



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB1140

Introduced 2/11/2009, by Rep. Michael P. McAuliffe

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/6-128.4  
30 ILCS 805/8.33 new

from Ch. 108 1/2, par. 6-128.4

Amends the Chicago Firefighter Article of the Illinois Pension Code. Increases the minimum widow's annuity to \$1,100 (was, \$1,000). Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 08602 AMC 18725 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

A BILL FOR

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 6-128.4 as follows:

6 (40 ILCS 5/6-128.4) (from Ch. 108 1/2, par. 6-128.4)

7 Sec. 6-128.4. Minimum widow's annuities.

8 (a) Notwithstanding any other provision of this Article,  
9 beginning January 1, 1996, the minimum amount of widow's  
10 annuity payable to any person who is entitled to receive a  
11 widow's annuity under this Article is \$700 per month, without  
12 regard to whether the deceased fireman is in service on or  
13 after the effective date of this amendatory Act of 1995.

14 (b) Notwithstanding Section 6-128.3, beginning January 1,  
15 1994, the minimum widow's annuity under this Article shall be  
16 \$700 per month for (1) all persons receiving widow's annuities  
17 on that date who are survivors of employees who retired at age  
18 50 or over with at least 20 years of service, and (2) persons  
19 who become eligible for widow's annuities and are survivors of  
20 employees who retired at age 50 or over with at least 20 years  
21 of service.

22 (c) Notwithstanding Section 6-128.3, beginning January 1,  
23 1999, the minimum widow's annuity under this Article shall be

1 \$800 per month for (1) all persons receiving widow's annuities  
2 on that date who are survivors of employees who retired at age  
3 50 or over with at least 20 years of service, and (2) persons  
4 who become eligible for widow's annuities and are survivors of  
5 employees who retired at age 50 or over with at least 20 years  
6 of service.

7 (d) Notwithstanding Section 6-128.3, beginning January 1,  
8 2004, the minimum widow's annuity under this Article shall be  
9 \$900 per month for all persons receiving widow's annuities on  
10 or after that date, without regard to whether the deceased  
11 fireman is in service on or after the effective date of this  
12 amendatory Act of the 93rd General Assembly.

13 (e) Notwithstanding Section 6-128.3, beginning January 1,  
14 2005, the minimum widow's annuity under this Article shall be  
15 \$1,000 per month for all persons receiving widow's annuities on  
16 or after that date, without regard to whether the deceased  
17 fireman is in service on or after the effective date of this  
18 amendatory Act of the 93rd General Assembly.

19 (f) Notwithstanding Section 6-128.3, beginning January 1,  
20 2010, the minimum widow's annuity under this Article shall be  
21 \$1,100 per month for all persons receiving widow's annuities on  
22 or after that date, without regard to whether the deceased  
23 fireman is in service on or after the effective date of this  
24 amendatory Act of the 96th General Assembly.

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

1           Section 90. The State Mandates Act is amended by adding  
2           Section 8.33 as follows:

3           (30 ILCS 805/8.33 new)

4           Sec. 8.33. Exempt mandate. Notwithstanding Sections 6 and 8  
5           of this Act, no reimbursement by the State is required for the  
6           implementation of any mandate created by this amendatory Act of  
7           the 96th General Assembly.

8           Section 99. Effective date. This Act takes effect upon  
9           becoming law.