



Rep. Kelly M. Burke

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10200HB1859ham001

LRB102 11405 RPS 35822 a

1 AMENDMENT TO HOUSE BILL 1859

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1859 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by  
5 changing Section 10-107 as follows:

6 (40 ILCS 5/10-107) (from Ch. 108 1/2, par. 10-107)

7 Sec. 10-107. Financing - Tax levy.

8 (a) The forest preserve district may levy an annual tax on  
9 the value, as equalized or assessed by the Department of  
10 Revenue, of all taxable property in the district for the  
11 purpose of providing revenue for the fund. The rate of such tax  
12 in any year may not exceed the rate herein specified for that  
13 year or the rate which will produce, when extended, the sum  
14 herein stated for that year, whichever is higher: for any year  
15 prior to 1970, .00103% or \$195,000; for the year 1970, .00111%  
16 or \$210,000; for the year 1971, .00116% or \$220,000. For the

1 year 1972 and each year thereafter, the Forest Preserve  
2 District shall levy a tax annually at a rate on the dollar of  
3 the value, as equalized or assessed by the Department of  
4 Revenue upon all taxable property in the county, when  
5 extended, not to exceed an amount equal to the total amount of  
6 contributions by the employees to the fund made in the  
7 calendar year 2 years prior to the year for which the annual  
8 applicable tax is levied, multiplied by 1.25 for the year  
9 1972; and by 1.30 for the year 1973 and for each year  
10 thereafter through levy year 2022. Beginning in levy year  
11 2023, and in each year thereafter, the Forest Preserve  
12 District shall levy a tax annually at a rate on the dollar of  
13 the value, as equalized or assessed by the Department of  
14 Revenue, of all taxable property within the county that will  
15 produce, when extended, an amount equal to no less than the  
16 amount of the Forest Preserve District's total required  
17 contribution to the Fund for the next payment year, as  
18 determined under subsection (b). For the purposes of this  
19 Section, the payment year is the year immediately following  
20 the levy year.

21 The tax shall be levied and collected in like manner with  
22 the general taxes of the district and shall be in addition to  
23 the maximum of all other tax rates which the district may levy  
24 upon the aggregate valuation of all taxable property and shall  
25 be exclusive of and in addition to the maximum amount and rate  
26 of taxes the district may levy for general purposes or under

1 and by virtue of any laws which limit the amount of tax which  
2 the district may levy for general purposes. The county clerk  
3 of the county in which the forest preserve district is located  
4 in reducing tax levies under the provisions of "An Act  
5 concerning the levy and extension of taxes", approved May 9,  
6 1901, as amended, shall not consider any such tax as a part of  
7 the general tax levy for forest preserve purposes, and shall  
8 not include the same in the limitation of 1% of the assessed  
9 valuation upon which taxes are required to be extended, and  
10 shall not reduce the same under the provisions of that Act. The  
11 proceeds of the tax herein authorized shall be kept as a  
12 separate fund.

13 The forest preserve district may use other lawfully  
14 available funds in lieu of all or part of the levy.

15 The Board may establish a manpower program reserve, or a  
16 special forest preserve district contribution rate, with  
17 respect to employees whose wages are funded as program  
18 participants under the Comprehensive Employment and Training  
19 Act of 1973 in the manner provided in subsection (d) or (e),  
20 respectively, of Section 9-169.

21 (b) (1) Beginning in payment year 2023, the Forest Preserve  
22 District shall contribute to the Fund: \$6,100,000 in payment  
23 year 2023; \$8,100,000 in payment year 2024; and \$10,200,000 in  
24 payment year 2025. The Forest Preserve District may contribute  
25 an additional amount to the Fund in each payment year 2023,  
26 2024, or 2025, which shall not exceed a contribution of

1 \$13,000,000 to the Fund in payment year 2023, 2024, or 2025.

2 (2) The retirement board shall retain an actuary who is a  
3 member in good standing of the American Academy of Actuaries  
4 to produce an annual actuarial report of the Fund. The annual  
5 actuarial report shall include, but not be limited to: (i) a  
6 statement of the actuarial value of the Fund's assets as  
7 projected over 30 years' time and the actuarial value of the  
8 Fund's liabilities as projected over the same period of time;  
9 and (ii) the minimum required employer contribution for the  
10 second year immediately following the year ending on the  
11 valuation date upon which the annual actuarial report is  
12 based. The annual actuarial report shall be reviewed and  
13 formally adopted by the retirement board and may be included  
14 in other annual reports.

15 (3) The minimum required employer contribution for a  
16 specified year as set forth in the annual actuarial report  
17 required under paragraph (2) shall be the amount determined by  
18 the Fund's actuary to be equal to the sum of: (i) the projected  
19 normal cost for pensions for that fiscal year, plus (ii) a  
20 projected unfunded actuarial accrued liability amortization  
21 payment for pensions for the fiscal year, plus (iii) projected  
22 expenses for that fiscal year, plus (iv) interest to adjust  
23 for payment pattern during the fiscal year, minus (v)  
24 projected employee contributions for that fiscal year. The  
25 Forest Preserve District's required annual contribution to the  
26 Fund shall not be less than the sum of: (i) the projected

1 normal cost for pensions for that fiscal year, plus (ii) a  
2 projected unfunded actuarial accrued liability amortization  
3 payment for pensions for the fiscal year, plus (iii) projected  
4 expenses for that fiscal year, plus (iv) interest to adjust  
5 for payment pattern during the fiscal year, minus (v)  
6 projected employee contributions for that fiscal year. The  
7 minimum required employer contribution shall be based on the  
8 entry age normal cost method, a 5-year smoothed actuarial  
9 value of assets, and a 30-year layered amortization of  
10 unfunded actuarial accrued liability with payments increasing  
11 at 2% per year. The unfunded actuarial accrued liability  
12 payment schedule shall be based on the schedule initially  
13 established in 2016 and ending in 2046.

14 The minimum required employer contribution shall be  
15 submitted annually by the Forest Preserve District on or  
16 before July 31 unless another time frame is agreed upon by the  
17 Forest Preserve District and the Fund. The methods provided in  
18 this Section may be amended as recommended by an independent  
19 actuary engaged by the Fund and in compliance with actuarial  
20 standards of practice and as adopted by an affirmative vote of  
21 a majority of the retirement board and the Forest Preserve  
22 District Board of Commissioners.

23 (4) For payment years 2026 through 2063, the Forest  
24 Preserve District's required annual contribution to the Fund  
25 shall be the minimum required employer contribution set forth  
26 in paragraph(3) of this subsection (b).

1       (5) For payment years after 2063, the Forest Preserve  
2 District's required annual contribution to the Fund shall be  
3 equal to the amount, if any, needed to bring the total  
4 actuarial assets of the Fund up to 100% of the total actuarial  
5 liabilities of the Fund by the end of the year.

6       (6) To the extent that the Forest Preserve District's  
7 contribution for any of the payment years referenced in this  
8 subsection (b) is made with property taxes, those property  
9 taxes shall be levied, collected, and paid to the Fund in a  
10 like manner with the general taxes of the Forest Preserve  
11 District.

12       (Source: P.A. 102-210, eff. 1-1-22.)

13       Section 90. The State Mandates Act is amended by adding  
14 Section 8.46 as follows:

15       (30 ILCS 805/8.46 new)

16       Sec. 8.46. Exempt mandate. Notwithstanding Sections 6 and  
17 8 of this Act, no reimbursement by the State is required for  
18 the implementation of any mandate created by this amendatory  
19 Act of the 102nd General Assembly.

20       Section 99. Effective date. This Act takes effect upon  
21 becoming law."