



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB2422

Introduced 2/19/2009, by Rep. Michael J. Zalewski

SYNOPSIS AS INTRODUCED:

40 ILCS 5/6-210.1 from Ch. 108 1/2, par. 6-210.1
40 ILCS 5/6-210.2
40 ILCS 5/8-172.1
30 ILCS 805/8.33 new

Amends the Chicago Firefighter Article of the Illinois Pension Code. Allows a fireman who was employed by the Chicago Fire Department and either (i) did not participate in a pension fund under the Code or (ii) participated in the pension fund established under the Chicago Municipal Article, terminated that service, and received a refund to establish the service under the Chicago Firefighter Article. Makes other changes. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 08603 AMC 18726 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 Sections 6-210.1, 6-210.2, and 8-172.1 as follows:

6 (40 ILCS 5/6-210.1) (from Ch. 108 1/2, par. 6-210.1)

7 Sec. 6-210.1. Credit for former employment with the fire
8 department.

9 (a) Any fireman who (1) accumulated service credit in the
10 Article 8 fund for service as an employee of the Chicago Fire
11 Department and (2) has terminated that Article 8 service credit
12 and received a refund of contributions therefor, may establish
13 service credit in this Fund for all or any part of that period
14 of service under the Article 8 fund by making written
15 application to the Board by January 1, 2010 ~~2005~~ and paying to
16 this Fund (i) employee contributions based upon the actual
17 salary received and the rates in effect for members of this
18 Fund at the time of such service, plus (ii) interest thereon
19 calculated as follows:

20 (1) For applications received by the Board before July
21 14, 1995, interest shall be calculated on the amount of
22 employee contributions determined under item (i) above, at
23 the rate of 4% per annum, compounded annually, from the

1 date of termination of such service to the date of payment.

2 (2) For applications received by the Board on or after
3 July 14, 1995, interest shall be calculated on the amount
4 of employee contributions determined under item (i) above,
5 at the rate of 4% per annum, compounded annually, from the
6 first date of the period for which credit is being
7 established under this subsection (a) to the date of
8 payment.

9 A fireman who (1) retired on or after January 16, 2004 and
10 on or before the effective date of this amendatory Act of the
11 93rd General Assembly and (2) files an application to establish
12 service credit under this subsection (a) before January 1,
13 2005, shall have his or her pension recalculated prospectively
14 to include the service credit established under this subsection
15 (a).

16 (b) A fireman who, at any time during the period 1970
17 through 1983, was an employee of the Chicago Fire Department
18 but did not participate in any pension fund subject to this
19 Code with respect to that employment may establish service
20 credit in this Fund for all or any part of that employment by
21 making written application to the Board by January 1, 2010 ~~2005~~
22 and paying to this Fund (i) employee contributions based upon
23 the actual salary received and the rates in effect for members
24 of this Fund at the time of that employment, plus (ii) interest
25 thereon calculated at the rate of 4% per annum, compounded
26 annually, from the first date of the employment for which

1 credit is being established under this subsection (b) to the
2 date of payment.

3 (c) (Blank). ~~A fireman may pay the contributions required~~
4 ~~for service credit under this Section established on or after~~
5 ~~July 14, 1995 in the form of payroll deductions, in accordance~~
6 ~~with such procedures and limitations as may be established by~~
7 ~~Board rule and any applicable rules or ordinances of the~~
8 ~~employer.~~

9 (d) Employer contributions shall be transferred as
10 provided in Sections 6-210.2 and 8-172.1. The employer shall
11 not be responsible for making any additional employer
12 contributions for any credit established under this Section.

13 (Source: P.A. 93-654, eff. 1-16-04; 93-917, eff. 8-12-04.)

14 (40 ILCS 5/6-210.2)

15 Sec. 6-210.2. City contributions for paramedics.
16 Municipality credits computed and credited under Article 8 for
17 all firemen who (1) accumulated service credit in the Article 8
18 fund for service as a paramedic, (2) have terminated that
19 Article 8 service credit and received a refund of
20 contributions, and (3) are participants in this Article 6 fund
21 on the effective date of this amendatory Act of the 96th ~~93rd~~
22 General Assembly shall be transferred by the Article 8 fund to
23 this Fund, together with interest at the rate of 11% per annum,
24 compounded annually, to the date of the transfer, as provided
25 in Section 8-172.1 of this Code. These city contributions shall

1 be credited to the individual fireman only if he or she pays
2 for prior service as a paramedic in full to this Fund.

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

4 (40 ILCS 5/8-172.1)

5 Sec. 8-172.1. Transfer of city contributions for
6 paramedics.

7 (a) Municipality credits computed and credited under this
8 Article 8 for all persons who (1) accumulated service credit in
9 this Article 8 fund for service as a paramedic, (2) have
10 terminated that Article 8 service credit and received a refund
11 of contributions, and (3) are participants in the Article 6
12 fund on the effective date of this amendatory Act of the 96th
13 ~~93rd~~ General Assembly shall be transferred by this Article 8
14 fund to the Article 6 fund together with interest at the rate
15 of 11% per annum, compounded annually, to the date of transfer.
16 The city shall not be responsible for making any additional
17 employer contributions to the Fund to replace the amounts
18 transferred under this Section.

19 (b) Municipality credits computed and credited under this
20 Article 8 for all persons who (1) accumulated service credit in
21 this Article 8 fund for service as a paramedic, (2) have
22 terminated that Article 8 service credit and received a refund
23 of contributions, and (3) are not participants in the Article 6
24 fund on the effective date of this amendatory Act of the 93rd
25 General Assembly shall be used as provided in Section 8-172.

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

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

4 (30 ILCS 805/8.33 new)

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

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