the board, by one or more licensed and practicing
3 physicians appointed by the board. When the disability ceases,
4 the board shall discontinue payment of the benefit.

5 (Source: P.A. 99-578, eff. 7-15-16.)