



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB5509

by Rep. Arthur L. Turner

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/6-141.1  
30 ILCS 805/8.32 new

from Ch. 108 1/2, par. 6-141.1

Amends the Chicago Firefighter Article of the Illinois Pension Code. Changes the amount of a widow's annuity for a deceased fireman that was receiving a retirement annuity at the time of his death to the greater of 50% of the amount of such retirement annuity at the time of the fireman's death or the salary of an active firefighter with 5 years of service at the time of the fireman's death. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB095 18202 AMC 45018 b

FISCAL 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 changing  
5 Section 6-141.1 as follows:

6 (40 ILCS 5/6-141.1) (from Ch. 108 1/2, par. 6-141.1)

7 Sec. 6-141.1. Widow's annuity; death after June 30, 1984.

8 (a) Notwithstanding the other provisions of this Article,  
9 the widow of a fireman who dies on or after June 30, 1984,  
10 while receiving a retirement annuity or while an active fireman  
11 with at least 1 1/2 years of creditable service, may elect to  
12 have the amount of widow's annuity calculated in accordance  
13 with this Section.

14 (b) If the deceased fireman was an active fireman at the  
15 time of his death and had at least 1 1/2 years of creditable  
16 service, the widow's annuity shall be the greater of (1) 30% of  
17 the salary attached to the rank of first class firefighter in  
18 the classified career service at the time of the fireman's  
19 death, or (2) 50% of the retirement annuity the deceased  
20 fireman would have been eligible to receive if he had retired  
21 from service on the day before his death.

22 (c) If the deceased fireman was receiving a retirement  
23 annuity at the time of his death, the widow's annuity shall be

1 equal to the greater of 50% of the amount of such retirement  
2 annuity at the time of the fireman's death or the salary of an  
3 active firefighter with 5 years of service at the time of the  
4 fireman's death.

5 (d) The changes made to this Section by this amendatory Act  
6 of the 95th General Assembly apply without regard to whether  
7 the fireman was in service on or after its effective date. In  
8 the case of person who is receiving a widow's annuity on the  
9 effective date of this amendatory Act of the 95th General  
10 Assembly, the increase, if any, shall begin to accrue on the  
11 first benefit payment date following the effective date.

12 (Source: P.A. 84-11.)

13 Section 90. The State Mandates Act is amended by adding  
14 Section 8.32 as follows:

15 (30 ILCS 805/8.32 new)

16 Sec. 8.32. Exempt mandate. Notwithstanding Sections 6 and 8  
17 of this Act, no reimbursement by the State is required for the  
18 implementation of any mandate created by this amendatory Act of  
19 the 95th General Assembly.

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