



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB1777

Introduced 2/17/2021, by Rep. Jay Hoffman

SYNOPSIS AS INTRODUCED:

40 ILCS 5/22-306

from Ch. 108 1/2, par. 22-306

30 ILCS 805/8.45 new

Amends the Collateral Provisions Article of the Illinois Pension Code. For the City of Chicago, provides that an ordinance providing policemen and firemen with medical care and hospital treatment for accidents resulting in injury or death shall provide (1) a requirement to notify an injured employee whether he or she is entitled to benefits under the provision within a reasonable period of time after the accident causing the injury and (2) a requirement that the city provide the injured employee with benefits prior to issuing that notice. Preempts home rule powers. Amends the State Mandates Act to require implementation without reimbursement by the State. Effective immediately.

LRB102 16663 RPS 22064 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE 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
5 changing Section 22-306 as follows:

6 (40 ILCS 5/22-306) (from Ch. 108 1/2, par. 22-306)

7 Sec. 22-306. The corporate authorities of any city or the
8 village may provide by ordinance that in case of an accident
9 resulting in an injury to or death of a policeman or fireman in
10 the employ of such city or village while in the performance of
11 his duties, the officer at the head of the department or such
12 other officer as may be designated may secure and provide
13 proper medical care and hospital treatment for any such
14 policeman or fireman. The city or village may incur the
15 expense aforesaid and appropriate and pay for the same.

16 For a city with a population of more than 1,000,000
17 inhabitants, an ordinance providing policeman and fireman
18 medical care and hospital treatment under this Section shall
19 provide:

20 (1) a requirement to notify an injured employee
21 whether he or she is entitled to benefits under this
22 Section within a reasonable period of time after the
23 accident causing the injury; and

1 (2) a requirement that the city provide the injured
2 employee with benefits under this Section prior to issuing
3 the required notice in paragraph (1).

4 If any such accident shall be due to the negligence of some
5 person or corporation that would be liable in damages
6 therefor, the city or village may recover any expense of
7 medical care and hospital treatment expended by it from the
8 person or corporation liable.

9 The corporate authorities of any city or village may
10 provide by ordinance for the payment by said city or village of
11 all or any part of the cost of a hospital plan or
12 medical-surgical plan, or both, for the dependents of any
13 policeman or fireman killed in the line of duty or who dies as
14 the result of duty connected injuries, and for any policeman
15 or fireman and his dependents, provided his retirement is
16 caused by a duty injury or occupational disease disability and
17 for any policeman and fireman and his dependents, provided he
18 has reached compulsory retirement age or has served in the
19 employ of the city or village for at least 20 years.
20 "Dependent" as used in this paragraph shall mean the wife of
21 the policeman or fireman and his minor children less than 20
22 years of age and living at home and dependent on the policeman
23 or fireman for support.

24 This amendatory Act of the 102nd General Assembly applies
25 only to a city that is a home rule unit with a population of
26 more than 1,000,000 inhabitants and is a limitation under

1 subsection (i) of Section 6 of Article VII of the Illinois
2 Constitution on the concurrent exercise by home rule units of
3 powers and functions exercised by the State.

4 This amendatory Act of 1971 does not apply to any city or
5 village which is a home rule unit.

6 (Source: P.A. 77-754.)

7 Section 90. The State Mandates Act is amended by adding
8 Section 8.45 as follows:

9 (30 ILCS 805/8.45 new)

10 Sec. 8.45. Exempt mandate. Notwithstanding Sections 6 and
11 8 of this Act, no reimbursement by the State is required for
12 the implementation of any mandate created by this amendatory
13 Act of the 102nd General Assembly.

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