



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5365

Introduced 2/5/2010, by Rep. Daniel J. Burke

SYNOPSIS AS INTRODUCED:

40 ILCS 5/6-128.2
30 ILCS 805/8.34 new

from Ch. 108 1/2, par. 6-128.2

Amends the Chicago Firefighter Article of the Illinois Pension Code. Increases the minimum retirement annuity to \$1,100 beginning January 1, 2011, \$1,150 beginning January 1, 2012, \$1,200 beginning January 1, 2013, and \$1,250 beginning January 1, 2014. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 18283 AMC 33658 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 6-128.2 as follows:

6 (40 ILCS 5/6-128.2) (from Ch. 108 1/2, par. 6-128.2)

7 Sec. 6-128.2. Minimum retirement annuities.

8 (a) Beginning with the monthly payment due in January,
9 1988, the monthly annuity payment for any person who is
10 entitled to receive a retirement annuity under this Article in
11 January, 1990 and has retired from service at age 50 or over
12 with 20 or more years of service, and for any person who
13 retires from service on or after January 24, 1990 at age 50 or
14 over with 20 or more years of service, shall not be less than
15 \$475 per month. The \$475 minimum annuity is exclusive of any
16 automatic annual increases provided by Sections 6-164 and
17 6-164.1, but not exclusive of previous raises in the minimum
18 annuity as provided by any Section of this Article.

19 Beginning January 1, 1992, the minimum retirement annuity
20 payable to any person who has retired from service at age 50 or
21 over with 20 or more years of service and is entitled to
22 receive a retirement annuity under this Article on that date,
23 or who retires from service at age 50 or over with 20 or more

1 years of service after that date, shall be \$650 per month.

2 Beginning January 1, 1993, the minimum retirement annuity
3 payable to any person who has retired from service at age 50 or
4 over with 20 or more years of service and is entitled to
5 receive a retirement annuity under this Article on that date,
6 or who retires from service at age 50 or over with 20 or more
7 years of service after that date, shall be \$750 per month.

8 Beginning January 1, 1994, the minimum retirement annuity
9 payable to any person who has retired from service at age 50 or
10 over with 20 or more years of service and is entitled to
11 receive a retirement annuity under this Article on that date,
12 or who retires from service at age 50 or over with 20 or more
13 years of service after that date, shall be \$850 per month.

14 Beginning January 1, 2004, the minimum retirement annuity
15 payable to any person who has retired from service at age 50 or
16 over with 20 or more years of service and is entitled to
17 receive a retirement annuity under this Article on that date,
18 or who retires from service at age 50 or over with 20 or more
19 years of service after that date, shall be \$950 per month.

20 Beginning January 1, 2005, the minimum retirement annuity
21 payable to any person who has retired from service at age 50 or
22 over with 20 or more years of service and is entitled to
23 receive a retirement annuity under this Article on that date,
24 or who retires from service at age 50 or over with 20 or more
25 years of service after that date, shall be \$1,050 per month.

26 Beginning January 1, 2011, the minimum retirement annuity

1 payable to any person who has retired from service at age 50 or
2 over with 20 or more years of service and is entitled to
3 receive a retirement annuity under this Article on that date,
4 or who retires from service at age 50 or over with 20 or more
5 years of service after that date, shall be \$1,100 per month.

6 Beginning January 1, 2012, the minimum retirement annuity
7 payable to any person who has retired from service at age 50 or
8 over with 20 or more years of service and is entitled to
9 receive a retirement annuity under this Article on that date,
10 or who retires from service at age 50 or over with 20 or more
11 years of service after that date, shall be \$1,150 per month.

12 Beginning January 1, 2013, the minimum retirement annuity
13 payable to any person who has retired from service at age 50 or
14 over with 20 or more years of service and is entitled to
15 receive a retirement annuity under this Article on that date,
16 or who retires from service at age 50 or over with 20 or more
17 years of service after that date, shall be \$1,200 per month.

18 Beginning January 1, 2014, the minimum retirement annuity
19 payable to any person who has retired from service at age 50 or
20 over with 20 or more years of service and is entitled to
21 receive a retirement annuity under this Article on that date,
22 or who retires from service at age 50 or over with 20 or more
23 years of service after that date, shall be \$1,250 per month.

24 The minimum annuities established by this subsection (a) do
25 include previous raises in the minimum annuity as provided by
26 any Section of this Article, but do not include any sums which

1 have been added or will be added to annuity payments by the
2 automatic annual increases provided by Sections 6-164 and
3 6-164.1. Such annual increases shall be paid in addition to the
4 minimum amounts specified in this subsection.

5 (b) Notwithstanding any other provision of this Article,
6 beginning January 1, 1990, the minimum retirement annuity
7 payable to any person who is entitled to receive a retirement
8 annuity under this Article on that date shall be \$475 per
9 month.

10 (c) The changes made to this Section by this amendatory Act
11 of the 93rd General Assembly apply to all persons receiving a
12 retirement annuity under this Article, without regard to
13 whether the retirement of the fireman occurred prior to the
14 effective date of this amendatory Act.

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

16 Section 90. The State Mandates Act is amended by adding
17 Section 8.34 as follows:

18 (30 ILCS 805/8.34 new)

19 Sec. 8.34. Exempt mandate. Notwithstanding Sections 6 and 8
20 of this Act, no reimbursement by the State is required for the
21 implementation of any mandate created by this amendatory Act of
22 the 96th General Assembly.

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.