

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 6-174 and 11-181 as follows:

6 (40 ILCS 5/6-174) (from Ch. 108 1/2, par. 6-174)

7 Sec. 6-174. Board created. A board of 8 members shall
8 constitute a board of trustees authorized to administer the
9 provisions of this Article. The board shall be known as the
10 Retirement Board of the Firemen's Annuity and Benefit Fund of
11 the city.

12 The board shall consist of the city treasurer, the city
13 comptroller, the city clerk, a deputy fire commissioner
14 designated by the fire commissioner of the city, 3 firemen
15 employed by the city, and 1 annuitant of the fund or a fireman
16 pensioner of any prior firemen's pension fund in operation, by
17 authority of law, in the city. The city treasurer, with the
18 prior approval of the board, may appoint a designee from among
19 employees of the city who is versed in the affairs of the city
20 treasurer's office to act in the absence of the city treasurer
21 on all matters pertaining to administering the provisions of
22 this Article. Children less than age 18 shall not be eligible
23 for membership.

1 The members of a retirement board holding office at the
2 time this Article becomes effective, including elected and ex
3 officio members, shall continue in office until the expiration
4 of their respective terms or appointment and until their
5 respective successors are elected or appointed, and qualified.

6 In a city which first attains a population of over 500,000
7 and comes under the provisions of this Article, the active
8 firemen members of the board of trustees of any firemen's
9 pension fund then in effect in such city and the member of such
10 board who was chosen from the retired members of such fund
11 shall become members of the board as follows:

12 (a) The active fireman member for whom the highest number
13 of votes was cast and counted at the most recent election for
14 board members shall become a member of the retirement board
15 for a term which shall end on December 1st of the third year
16 after the year in which this Article comes into force in the
17 city; the member of the board for whom the second highest
18 number of votes was cast and counted at such election shall
19 become a member of the retirement board for a term which shall
20 end on December 1st of the second year after the year in which
21 this Article comes into force in the city; and the member of
22 the board for whom the third highest number of votes was cast
23 and counted at such election shall become a member of the
24 retirement board for a term which shall end on December 1st of
25 the first year after the year in which this Article comes into
26 force in the city.

1 (b) The annuitant member of the pension fund shall become
2 a member of the board for a term which shall end on December
3 1st of the second year after the year in which this Article
4 comes into force in the city.

5 The board shall conduct regular elections annually, at
6 least 30 days prior to the expiration of the term of the active
7 fireman member of the board whose term next expires, for the
8 election of a successor for a term of 3 years. The board also
9 shall conduct regular elections, at least 30 days prior to the
10 expiration of the term of the member who is a pensioner of any
11 pension fund formerly in effect in such city or an annuitant of
12 the annuity and benefit fund herein provided, for the election
13 of a successor to such member for a term of 3 years.

14 Any member of the board, elected as aforesaid, shall
15 continue in office until his successor is elected and
16 qualified.

17 Each member of the board, before entering upon the duties
18 of his office, shall take the oath prescribed by the
19 Constitution of this State, which oath shall be filed in the
20 office of the city clerk of the city.

21 (Source: P.A. 101-96, eff. 7-19-19.)

22 (40 ILCS 5/11-181) (from Ch. 108 1/2, par. 11-181)

23 Sec. 11-181. Board created. A board of 8 members shall
24 constitute the board of trustees authorized to carry out the
25 provisions of this Article. The board shall be known as the

1 Retirement Board of the Laborers' and Retirement Board
2 Employees' Annuity and Benefit Fund of the city. The board
3 shall consist of 5 persons appointed and 2 employees and one
4 annuitant elected in the manner hereinafter prescribed.

5 The appointed members of the board shall be appointed as
6 follows:

7 One member shall be appointed by the comptroller of the
8 city, who may be the comptroller himself or anyone chosen by
9 the comptroller from among employees of the city who is ~~are~~
10 versed in the affairs of the comptroller's office. One ~~one~~
11 member shall be appointed by the City Treasurer of the city,
12 who may be the City Treasurer himself or a person chosen from
13 among employees of the city who is ~~are~~ versed in the affairs of
14 the City Treasurer's office; the City Treasurer, with the
15 prior approval of the board, may also appoint a designee from
16 among employees of the city who is versed in the affairs of the
17 City Treasurer's office to act in the absence of the City
18 Treasurer on all matters pertaining to administering the
19 provisions of this Article. One ~~one~~ member shall be an
20 employee of the city appointed by the president of the local
21 labor organization representing a majority of the employees
22 participating in the Fund. Two ~~and 2~~ members shall be
23 appointed by the civil service commission or the Department of
24 Personnel of the city from among employees of the city who are
25 versed in the affairs of the civil service commission's office
26 or the Department of Personnel.

1 The member appointed by the comptroller shall hold office
2 for a term ending on December 1st of the first year following
3 the year of appointment. The member appointed by the City
4 Treasurer shall hold office for a term ending on December 1st
5 of the second year following the year of appointment. The
6 member appointed by the civil service commission shall hold
7 office for a term ending on the first day in the month of
8 December of the third year following the year of appointment.
9 The additional member appointed by the civil service
10 commission under this amendatory Act of 1998 shall hold office
11 for an initial term ending on December 1, 2000, and the member
12 appointed by the labor organization president shall hold
13 office for an initial term ending on December 1, 2001.
14 Thereafter each appointive member shall be appointed by the
15 officer or body that appointed his predecessor, for a term of 3
16 years.

17 The 2 employee members of the board shall be elected as
18 follows:

19 Within 30 days from and after the appointive members have
20 been appointed and have qualified, the appointive members
21 shall arrange for and hold an election.

22 One employee shall be elected for a term ending on
23 December 1st of the first year next following the effective
24 date; one for a term ending on December 1st of the following
25 year.

26 An employee member who takes advantage of the early

1 retirement incentives provided under this amendatory Act of
2 the 93rd General Assembly may continue as a member until the
3 end of his or her term.

4 The initial annuitant member shall be appointed by the
5 other members of the board for an initial term ending on
6 December 1, 1999. The annuitant member elected in 1999 shall
7 be deemed to have been elected for a 3-year term ending on
8 December 1, 2002. Thereafter, the annuitant member shall be
9 elected for a 3-year term ending on December 1st of the third
10 year following the election.

11 (Source: P.A. 93-654, eff. 1-16-04.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.