



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB2525

Introduced 2/26/2021, by Sen. Donald P. DeWitte

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/2-101	from Ch. 108 1/2, par. 2-101
40 ILCS 5/2-105	from Ch. 108 1/2, par. 2-105
40 ILCS 5/2-107	from Ch. 108 1/2, par. 2-107
40 ILCS 5/18-101	from Ch. 108 1/2, par. 18-101
40 ILCS 5/18-108	from Ch. 108 1/2, par. 18-108
40 ILCS 5/18-109	from Ch. 108 1/2, par. 18-109
40 ILCS 5/18-110	from Ch. 108 1/2, par. 18-110

Amends the General Assembly and Judges Articles of the Illinois Pension Code. Restricts participation in the General Assembly Retirement System and the Judges Retirement System of Illinois to persons who became participants before the effective date of the amendatory Act and provides that, beginning on that date, the System shall not accept any new participants. Makes related changes. Effective immediately.

LRB102 04383 RPS 14401 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

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 Sections 2-101, 2-105, 2-107, 18-101, 18-108, 18-109,  
6 and 18-110 as follows:

7 (40 ILCS 5/2-101) (from Ch. 108 1/2, par. 2-101)

8 Sec. 2-101. Creation of system. A retirement system is  
9 created to provide retirement annuities, survivor's annuities  
10 and other benefits for certain members of the General  
11 Assembly, certain elected state officials, and their  
12 beneficiaries.

13 The system shall be known as the "General Assembly  
14 Retirement System". All its funds and property shall be a  
15 trust separate from all other entities, maintained for the  
16 purpose of securing payment of annuities and benefits under  
17 this Article.

18 Participation in the retirement system created under this  
19 Article is restricted to persons who became participants  
20 before the effective date of this amendatory Act of the 102nd  
21 General Assembly. Beginning on that date, the System shall not  
22 accept any new participants.

23 (Source: P.A. 83-1440.)

1 (40 ILCS 5/2-105) (from Ch. 108 1/2, par. 2-105)

2 Sec. 2-105. Member. "Member": Members of the General  
3 Assembly of this State, including persons who enter military  
4 service while a member of the General Assembly, and any person  
5 serving as Governor, Lieutenant Governor, Secretary of State,  
6 Treasurer, Comptroller, or Attorney General for the period of  
7 service in such office.

8 Any person who has served for 10 or more years as Clerk or  
9 Assistant Clerk of the House of Representatives, Secretary or  
10 Assistant Secretary of the Senate, or any combination thereof,  
11 may elect to become a member of this system while thenceforth  
12 engaged in such service by filing a written election with the  
13 board. Any person so electing shall be deemed an active member  
14 of the General Assembly for the purpose of validating and  
15 transferring any service credits earned under any of the funds  
16 and systems established under Articles 3 through 18 of this  
17 Code.

18 However, notwithstanding any other provision of this  
19 Article, a person shall not be deemed a member for the purposes  
20 of this Article unless he or she became a participant of the  
21 System before the effective date of this amendatory Act of the  
22 102nd General Assembly.

23 (Source: P.A. 85-1008.)

24 (40 ILCS 5/2-107) (from Ch. 108 1/2, par. 2-107)

1           Sec. 2-107. Participant. "Participant": Any member who  
2           elects to participate; and any former member who elects to  
3           continue participation under Section 2-117.1, for the duration  
4           of such continued participation. However, notwithstanding any  
5           other provision of this Article, a person shall not be deemed a  
6           participant for the purposes of this Article unless he or she  
7           became a participant of the System before the effective date  
8           of this amendatory Act of the 102nd General Assembly.

9           (Source: P.A. 86-1488.)

10           (40 ILCS 5/18-101) (from Ch. 108 1/2, par. 18-101)

11           Sec. 18-101. Creation of fund. A retirement system is  
12           created to be known as the "Judges Retirement System of  
13           Illinois". It shall be a trust separate and distinct from all  
14           other entities, maintained for the purpose of securing the  
15           payment of annuities and benefits as prescribed herein.

16           Participation in the retirement system created under this  
17           Article is restricted to persons who became participants of  
18           the System before the effective date of this amendatory Act of  
19           the 102nd General Assembly. Beginning on that date, the System  
20           shall not accept any new participants.

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

22           (40 ILCS 5/18-108) (from Ch. 108 1/2, par. 18-108)

23           Sec. 18-108. Judge. "Judge": Any person who receives  
24           payment for personal services as a judge or associate judge of

1 a court; and any person, previously a participant, who  
2 receives payment for personal services as the administrative  
3 director appointed by the Supreme Court.

4 However, notwithstanding any other provision of this  
5 Article, a person shall not be deemed a judge for the purposes  
6 of this Article unless he or she became a participant of the  
7 System before the effective date of this amendatory Act of the  
8 102nd General Assembly.

9 (Source: P.A. 83-1440.)

10 (40 ILCS 5/18-109) (from Ch. 108 1/2, par. 18-109)

11 Sec. 18-109. Eligible judge. "Eligible judge": Any judge  
12 except one who has elected not to participate in this system.

13 However, notwithstanding any other provision of this  
14 Article, a person shall not be deemed an eligible judge for the  
15 purposes of this Article unless he or she became a participant  
16 of the System before the effective date of this amendatory Act  
17 of the 102nd General Assembly.

18 (Source: P.A. 83-1440.)

19 (40 ILCS 5/18-110) (from Ch. 108 1/2, par. 18-110)

20 Sec. 18-110. Participant. "Participant": Any judge  
21 participating in this system as specified in Sections 18-120  
22 and 18-121.

23 However, notwithstanding any other provision of this  
24 Article, a person shall not be deemed a participant for the

1 purposes of this Article unless he or she became a participant  
2 of the System before the effective date of this amendatory Act  
3 of the 102nd General Assembly.

4 (Source: P.A. 83-1440.)

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.