



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

SB1581

Introduced 2/9/2011, by Sen. Mike Jacobs

#### SYNOPSIS AS INTRODUCED:

40 ILCS 5/12-149

from Ch. 108 1/2, par. 12-149

Amends the Chicago Park District Article of the Illinois Pension Code. Provides that, beginning with the year 2013 and in each year thereafter, the Chicago Park District Board of Park Commissioners shall levy a tax annually upon all taxable property embraced in the district at a rate that will produce a sum that, when added to the amounts deducted from the salaries of the employees or otherwise contributed by them, and revenues from other sources, will equal a sum sufficient to meet the annual actuarial requirements of the pension fund, as determined by a qualified actuary retained by that fund.

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FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

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 12-149 as follows:

6 (40 ILCS 5/12-149) (from Ch. 108 1/2, par. 12-149)

7 Sec. 12-149. Financing. The board of park commissioners of  
8 any such park district shall annually levy a tax (in addition  
9 to the taxes now authorized by law) upon all taxable property  
10 embraced in the district, at the rate which, when added to the  
11 employee contributions under this Article and applied to the  
12 fund created hereunder, shall be sufficient to provide for the  
13 purposes of this Article in accordance with the provisions  
14 thereof. Such tax shall be levied and collected with and in  
15 like manner as the general taxes of such district, and shall  
16 not in any event be included within any limitations of rate for  
17 general park purposes as now or hereafter provided by law, but  
18 shall be excluded therefrom and be in addition thereto. The  
19 amount of such annual tax to and including the year 1977 shall  
20 not exceed .0275% of the value, as equalized or assessed by the  
21 Department of Revenue, of all taxable property embraced within  
22 the park district, provided that for the year 1978, and for  
23 each year thereafter, the amount of such annual tax shall be at

1 a rate on the dollar of assessed valuation of all taxable  
2 property that will produce, when extended, for the year 1978  
3 the following sum: 0.825 times the amount of employee  
4 contributions during the fiscal year 1976; for the year 1979,  
5 0.85 times the amount of employee contributions during the  
6 fiscal year 1977; for the year 1980, 0.90 times the amount of  
7 employee contributions during the fiscal year 1978; for the  
8 year 1981, 0.95 times the amount of employee contributions  
9 during the fiscal year 1979; for the year 1982, 1.00 times the  
10 amount of employee contributions during the fiscal year 1980;  
11 for the year 1983, 1.05 times the amount of contributions made  
12 on behalf of employees during the fiscal year 1981; and for the  
13 year 1984 and each year thereafter through 2012, an amount  
14 equal to 1.10 times the employee contributions during the  
15 fiscal year 2-years prior to the year for which the applicable  
16 tax is levied. Beginning with the year 2013 and for each year  
17 thereafter the board of park commissioners of any such park  
18 district shall levy a tax annually upon all taxable property  
19 embraced in the district at a rate that will produce a sum  
20 which, when added to the amounts deducted from the salaries of  
21 the employees or otherwise contributed by them, and revenues  
22 from other sources, will equal a sum sufficient to meet the  
23 annual actuarial requirements of the pension fund as determined  
24 by a qualified actuary retained by the pension fund. For the  
25 purposes of this Section, the annual actuarial requirements of  
26 the pension fund are equal to (1) the employer's normal cost of

1 the pension fund, plus (2) the annual amount necessary to  
2 amortize the fund's unfunded accrued liabilities over a period  
3 of 30 years after the effective date of the valuation. As used  
4 in this Section, the term "employee contributions" means  
5 contributions by employees for retirement annuity, spouse's  
6 annuity, automatic increase in retirement annuity, and death  
7 benefit.

8 In respect to park district employees, other than  
9 policemen, who are transferred to the employment of a city by  
10 virtue of the "Exchange of Functions Act of 1957", the  
11 corporate authorities of the city shall annually levy a tax  
12 upon all taxable property embraced in the city, as equalized or  
13 assessed by the Department of Revenue, at such rate per cent of  
14 the value of such property as shall be sufficient, when added  
15 to the amounts deducted from the salary or wages of such  
16 employees, to provide the benefits to which such employees,  
17 their dependents and beneficiaries are entitled under the  
18 provisions of this Article. The park district shall not levy a  
19 tax hereunder in respect to such employees. The tax levied by  
20 the city under authority of this Article shall be in addition  
21 to and exclusive of all other taxes authorized by law to be  
22 levied by the city for corporate, annuity fund or other  
23 purposes.

24 All moneys accruing from the levy and collection of taxes,  
25 pursuant to this section, shall be remitted to the board by the  
26 employers as soon as they are received. Where a city has levied

1 a tax pursuant to this Section in respect to park district  
2 employees transferred to the employment of a city, the  
3 treasurer of such city or other authorized officer shall remit  
4 the moneys accruing from the levy and collection of such tax as  
5 soon as they are received. Such remittances shall be made upon  
6 a pro rata share basis, whereby each employer shall pay to the  
7 board such employer's proportionate percentage of each payment  
8 of taxes received by it, according to the ratio which its tax  
9 levy for this fund bears to the total tax levy of such  
10 employer.

11 Should any board of park commissioners included under the  
12 provisions of this Article be without authority to levy the tax  
13 provided in this Section the corporation authorities (meaning  
14 the supervisor, clerk and assessor) of the town or towns for  
15 which such board shall be the board of park commissioners shall  
16 levy such tax.

17 Employer contributions to the Fund may be reduced by  
18 \$5,000,000 for calendar years 2004 and 2005.

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