

1 AN ACT concerning the Department of Juvenile Justice.

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  
5 changing Section 14-110 as follows:

6 (40 ILCS 5/14-110) (from Ch. 108 1/2, par. 14-110)

7 (Text of Section from P.A. 102-813)

8 Sec. 14-110. Alternative retirement annuity.

9 (a) Any member who has withdrawn from service with not  
10 less than 20 years of eligible creditable service and has  
11 attained age 55, and any member who has withdrawn from service  
12 with not less than 25 years of eligible creditable service and  
13 has attained age 50, regardless of whether the attainment of  
14 either of the specified ages occurs while the member is still  
15 in service, shall be entitled to receive at the option of the  
16 member, in lieu of the regular or minimum retirement annuity,  
17 a retirement annuity computed as follows:

18 (i) for periods of service as a noncovered employee:  
19 if retirement occurs on or after January 1, 2001, 3% of  
20 final average compensation for each year of creditable  
21 service; if retirement occurs before January 1, 2001, 2  
22 1/4% of final average compensation for each of the first  
23 10 years of creditable service, 2 1/2% for each year above

1 10 years to and including 20 years of creditable service,  
2 and 2 3/4% for each year of creditable service above 20  
3 years; and

4 (ii) for periods of eligible creditable service as a  
5 covered employee: if retirement occurs on or after January  
6 1, 2001, 2.5% of final average compensation for each year  
7 of creditable service; if retirement occurs before January  
8 1, 2001, 1.67% of final average compensation for each of  
9 the first 10 years of such service, 1.90% for each of the  
10 next 10 years of such service, 2.10% for each year of such  
11 service in excess of 20 but not exceeding 30, and 2.30% for  
12 each year in excess of 30.

13 Such annuity shall be subject to a maximum of 75% of final  
14 average compensation if retirement occurs before January 1,  
15 2001 or to a maximum of 80% of final average compensation if  
16 retirement occurs on or after January 1, 2001.

17 These rates shall not be applicable to any service  
18 performed by a member as a covered employee which is not  
19 eligible creditable service. Service as a covered employee  
20 which is not eligible creditable service shall be subject to  
21 the rates and provisions of Section 14-108.

22 (b) For the purpose of this Section, "eligible creditable  
23 service" means creditable service resulting from service in  
24 one or more of the following positions:

25 (1) State policeman;

26 (2) fire fighter in the fire protection service of a

- 1 department;
- 2 (3) air pilot;
- 3 (4) special agent;
- 4 (5) investigator for the Secretary of State;
- 5 (6) conservation police officer;
- 6 (7) investigator for the Department of Revenue or the
- 7 Illinois Gaming Board;
- 8 (8) security employee of the Department of Human
- 9 Services;
- 10 (9) Central Management Services security police
- 11 officer;
- 12 (10) security employee of the Department of
- 13 Corrections or the Department of Juvenile Justice;
- 14 (11) dangerous drugs investigator;
- 15 (12) investigator for the Illinois State Police;
- 16 (13) investigator for the Office of the Attorney
- 17 General;
- 18 (14) controlled substance inspector;
- 19 (15) investigator for the Office of the State's
- 20 Attorneys Appellate Prosecutor;
- 21 (16) Commerce Commission police officer;
- 22 (17) arson investigator;
- 23 (18) State highway maintenance worker;
- 24 (19) security employee of the Department of Innovation
- 25 and Technology; or
- 26 (20) transferred employee.

1           A person employed in one of the positions specified in  
2 this subsection is entitled to eligible creditable service for  
3 service credit earned under this Article while undergoing the  
4 basic police training course approved by the Illinois Law  
5 Enforcement Training Standards Board, if completion of that  
6 training is required of persons serving in that position. For  
7 the purposes of this Code, service during the required basic  
8 police training course shall be deemed performance of the  
9 duties of the specified position, even though the person is  
10 not a sworn peace officer at the time of the training.

11           A person under paragraph (20) is entitled to eligible  
12 creditable service for service credit earned under this  
13 Article on and after his or her transfer by Executive Order No.  
14 2003-10, Executive Order No. 2004-2, or Executive Order No.  
15 2016-1.

16           (c) For the purposes of this Section:

17           (1) The term "State policeman" includes any title or  
18 position in the Illinois State Police that is held by an  
19 individual employed under the Illinois State Police Act.

20           (2) The term "fire fighter in the fire protection  
21 service of a department" includes all officers in such  
22 fire protection service including fire chiefs and  
23 assistant fire chiefs.

24           (3) The term "air pilot" includes any employee whose  
25 official job description on file in the Department of  
26 Central Management Services, or in the department by which

1 he is employed if that department is not covered by the  
2 Personnel Code, states that his principal duty is the  
3 operation of aircraft, and who possesses a pilot's  
4 license; however, the change in this definition made by  
5 Public Act 83-842 shall not operate to exclude any  
6 noncovered employee who was an "air pilot" for the  
7 purposes of this Section on January 1, 1984.

8 (4) The term "special agent" means any person who by  
9 reason of employment by the Division of Narcotic Control,  
10 the Bureau of Investigation or, after July 1, 1977, the  
11 Division of Criminal Investigation, the Division of  
12 Internal Investigation, the Division of Operations, the  
13 Division of Patrol Operations, or any other Division or  
14 organizational entity in the Illinois State Police is  
15 vested by law with duties to maintain public order,  
16 investigate violations of the criminal law of this State,  
17 enforce the laws of this State, make arrests and recover  
18 property. The term "special agent" includes any title or  
19 position in the Illinois State Police that is held by an  
20 individual employed under the Illinois State Police Act.

21 (5) The term "investigator for the Secretary of State"  
22 means any person employed by the Office of the Secretary  
23 of State and vested with such investigative duties as  
24 render him ineligible for coverage under the Social  
25 Security Act by reason of Sections 218(d)(5)(A),  
26 218(d)(8)(D) and 218(1)(1) of that Act.

1           A person who became employed as an investigator for  
2           the Secretary of State between January 1, 1967 and  
3           December 31, 1975, and who has served as such until  
4           attainment of age 60, either continuously or with a single  
5           break in service of not more than 3 years duration, which  
6           break terminated before January 1, 1976, shall be entitled  
7           to have his retirement annuity calculated in accordance  
8           with subsection (a), notwithstanding that he has less than  
9           20 years of credit for such service.

10           (6) The term "Conservation Police Officer" means any  
11           person employed by the Division of Law Enforcement of the  
12           Department of Natural Resources and vested with such law  
13           enforcement duties as render him ineligible for coverage  
14           under the Social Security Act by reason of Sections  
15           218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The  
16           term "Conservation Police Officer" includes the positions  
17           of Chief Conservation Police Administrator and Assistant  
18           Conservation Police Administrator.

19           (7) The term "investigator for the Department of  
20           Revenue" means any person employed by the Department of  
21           Revenue and vested with such investigative duties as  
22           render him ineligible for coverage under the Social  
23           Security Act by reason of Sections 218(d)(5)(A),  
24           218(d)(8)(D) and 218(1)(1) of that Act.

25           The term "investigator for the Illinois Gaming Board"  
26           means any person employed as such by the Illinois Gaming

1 Board and vested with such peace officer duties as render  
2 the person ineligible for coverage under the Social  
3 Security Act by reason of Sections 218(d)(5)(A),  
4 218(d)(8)(D), and 218(1)(1) of that Act.

5 (8) The term "security employee of the Department of  
6 Human Services" means any person employed by the  
7 Department of Human Services who (i) is employed at the  
8 Chester Mental Health Center and has daily contact with  
9 the residents thereof, (ii) is employed within a security  
10 unit at a facility operated by the Department and has  
11 daily contact with the residents of the security unit,  
12 (iii) is employed at a facility operated by the Department  
13 that includes a security unit and is regularly scheduled  
14 to work at least 50% of his or her working hours within  
15 that security unit, or (iv) is a mental health police  
16 officer. "Mental health police officer" means any person  
17 employed by the Department of Human Services in a position  
18 pertaining to the Department's mental health and  
19 developmental disabilities functions who is vested with  
20 such law enforcement duties as render the person  
21 ineligible for coverage under the Social Security Act by  
22 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
23 218(1)(1) of that Act. "Security unit" means that portion  
24 of a facility that is devoted to the care, containment,  
25 and treatment of persons committed to the Department of  
26 Human Services as sexually violent persons, persons unfit

1 to stand trial, or persons not guilty by reason of  
2 insanity. With respect to past employment, references to  
3 the Department of Human Services include its predecessor,  
4 the Department of Mental Health and Developmental  
5 Disabilities.

6 The changes made to this subdivision (c)(8) by Public  
7 Act 92-14 apply to persons who retire on or after January  
8 1, 2001, notwithstanding Section 1-103.1.

9 (9) "Central Management Services security police  
10 officer" means any person employed by the Department of  
11 Central Management Services who is vested with such law  
12 enforcement duties as render him ineligible for coverage  
13 under the Social Security Act by reason of Sections  
14 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

15 (10) For a member who first became an employee under  
16 this Article before July 1, 2005, the term "security  
17 employee of the Department of Corrections or the  
18 Department of Juvenile Justice" means any employee of the  
19 Department of Corrections or the Department of Juvenile  
20 Justice or the former Department of Personnel, and any  
21 member or employee of the Prisoner Review Board, who has  
22 daily contact with inmates or youth by working within a  
23 correctional facility or Juvenile facility operated by the  
24 Department of Juvenile Justice or who is a parole officer  
25 or an employee who has direct contact with committed  
26 persons in the performance of his or her job duties. For a



1 member who first becomes an employee under this Article on  
2 or after July 1, 2005, the term means an employee of the  
3 Department of Corrections or the Department of Juvenile  
4 Justice who is any of the following: (i) officially  
5 headquartered at a correctional facility or Juvenile  
6 facility operated by the Department of Juvenile Justice,  
7 (ii) a parole officer, (iii) a member of the apprehension  
8 unit, (iv) a member of the intelligence unit, (v) a member  
9 of the sort team, or (vi) an investigator.

10 (11) The term "dangerous drugs investigator" means any  
11 person who is employed as such by the Department of Human  
12 Services.

13 (12) The term "investigator for the Illinois State  
14 Police" means a person employed by the Illinois State  
15 Police who is vested under Section 4 of the Narcotic  
16 Control Division Abolition Act with such law enforcement  
17 powers as render him ineligible for coverage under the  
18 Social Security Act by reason of Sections 218(d)(5)(A),  
19 218(d)(8)(D) and 218(1)(1) of that Act.

20 (13) "Investigator for the Office of the Attorney  
21 General" means any person who is employed as such by the  
22 Office of the Attorney General and is vested with such  
23 investigative duties as render him ineligible for coverage  
24 under the Social Security Act by reason of Sections  
25 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For  
26 the period before January 1, 1989, the term includes all

1 persons who were employed as investigators by the Office  
2 of the Attorney General, without regard to social security  
3 status.

4 (14) "Controlled substance inspector" means any person  
5 who is employed as such by the Department of Professional  
6 Regulation and is vested with such law enforcement duties  
7 as render him ineligible for coverage under the Social  
8 Security Act by reason of Sections 218(d)(5)(A),  
9 218(d)(8)(D) and 218(1)(1) of that Act. The term  
10 "controlled substance inspector" includes the Program  
11 Executive of Enforcement and the Assistant Program  
12 Executive of Enforcement.

13 (15) The term "investigator for the Office of the  
14 State's Attorneys Appellate Prosecutor" means a person  
15 employed in that capacity on a full-time basis under the  
16 authority of Section 7.06 of the State's Attorneys  
17 Appellate Prosecutor's Act.

18 (16) "Commerce Commission police officer" means any  
19 person employed by the Illinois Commerce Commission who is  
20 vested with such law enforcement duties as render him  
21 ineligible for coverage under the Social Security Act by  
22 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and  
23 218(1)(1) of that Act.

24 (17) "Arson investigator" means any person who is  
25 employed as such by the Office of the State Fire Marshal  
26 and is vested with such law enforcement duties as render

1 the person ineligible for coverage under the Social  
2 Security Act by reason of Sections 218(d)(5)(A),  
3 218(d)(8)(D), and 218(1)(1) of that Act. A person who was  
4 employed as an arson investigator on January 1, 1995 and  
5 is no longer in service but not yet receiving a retirement  
6 annuity may convert his or her creditable service for  
7 employment as an arson investigator into eligible  
8 creditable service by paying to the System the difference  
9 between the employee contributions actually paid for that  
10 service and the amounts that would have been contributed  
11 if the applicant were contributing at the rate applicable  
12 to persons with the same social security status earning  
13 eligible creditable service on the date of application.

14 (18) The term "State highway maintenance worker" means  
15 a person who is either of the following:

16 (i) A person employed on a full-time basis by the  
17 Illinois Department of Transportation in the position  
18 of highway maintainer, highway maintenance lead  
19 worker, highway maintenance lead/lead worker, heavy  
20 construction equipment operator, power shovel  
21 operator, or bridge mechanic; and whose principal  
22 responsibility is to perform, on the roadway, the  
23 actual maintenance necessary to keep the highways that  
24 form a part of the State highway system in serviceable  
25 condition for vehicular traffic.

26 (ii) A person employed on a full-time basis by the

1 Illinois State Toll Highway Authority in the position  
2 of equipment operator/laborer H-4, equipment  
3 operator/laborer H-6, welder H-4, welder H-6,  
4 mechanical/electrical H-4, mechanical/electrical H-6,  
5 water/sewer H-4, water/sewer H-6, sign maker/hanger  
6 H-4, sign maker/hanger H-6, roadway lighting H-4,  
7 roadway lighting H-6, structural H-4, structural H-6,  
8 painter H-4, or painter H-6; and whose principal  
9 responsibility is to perform, on the roadway, the  
10 actual maintenance necessary to keep the Authority's  
11 tollways in serviceable condition for vehicular  
12 traffic.

13 (19) The term "security employee of the Department of  
14 Innovation and Technology" means a person who was a  
15 security employee of the Department of Corrections or the  
16 Department of Juvenile Justice, was transferred to the  
17 Department of Innovation and Technology pursuant to  
18 Executive Order 2016-01, and continues to perform similar  
19 job functions under that Department.

20 (20) "Transferred employee" means an employee who was  
21 transferred to the Department of Central Management  
22 Services by Executive Order No. 2003-10 or Executive Order  
23 No. 2004-2 or transferred to the Department of Innovation  
24 and Technology by Executive Order No. 2016-1, or both, and  
25 was entitled to eligible creditable service for services  
26 immediately preceding the transfer.

1 (d) A security employee of the Department of Corrections  
2 or the Department of Juvenile Justice, a security employee of  
3 the Department of Human Services who is not a mental health  
4 police officer, and a security employee of the Department of  
5 Innovation and Technology shall not be eligible for the  
6 alternative retirement annuity provided by this Section unless  
7 he or she meets the following minimum age and service  
8 requirements at the time of retirement:

9 (i) 25 years of eligible creditable service and age  
10 55; or

11 (ii) beginning January 1, 1987, 25 years of eligible  
12 creditable service and age 54, or 24 years of eligible  
13 creditable service and age 55; or

14 (iii) beginning January 1, 1988, 25 years of eligible  
15 creditable service and age 53, or 23 years of eligible  
16 creditable service and age 55; or

17 (iv) beginning January 1, 1989, 25 years of eligible  
18 creditable service and age 52, or 22 years of eligible  
19 creditable service and age 55; or

20 (v) beginning January 1, 1990, 25 years of eligible  
21 creditable service and age 51, or 21 years of eligible  
22 creditable service and age 55; or

23 (vi) beginning January 1, 1991, 25 years of eligible  
24 creditable service and age 50, or 20 years of eligible  
25 creditable service and age 55.

26 Persons who have service credit under Article 16 of this

1 Code for service as a security employee of the Department of  
2 Corrections or the Department of Juvenile Justice, or the  
3 Department of Human Services in a position requiring  
4 certification as a teacher may count such service toward  
5 establishing their eligibility under the service requirements  
6 of this Section; but such service may be used only for  
7 establishing such eligibility, and not for the purpose of  
8 increasing or calculating any benefit.

9 (e) If a member enters military service while working in a  
10 position in which eligible creditable service may be earned,  
11 and returns to State service in the same or another such  
12 position, and fulfills in all other respects the conditions  
13 prescribed in this Article for credit for military service,  
14 such military service shall be credited as eligible creditable  
15 service for the purposes of the retirement annuity prescribed  
16 in this Section.

17 (f) For purposes of calculating retirement annuities under  
18 this Section, periods of service rendered after December 31,  
19 1968 and before October 1, 1975 as a covered employee in the  
20 position of special agent, conservation police officer, mental  
21 health police officer, or investigator for the Secretary of  
22 State, shall be deemed to have been service as a noncovered  
23 employee, provided that the employee pays to the System prior  
24 to retirement an amount equal to (1) the difference between  
25 the employee contributions that would have been required for  
26 such service as a noncovered employee, and the amount of

1 employee contributions actually paid, plus (2) if payment is  
2 made after July 31, 1987, regular interest on the amount  
3 specified in item (1) from the date of service to the date of  
4 payment.

5 For purposes of calculating retirement annuities under  
6 this Section, periods of service rendered after December 31,  
7 1968 and before January 1, 1982 as a covered employee in the  
8 position of investigator for the Department of Revenue shall  
9 be deemed to have been service as a noncovered employee,  
10 provided that the employee pays to the System prior to  
11 retirement an amount equal to (1) the difference between the  
12 employee contributions that would have been required for such  
13 service as a noncovered employee, and the amount of employee  
14 contributions actually paid, plus (2) if payment is made after  
15 January 1, 1990, regular interest on the amount specified in  
16 item (1) from the date of service to the date of payment.

17 (g) A State policeman may elect, not later than January 1,  
18 1990, to establish eligible creditable service for up to 10  
19 years of his service as a policeman under Article 3, by filing  
20 a written election with the Board, accompanied by payment of  
21 an amount to be determined by the Board, equal to (i) the  
22 difference between the amount of employee and employer  
23 contributions transferred to the System under Section 3-110.5,  
24 and the amounts that would have been contributed had such  
25 contributions been made at the rates applicable to State  
26 policemen, plus (ii) interest thereon at the effective rate

1 for each year, compounded annually, from the date of service  
2 to the date of payment.

3 Subject to the limitation in subsection (i), a State  
4 policeman may elect, not later than July 1, 1993, to establish  
5 eligible creditable service for up to 10 years of his service  
6 as a member of the County Police Department under Article 9, by  
7 filing a written election with the Board, accompanied by  
8 payment of an amount to be determined by the Board, equal to  
9 (i) the difference between the amount of employee and employer  
10 contributions transferred to the System under Section 9-121.10  
11 and the amounts that would have been contributed had those  
12 contributions been made at the rates applicable to State  
13 policemen, plus (ii) interest thereon at the effective rate  
14 for each year, compounded annually, from the date of service  
15 to the date of payment.

16 (h) Subject to the limitation in subsection (i), a State  
17 policeman or investigator for the Secretary of State may elect  
18 to establish eligible creditable service for up to 12 years of  
19 his service as a policeman under Article 5, by filing a written  
20 election with the Board on or before January 31, 1992, and  
21 paying to the System by January 31, 1994 an amount to be  
22 determined by the Board, equal to (i) the difference between  
23 the amount of employee and employer contributions transferred  
24 to the System under Section 5-236, and the amounts that would  
25 have been contributed had such contributions been made at the  
26 rates applicable to State policemen, plus (ii) interest



1 thereon at the effective rate for each year, compounded  
2 annually, from the date of service to the date of payment.

3 Subject to the limitation in subsection (i), a State  
4 policeman, conservation police officer, or investigator for  
5 the Secretary of State may elect to establish eligible  
6 creditable service for up to 10 years of service as a sheriff's  
7 law enforcement employee under Article 7, by filing a written  
8 election with the Board on or before January 31, 1993, and  
9 paying to the System by January 31, 1994 an amount to be  
10 determined by the Board, equal to (i) the difference between  
11 the amount of employee and employer contributions transferred  
12 to the System under Section 7-139.7, and the amounts that  
13 would have been contributed had such contributions been made  
14 at the rates applicable to State policemen, plus (ii) interest  
15 thereon at the effective rate for each year, compounded  
16 annually, from the date of service to the date of payment.

17 Subject to the limitation in subsection (i), a State  
18 policeman, conservation police officer, or investigator for  
19 the Secretary of State may elect to establish eligible  
20 creditable service for up to 5 years of service as a police  
21 officer under Article 3, a policeman under Article 5, a  
22 sheriff's law enforcement employee under Article 7, a member  
23 of the county police department under Article 9, or a police  
24 officer under Article 15 by filing a written election with the  
25 Board and paying to the System an amount to be determined by  
26 the Board, equal to (i) the difference between the amount of

1 employee and employer contributions transferred to the System  
2 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4  
3 and the amounts that would have been contributed had such  
4 contributions been made at the rates applicable to State  
5 policemen, plus (ii) interest thereon at the effective rate  
6 for each year, compounded annually, from the date of service  
7 to the date of payment.

8 Subject to the limitation in subsection (i), an  
9 investigator for the Office of the Attorney General, or an  
10 investigator for the Department of Revenue, may elect to  
11 establish eligible creditable service for up to 5 years of  
12 service as a police officer under Article 3, a policeman under  
13 Article 5, a sheriff's law enforcement employee under Article  
14 7, or a member of the county police department under Article 9  
15 by filing a written election with the Board within 6 months  
16 after August 25, 2009 (the effective date of Public Act  
17 96-745) and paying to the System an amount to be determined by  
18 the Board, equal to (i) the difference between the amount of  
19 employee and employer contributions transferred to the System  
20 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the  
21 amounts that would have been contributed had such  
22 contributions been made at the rates applicable to State  
23 policemen, plus (ii) interest thereon at the actuarially  
24 assumed rate for each year, compounded annually, from the date  
25 of service to the date of payment.

26 Subject to the limitation in subsection (i), a State

1 policeman, conservation police officer, investigator for the  
2 Office of the Attorney General, an investigator for the  
3 Department of Revenue, or investigator for the Secretary of  
4 State may elect to establish eligible creditable service for  
5 up to 5 years of service as a person employed by a  
6 participating municipality to perform police duties, or law  
7 enforcement officer employed on a full-time basis by a forest  
8 preserve district under Article 7, a county corrections  
9 officer, or a court services officer under Article 9, by  
10 filing a written election with the Board within 6 months after  
11 August 25, 2009 (the effective date of Public Act 96-745) and  
12 paying to the System an amount to be determined by the Board,  
13 equal to (i) the difference between the amount of employee and  
14 employer contributions transferred to the System under  
15 Sections 7-139.8 and 9-121.10 and the amounts that would have  
16 been contributed had such contributions been made at the rates  
17 applicable to State policemen, plus (ii) interest thereon at  
18 the actuarially assumed rate for each year, compounded  
19 annually, from the date of service to the date of payment.

20 Subject to the limitation in subsection (i), a State  
21 policeman, arson investigator, or Commerce Commission police  
22 officer may elect to establish eligible creditable service for  
23 up to 5 years of service as a person employed by a  
24 participating municipality to perform police duties under  
25 Article 7, a county corrections officer, a court services  
26 officer under Article 9, or a firefighter under Article 4 by

1 filing a written election with the Board within 6 months after  
2 July 30, 2021 (the effective date of Public Act 102-210) and  
3 paying to the System an amount to be determined by the Board  
4 equal to (i) the difference between the amount of employee and  
5 employer contributions transferred to the System under  
6 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that  
7 would have been contributed had such contributions been made  
8 at the rates applicable to State policemen, plus (ii) interest  
9 thereon at the actuarially assumed rate for each year,  
10 compounded annually, from the date of service to the date of  
11 payment.

12 Subject to the limitation in subsection (i), a  
13 conservation police officer may elect to establish eligible  
14 creditable service for up to 5 years of service as a person  
15 employed by a participating municipality to perform police  
16 duties under Article 7, a county corrections officer, or a  
17 court services officer under Article 9 by filing a written  
18 election with the Board within 6 months after July 30, 2021  
19 (the effective date of Public Act 102-210) and paying to the  
20 System an amount to be determined by the Board equal to (i) the  
21 difference between the amount of employee and employer  
22 contributions transferred to the System under Sections 7-139.8  
23 and 9-121.10 and the amounts that would have been contributed  
24 had such contributions been made at the rates applicable to  
25 State policemen, plus (ii) interest thereon at the actuarially  
26 assumed rate for each year, compounded annually, from the date

1 of service to the date of payment.

2 Notwithstanding the limitation in subsection (i), a State  
3 policeman or conservation police officer may elect to convert  
4 service credit earned under this Article to eligible  
5 creditable service, as defined by this Section, by filing a  
6 written election with the board within 6 months after July 30,  
7 2021 (the effective date of Public Act 102-210) and paying to  
8 the System an amount to be determined by the Board equal to (i)  
9 the difference between the amount of employee contributions  
10 originally paid for that service and the amounts that would  
11 have been contributed had such contributions been made at the  
12 rates applicable to State policemen, plus (ii) the difference  
13 between the employer's normal cost of the credit prior to the  
14 conversion authorized by Public Act 102-210 and the employer's  
15 normal cost of the credit converted in accordance with Public  
16 Act 102-210, plus (iii) interest thereon at the actuarially  
17 assumed rate for each year, compounded annually, from the date  
18 of service to the date of payment.

19 (i) The total amount of eligible creditable service  
20 established by any person under subsections (g), (h), (j),  
21 (k), (l), (l-5), and (o) of this Section shall not exceed 12  
22 years.

23 (j) Subject to the limitation in subsection (i), an  
24 investigator for the Office of the State's Attorneys Appellate  
25 Prosecutor or a controlled substance inspector may elect to  
26 establish eligible creditable service for up to 10 years of

1 his service as a policeman under Article 3 or a sheriff's law  
2 enforcement employee under Article 7, by filing a written  
3 election with the Board, accompanied by payment of an amount  
4 to be determined by the Board, equal to (1) the difference  
5 between the amount of employee and employer contributions  
6 transferred to the System under Section 3-110.6 or 7-139.8,  
7 and the amounts that would have been contributed had such  
8 contributions been made at the rates applicable to State  
9 policemen, plus (2) interest thereon at the effective rate for  
10 each year, compounded annually, from the date of service to  
11 the date of payment.

12 (k) Subject to the limitation in subsection (i) of this  
13 Section, an alternative formula employee may elect to  
14 establish eligible creditable service for periods spent as a  
15 full-time law enforcement officer or full-time corrections  
16 officer employed by the federal government or by a state or  
17 local government located outside of Illinois, for which credit  
18 is not held in any other public employee pension fund or  
19 retirement system. To obtain this credit, the applicant must  
20 file a written application with the Board by March 31, 1998,  
21 accompanied by evidence of eligibility acceptable to the Board  
22 and payment of an amount to be determined by the Board, equal  
23 to (1) employee contributions for the credit being  
24 established, based upon the applicant's salary on the first  
25 day as an alternative formula employee after the employment  
26 for which credit is being established and the rates then

1 applicable to alternative formula employees, plus (2) an  
2 amount determined by the Board to be the employer's normal  
3 cost of the benefits accrued for the credit being established,  
4 plus (3) regular interest on the amounts in items (1) and (2)  
5 from the first day as an alternative formula employee after  
6 the employment for which credit is being established to the  
7 date of payment.

8 (1) Subject to the limitation in subsection (i), a  
9 security employee of the Department of Corrections may elect,  
10 not later than July 1, 1998, to establish eligible creditable  
11 service for up to 10 years of his or her service as a policeman  
12 under Article 3, by filing a written election with the Board,  
13 accompanied by payment of an amount to be determined by the  
14 Board, equal to (i) the difference between the amount of  
15 employee and employer contributions transferred to the System  
16 under Section 3-110.5, and the amounts that would have been  
17 contributed had such contributions been made at the rates  
18 applicable to security employees of the Department of  
19 Corrections, plus (ii) interest thereon at the effective rate  
20 for each year, compounded annually, from the date of service  
21 to the date of payment.

22 (1-5) Subject to the limitation in subsection (i) of this  
23 Section, a State policeman may elect to establish eligible  
24 creditable service for up to 5 years of service as a full-time  
25 law enforcement officer employed by the federal government or  
26 by a state or local government located outside of Illinois for

1 which credit is not held in any other public employee pension  
2 fund or retirement system. To obtain this credit, the  
3 applicant must file a written application with the Board no  
4 later than 3 years after January 1, 2020 (the effective date of  
5 Public Act 101-610), accompanied by evidence of eligibility  
6 acceptable to the Board and payment of an amount to be  
7 determined by the Board, equal to (1) employee contributions  
8 for the credit being established, based upon the applicant's  
9 salary on the first day as an alternative formula employee  
10 after the employment for which credit is being established and  
11 the rates then applicable to alternative formula employees,  
12 plus (2) an amount determined by the Board to be the employer's  
13 normal cost of the benefits accrued for the credit being  
14 established, plus (3) regular interest on the amounts in items  
15 (1) and (2) from the first day as an alternative formula  
16 employee after the employment for which credit is being  
17 established to the date of payment.

18 (m) The amendatory changes to this Section made by Public  
19 Act 94-696 apply only to: (1) security employees of the  
20 Department of Juvenile Justice employed by the Department of  
21 Corrections before June 1, 2006 (the effective date of Public  
22 Act 94-696) and transferred to the Department of Juvenile  
23 Justice by Public Act 94-696; and (2) persons employed by the  
24 Department of Juvenile Justice on or after June 1, 2006 (the  
25 effective date of Public Act 94-696) who are required by  
26 subsection (b) of Section 3-2.5-15 of the Unified Code of



1 Corrections to have any bachelor's or advanced degree from an  
2 accredited college or university or, in the case of persons  
3 who provide vocational training, who are required to have  
4 adequate knowledge in the skill for which they are providing  
5 the vocational training. On and after June 1, 2023, the  
6 bachelor's or advanced degree requirement in Section 3-2.5-15  
7 of the Unified Code of Corrections no longer applies to this  
8 Code.

9 (n) A person employed in a position under subsection (b)  
10 of this Section who has purchased service credit under  
11 subsection (j) of Section 14-104 or subsection (b) of Section  
12 14-105 in any other capacity under this Article may convert up  
13 to 5 years of that service credit into service credit covered  
14 under this Section by paying to the Fund an amount equal to (1)  
15 the additional employee contribution required under Section  
16 14-133, plus (2) the additional employer contribution required  
17 under Section 14-131, plus (3) interest on items (1) and (2) at  
18 the actuarially assumed rate from the date of the service to  
19 the date of payment.

20 (o) Subject to the limitation in subsection (i), a  
21 conservation police officer, investigator for the Secretary of  
22 State, Commerce Commission police officer, investigator for  
23 the Department of Revenue or the Illinois Gaming Board, or  
24 arson investigator subject to subsection (g) of Section 1-160  
25 may elect to convert up to 8 years of service credit  
26 established before January 1, 2020 (the effective date of

1 Public Act 101-610) as a conservation police officer,  
2 investigator for the Secretary of State, Commerce Commission  
3 police officer, investigator for the Department of Revenue or  
4 the Illinois Gaming Board, or arson investigator under this  
5 Article into eligible creditable service by filing a written  
6 election with the Board no later than one year after January 1,  
7 2020 (the effective date of Public Act 101-610), accompanied  
8 by payment of an amount to be determined by the Board equal to  
9 (i) the difference between the amount of the employee  
10 contributions actually paid for that service and the amount of  
11 the employee contributions that would have been paid had the  
12 employee contributions been made as a noncovered employee  
13 serving in a position in which eligible creditable service, as  
14 defined in this Section, may be earned, plus (ii) interest  
15 thereon at the effective rate for each year, compounded  
16 annually, from the date of service to the date of payment.

17 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;  
18 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)

19 (Text of Section from P.A. 102-856)

20 Sec. 14-110. Alternative retirement annuity.

21 (a) Any member who has withdrawn from service with not  
22 less than 20 years of eligible creditable service and has  
23 attained age 55, and any member who has withdrawn from service  
24 with not less than 25 years of eligible creditable service and  
25 has attained age 50, regardless of whether the attainment of

1 either of the specified ages occurs while the member is still  
2 in service, shall be entitled to receive at the option of the  
3 member, in lieu of the regular or minimum retirement annuity,  
4 a retirement annuity computed as follows:

5 (i) for periods of service as a noncovered employee:  
6 if retirement occurs on or after January 1, 2001, 3% of  
7 final average compensation for each year of creditable  
8 service; if retirement occurs before January 1, 2001, 2  
9 1/4% of final average compensation for each of the first  
10 10 years of creditable service, 2 1/2% for each year above  
11 10 years to and including 20 years of creditable service,  
12 and 2 3/4% for each year of creditable service above 20  
13 years; and

14 (ii) for periods of eligible creditable service as a  
15 covered employee: if retirement occurs on or after January  
16 1, 2001, 2.5% of final average compensation for each year  
17 of creditable service; if retirement occurs before January  
18 1, 2001, 1.67% of final average compensation for each of  
19 the first 10 years of such service, 1.90% for each of the  
20 next 10 years of such service, 2.10% for each year of such  
21 service in excess of 20 but not exceeding 30, and 2.30% for  
22 each year in excess of 30.

23 Such annuity shall be subject to a maximum of 75% of final  
24 average compensation if retirement occurs before January 1,  
25 2001 or to a maximum of 80% of final average compensation if  
26 retirement occurs on or after January 1, 2001.

1           These rates shall not be applicable to any service  
2 performed by a member as a covered employee which is not  
3 eligible creditable service. Service as a covered employee  
4 which is not eligible creditable service shall be subject to  
5 the rates and provisions of Section 14-108.

6           (b) For the purpose of this Section, "eligible creditable  
7 service" means creditable service resulting from service in  
8 one or more of the following positions:

9           (1) State policeman;

10           (2) fire fighter in the fire protection service of a  
11 department;

12           (3) air pilot;

13           (4) special agent;

14           (5) investigator for the Secretary of State;

15           (6) conservation police officer;

16           (7) investigator for the Department of Revenue or the  
17 Illinois Gaming Board;

18           (8) security employee of the Department of Human  
19 Services;

20           (9) Central Management Services security police  
21 officer;

22           (10) security employee of the Department of  
23 Corrections or the Department of Juvenile Justice;

24           (11) dangerous drugs investigator;

25           (12) investigator for the Illinois State Police;

26           (13) investigator for the Office of the Attorney

1 General;

2 (14) controlled substance inspector;

3 (15) investigator for the Office of the State's  
4 Attorneys Appellate Prosecutor;

5 (16) Commerce Commission police officer;

6 (17) arson investigator;

7 (18) State highway maintenance worker;

8 (19) security employee of the Department of Innovation  
9 and Technology; or

10 (20) transferred employee.

11 A person employed in one of the positions specified in  
12 this subsection is entitled to eligible creditable service for  
13 service credit earned under this Article while undergoing the  
14 basic police training course approved by the Illinois Law  
15 Enforcement Training Standards Board, if completion of that  
16 training is required of persons serving in that position. For  
17 the purposes of this Code, service during the required basic  
18 police training course shall be deemed performance of the  
19 duties of the specified position, even though the person is  
20 not a sworn peace officer at the time of the training.

21 A person under paragraph (20) is entitled to eligible  
22 creditable service for service credit earned under this  
23 Article on and after his or her transfer by Executive Order No.  
24 2003-10, Executive Order No. 2004-2, or Executive Order No.  
25 2016-1.

26 (c) For the purposes of this Section:

1           (1) The term "State policeman" includes any title or  
2 position in the Illinois State Police that is held by an  
3 individual employed under the Illinois State Police Act.

4           (2) The term "fire fighter in the fire protection  
5 service of a department" includes all officers in such  
6 fire protection service including fire chiefs and  
7 assistant fire chiefs.

8           (3) The term "air pilot" includes any employee whose  
9 official job description on file in the Department of  
10 Central Management Services, or in the department by which  
11 he is employed if that department is not covered by the  
12 Personnel Code, states that his principal duty is the  
13 operation of aircraft, and who possesses a pilot's  
14 license; however, the change in this definition made by  
15 Public Act 83-842 shall not operate to exclude any  
16 noncovered employee who was an "air pilot" for the  
17 purposes of this Section on January 1, 1984.

18           (4) The term "special agent" means any person who by  
19 reason of employment by the Division of Narcotic Control,  
20 the Bureau of Investigation or, after July 1, 1977, the  
21 Division of Criminal Investigation, the Division of  
22 Internal Investigation, the Division of Operations, the  
23 Division of Patrol Operations, or any other Division or  
24 organizational entity in the Illinois State Police is  
25 vested by law with duties to maintain public order,  
26 investigate violations of the criminal law of this State,

1           enforce the laws of this State, make arrests and recover  
2           property. The term "special agent" includes any title or  
3           position in the Illinois State Police that is held by an  
4           individual employed under the Illinois State Police Act.

5           (5) The term "investigator for the Secretary of State"  
6           means any person employed by the Office of the Secretary  
7           of State and vested with such investigative duties as  
8           render him ineligible for coverage under the Social  
9           Security Act by reason of Sections 218(d)(5)(A),  
10          218(d)(8)(D) and 218(1)(1) of that Act.

11          A person who became employed as an investigator for  
12          the Secretary of State between January 1, 1967 and  
13          December 31, 1975, and who has served as such until  
14          attainment of age 60, either continuously or with a single  
15          break in service of not more than 3 years duration, which  
16          break terminated before January 1, 1976, shall be entitled  
17          to have his retirement annuity calculated in accordance  
18          with subsection (a), notwithstanding that he has less than  
19          20 years of credit for such service.

20          (6) The term "Conservation Police Officer" means any  
21          person employed by the Division of Law Enforcement of the  
22          Department of Natural Resources and vested with such law  
23          enforcement duties as render him ineligible for coverage  
24          under the Social Security Act by reason of Sections  
25          218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The  
26          term "Conservation Police Officer" includes the positions

1 of Chief Conservation Police Administrator and Assistant  
2 Conservation Police Administrator.

3 (7) The term "investigator for the Department of  
4 Revenue" means any person employed by the Department of  
5 Revenue and vested with such investigative duties as  
6 render him ineligible for coverage under the Social  
7 Security Act by reason of Sections 218(d)(5)(A),  
8 218(d)(8)(D) and 218(1)(1) of that Act.

9 The term "investigator for the Illinois Gaming Board"  
10 means any person employed as such by the Illinois Gaming  
11 Board and vested with such peace officer duties as render  
12 the person ineligible for coverage under the Social  
13 Security Act by reason of Sections 218(d)(5)(A),  
14 218(d)(8)(D), and 218(1)(1) of that Act.

15 (8) The term "security employee of the Department of  
16 Human Services" means any person employed by the  
17 Department of Human Services who (i) is employed at the  
18 Chester Mental Health Center and has daily contact with  
19 the residents thereof, (ii) is employed within a security  
20 unit at a facility operated by the Department and has  
21 daily contact with the residents of the security unit,  
22 (iii) is employed at a facility operated by the Department  
23 that includes a security unit and is regularly scheduled  
24 to work at least 50% of his or her working hours within  
25 that security unit, or (iv) is a mental health police  
26 officer. "Mental health police officer" means any person



1 employed by the Department of Human Services in a position  
2 pertaining to the Department's mental health and  
3 developmental disabilities functions who is vested with  
4 such law enforcement duties as render the person  
5 ineligible for coverage under the Social Security Act by  
6 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
7 218(1)(1) of that Act. "Security unit" means that portion  
8 of a facility that is devoted to the care, containment,  
9 and treatment of persons committed to the Department of  
10 Human Services as sexually violent persons, persons unfit  
11 to stand trial, or persons not guilty by reason of  
12 insanity. With respect to past employment, references to  
13 the Department of Human Services include its predecessor,  
14 the Department of Mental Health and Developmental  
15 Disabilities.

16 The changes made to this subdivision (c)(8) by Public  
17 Act 92-14 apply to persons who retire on or after January  
18 1, 2001, notwithstanding Section 1-103.1.

19 (9) "Central Management Services security police  
20 officer" means any person employed by the Department of  
21 Central Management Services who is vested with such law  
22 enforcement duties as render him ineligible for coverage  
23 under the Social Security Act by reason of Sections  
24 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

25 (10) For a member who first became an employee under  
26 this Article before July 1, 2005, the term "security

1 employee of the Department of Corrections or the  
2 Department of Juvenile Justice" means any employee of the  
3 Department of Corrections or the Department of Juvenile  
4 Justice or the former Department of Personnel, and any  
5 member or employee of the Prisoner Review Board, who has  
6 daily contact with inmates or youth by working within a  
7 correctional facility or Juvenile facility operated by the  
8 Department of Juvenile Justice or who is a parole officer  
9 or an employee who has direct contact with committed  
10 persons in the performance of his or her job duties. For a  
11 member who first becomes an employee under this Article on  
12 or after July 1, 2005, the term means an employee of the  
13 Department of Corrections or the Department of Juvenile  
14 Justice who is any of the following: (i) officially  
15 headquartered at a correctional facility or Juvenile  
16 facility operated by the Department of Juvenile Justice,  
17 (ii) a parole officer, (iii) a member of the apprehension  
18 unit, (iv) a member of the intelligence unit, (v) a member  
19 of the sort team, or (vi) an investigator.

20 (11) The term "dangerous drugs investigator" means any  
21 person who is employed as such by the Department of Human  
22 Services.

23 (12) The term "investigator for the Illinois State  
24 Police" means a person employed by the Illinois State  
25 Police who is vested under Section 4 of the Narcotic  
26 Control Division Abolition Act with such law enforcement

1 powers as render him ineligible for coverage under the  
2 Social Security Act by reason of Sections 218(d)(5)(A),  
3 218(d)(8)(D) and 218(1)(1) of that Act.

4 (13) "Investigator for the Office of the Attorney  
5 General" means any person who is employed as such by the  
6 Office of the Attorney General and is vested with such  
7 investigative duties as render him ineligible for coverage  
8 under the Social Security Act by reason of Sections  
9 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For  
10 the period before January 1, 1989, the term includes all  
11 persons who were employed as investigators by the Office  
12 of the Attorney General, without regard to social security  
13 status.

14 (14) "Controlled substance inspector" means any person  
15 who is employed as such by the Department of Professional  
16 Regulation and is vested with such law enforcement duties  
17 as render him ineligible for coverage under the Social  
18 Security Act by reason of Sections 218(d)(5)(A),  
19 218(d)(8)(D) and 218(1)(1) of that Act. The term  
20 "controlled substance inspector" includes the Program  
21 Executive of Enforcement and the Assistant Program  
22 Executive of Enforcement.

23 (15) The term "investigator for the Office of the  
24 State's Attorneys Appellate Prosecutor" means a person  
25 employed in that capacity on a full-time basis under the  
26 authority of Section 7.06 of the State's Attorneys

1 Appellate Prosecutor's Act.

2 (16) "Commerce Commission police officer" means any  
3 person employed by the Illinois Commerce Commission who is  
4 vested with such law enforcement duties as render him  
5 ineligible for coverage under the Social Security Act by  
6 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and  
7 218(1)(1) of that Act.

8 (17) "Arson investigator" means any person who is  
9 employed as such by the Office of the State Fire Marshal  
10 and is vested with such law enforcement duties as render  
11 the person ineligible for coverage under the Social  
12 Security Act by reason of Sections 218(d)(5)(A),  
13 218(d)(8)(D), and 218(1)(1) of that Act. A person who was  
14 employed as an arson investigator on January 1, 1995 and  
15 is no longer in service but not yet receiving a retirement  
16 annuity may convert his or her creditable service for  
17 employment as an arson investigator into eligible  
18 creditable service by paying to the System the difference  
19 between the employee contributions actually paid for that  
20 service and the amounts that would have been contributed  
21 if the applicant were contributing at the rate applicable  
22 to persons with the same social security status earning  
23 eligible creditable service on the date of application.

24 (18) The term "State highway maintenance worker" means  
25 a person who is either of the following:

26 (i) A person employed on a full-time basis by the

1 Illinois Department of Transportation in the position  
2 of highway maintainer, highway maintenance lead  
3 worker, highway maintenance lead/lead worker, heavy  
4 construction equipment operator, power shovel  
5 operator, or bridge mechanic; and whose principal  
6 responsibility is to perform, on the roadway, the  
7 actual maintenance necessary to keep the highways that  
8 form a part of the State highway system in serviceable  
9 condition for vehicular traffic.

10 (ii) A person employed on a full-time basis by the  
11 Illinois State Toll Highway Authority in the position  
12 of equipment operator/laborer H-4, equipment  
13 operator/laborer H-6, welder H-4, welder H-6,  
14 mechanical/electrical H-4, mechanical/electrical H-6,  
15 water/sewer H-4, water/sewer H-6, sign maker/hanger  
16 H-4, sign maker/hanger H-6, roadway lighting H-4,  
17 roadway lighting H-6, structural H-4, structural H-6,  
18 painter H-4, or painter H-6; and whose principal  
19 responsibility is to perform, on the roadway, the  
20 actual maintenance necessary to keep the Authority's  
21 tollways in serviceable condition for vehicular  
22 traffic.

23 (19) The term "security employee of the Department of  
24 Innovation and Technology" means a person who was a  
25 security employee of the Department of Corrections or the  
26 Department of Juvenile Justice, was transferred to the

1 Department of Innovation and Technology pursuant to  
2 Executive Order 2016-01, and continues to perform similar  
3 job functions under that Department.

4 (20) "Transferred employee" means an employee who was  
5 transferred to the Department of Central Management  
6 Services by Executive Order No. 2003-10 or Executive Order  
7 No. 2004-2 or transferred to the Department of Innovation  
8 and Technology by Executive Order No. 2016-1, or both, and  
9 was entitled to eligible creditable service for services  
10 immediately preceding the transfer.

11 (d) A security employee of the Department of Corrections  
12 or the Department of Juvenile Justice, a security employee of  
13 the Department of Human Services who is not a mental health  
14 police officer, and a security employee of the Department of  
15 Innovation and Technology shall not be eligible for the  
16 alternative retirement annuity provided by this Section unless  
17 he or she meets the following minimum age and service  
18 requirements at the time of retirement:

19 (i) 25 years of eligible creditable service and age  
20 55; or

21 (ii) beginning January 1, 1987, 25 years of eligible  
22 creditable service and age 54, or 24 years of eligible  
23 creditable service and age 55; or

24 (iii) beginning January 1, 1988, 25 years of eligible  
25 creditable service and age 53, or 23 years of eligible  
26 creditable service and age 55; or

1           (iv) beginning January 1, 1989, 25 years of eligible  
2           creditable service and age 52, or 22 years of eligible  
3           creditable service and age 55; or

4           (v) beginning January 1, 1990, 25 years of eligible  
5           creditable service and age 51, or 21 years of eligible  
6           creditable service and age 55; or

7           (vi) beginning January 1, 1991, 25 years of eligible  
8           creditable service and age 50, or 20 years of eligible  
9           creditable service and age 55.

10          Persons who have service credit under Article 16 of this  
11          Code for service as a security employee of the Department of  
12          Corrections or the Department of Juvenile Justice, or the  
13          Department of Human Services in a position requiring  
14          certification as a teacher may count such service toward  
15          establishing their eligibility under the service requirements  
16          of this Section; but such service may be used only for  
17          establishing such eligibility, and not for the purpose of  
18          increasing or calculating any benefit.

19          (e) If a member enters military service while working in a  
20          position in which eligible creditable service may be earned,  
21          and returns to State service in the same or another such  
22          position, and fulfills in all other respects the conditions  
23          prescribed in this Article for credit for military service,  
24          such military service shall be credited as eligible creditable  
25          service for the purposes of the retirement annuity prescribed  
26          in this Section.

1           (f) For purposes of calculating retirement annuities under  
2 this Section, periods of service rendered after December 31,  
3 1968 and before October 1, 1975 as a covered employee in the  
4 position of special agent, conservation police officer, mental  
5 health police officer, or investigator for the Secretary of  
6 State, shall be deemed to have been service as a noncovered  
7 employee, provided that the employee pays to the System prior  
8 to retirement an amount equal to (1) the difference between  
9 the employee contributions that would have been required for  
10 such service as a noncovered employee, and the amount of  
11 employee contributions actually paid, plus (2) if payment is  
12 made after July 31, 1987, regular interest on the amount  
13 specified in item (1) from the date of service to the date of  
14 payment.

15           For purposes of calculating retirement annuities under  
16 this Section, periods of service rendered after December 31,  
17 1968 and before January 1, 1982 as a covered employee in the  
18 position of investigator for the Department of Revenue shall  
19 be deemed to have been service as a noncovered employee,  
20 provided that the employee pays to the System prior to  
21 retirement an amount equal to (1) the difference between the  
22 employee contributions that would have been required for such  
23 service as a noncovered employee, and the amount of employee  
24 contributions actually paid, plus (2) if payment is made after  
25 January 1, 1990, regular interest on the amount specified in  
26 item (1) from the date of service to the date of payment.



1           (g) A State policeman may elect, not later than January 1,  
2 1990, to establish eligible creditable service for up to 10  
3 years of his service as a policeman under Article 3, by filing  
4 a written election with the Board, accompanied by payment of  
5 an amount to be determined by the Board, equal to (i) the  
6 difference between the amount of employee and employer  
7 contributions transferred to the System under Section 3-110.5,  
8 and the amounts that would have been contributed had such  
9 contributions been made at the rates applicable to State  
10 policemen, plus (ii) interest thereon at the effective rate  
11 for each year, compounded annually, from the date of service  
12 to the date of payment.

13           Subject to the limitation in subsection (i), a State  
14 policeman may elect, not later than July 1, 1993, to establish  
15 eligible creditable service for up to 10 years of his service  
16 as a member of the County Police Department under Article 9, by  
17 filing a written election with the Board, accompanied by  
18 payment of an amount to be determined by the Board, equal to  
19 (i) the difference between the amount of employee and employer  
20 contributions transferred to the System under Section 9-121.10  
21 and the amounts that would have been contributed had those  
22 contributions been made at the rates applicable to State  
23 policemen, plus (ii) interest thereon at the effective rate  
24 for each year, compounded annually, from the date of service  
25 to the date of payment.

26           (h) Subject to the limitation in subsection (i), a State

1 policeman or investigator for the Secretary of State may elect  
2 to establish eligible creditable service for up to 12 years of  
3 his service as a policeman under Article 5, by filing a written  
4 election with the Board on or before January 31, 1992, and  
5 paying to the System by January 31, 1994 an amount to be  
6 determined by the Board, equal to (i) the difference between  
7 the amount of employee and employer contributions transferred  
8 to the System under Section 5-236, and the amounts that would  
9 have been contributed had such contributions been made at the  
10 rates applicable to State policemen, plus (ii) interest  
11 thereon at the effective rate for each year, compounded  
12 annually, from the date of service to the date of payment.

13 Subject to the limitation in subsection (i), a State  
14 policeman, conservation police officer, or investigator for  
15 the Secretary of State may elect to establish eligible  
16 creditable service for up to 10 years of service as a sheriff's  
17 law enforcement employee under Article 7, by filing a written  
18 election with the Board on or before January 31, 1993, and  
19 paying to the System by January 31, 1994 an amount to be  
20 determined by the Board, equal to (i) the difference between  
21 the amount of employee and employer contributions transferred  
22 to the System under Section 7-139.7, and the amounts that  
23 would have been contributed had such contributions been made  
24 at the rates applicable to State policemen, plus (ii) interest  
25 thereon at the effective rate for each year, compounded  
26 annually, from the date of service to the date of payment.

1           Subject to the limitation in subsection (i), a State  
2 policeman, conservation police officer, or investigator for  
3 the Secretary of State may elect to establish eligible  
4 creditable service for up to 5 years of service as a police  
5 officer under Article 3, a policeman under Article 5, a  
6 sheriff's law enforcement employee under Article 7, a member  
7 of the county police department under Article 9, or a police  
8 officer under Article 15 by filing a written election with the  
9 Board and paying to the System an amount to be determined by  
10 the Board, equal to (i) the difference between the amount of  
11 employee and employer contributions transferred to the System  
12 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4  
13 and the amounts that would have been contributed had such  
14 contributions been made at the rates applicable to State  
15 policemen, plus (ii) interest thereon at the effective rate  
16 for each year, compounded annually, from the date of service  
17 to the date of payment.

18           Subject to the limitation in subsection (i), an  
19 investigator for the Office of the Attorney General, or an  
20 investigator for the Department of Revenue, may elect to  
21 establish eligible creditable service for up to 5 years of  
22 service as a police officer under Article 3, a policeman under  
23 Article 5, a sheriff's law enforcement employee under Article  
24 7, or a member of the county police department under Article 9  
25 by filing a written election with the Board within 6 months  
26 after August 25, 2009 (the effective date of Public Act

1 96-745) and paying to the System an amount to be determined by  
2 the Board, equal to (i) the difference between the amount of  
3 employee and employer contributions transferred to the System  
4 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the  
5 amounts that would have been contributed had such  
6 contributions been made at the rates applicable to State  
7 policemen, plus (ii) interest thereon at the actuarially  
8 assumed rate for each year, compounded annually, from the date  
9 of service to the date of payment.

10 Subject to the limitation in subsection (i), a State  
11 policeman, conservation police officer, investigator for the  
12 Office of the Attorney General, an investigator for the  
13 Department of Revenue, or investigator for the Secretary of  
14 State may elect to establish eligible creditable service for  
15 up to 5 years of service as a person employed by a  
16 participating municipality to perform police duties, or law  
17 enforcement officer employed on a full-time basis by a forest  
18 preserve district under Article 7, a county corrections  
19 officer, or a court services officer under Article 9, by  
20 filing a written election with the Board within 6 months after  
21 August 25, 2009 (the effective date of Public Act 96-745) and  
22 paying to the System an amount to be determined by the Board,  
23 equal to (i) the difference between the amount of employee and  
24 employer contributions transferred to the System under  
25 Sections 7-139.8 and 9-121.10 and the amounts that would have  
26 been contributed had such contributions been made at the rates

1 applicable to State policemen, plus (ii) interest thereon at  
2 the actuarially assumed rate for each year, compounded  
3 annually, from the date of service to the date of payment.

4 Subject to the limitation in subsection (i), a State  
5 policeman, arson investigator, or Commerce Commission police  
6 officer may elect to establish eligible creditable service for  
7 up to 5 years of service as a person employed by a  
8 participating municipality to perform police duties under  
9 Article 7, a county corrections officer, a court services  
10 officer under Article 9, or a firefighter under Article 4 by  
11 filing a written election with the Board within 6 months after  
12 July 30, 2021 (the effective date of Public Act 102-210) and  
13 paying to the System an amount to be determined by the Board  
14 equal to (i) the difference between the amount of employee and  
15 employer contributions transferred to the System under  
16 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that  
17 would have been contributed had such contributions been made  
18 at the rates applicable to State policemen, plus (ii) interest  
19 thereon at the actuarially assumed rate for each year,  
20 compounded annually, from the date of service to the date of  
21 payment.

22 Subject to the limitation in subsection (i), a  
23 conservation police officer may elect to establish eligible  
24 creditable service for up to 5 years of service as a person  
25 employed by a participating municipality to perform police  
26 duties under Article 7, a county corrections officer, or a

1 court services officer under Article 9 by filing a written  
2 election with the Board within 6 months after July 30, 2021  
3 (the effective date of Public Act 102-210) and paying to the  
4 System an amount to be determined by the Board equal to (i) the  
5 difference between the amount of employee and employer  
6 contributions transferred to the System under Sections 7-139.8  
7 and 9-121.10 and the amounts that would have been contributed  
8 had such contributions been made at the rates applicable to  
9 State policemen, plus (ii) interest thereon at the actuarially  
10 assumed rate for each year, compounded annually, from the date  
11 of service to the date of payment.

12 Subject to the limitation in subsection (i), an  
13 investigator for the Department of Revenue, investigator for  
14 the Illinois Gaming Board, investigator for the Secretary of  
15 State, or arson investigator may elect to establish eligible  
16 creditable service for up to 5 years of service as a person  
17 employed by a participating municipality to perform police  
18 duties under Article 7, a county corrections officer, a court  
19 services officer under Article 9, or a firefighter under  
20 Article 4 by filing a written election with the Board within 6  
21 months after the effective date of this amendatory Act of the  
22 102nd General Assembly and paying to the System an amount to be  
23 determined by the Board equal to (i) the difference between  
24 the amount of employee and employer contributions transferred  
25 to the System under Sections 4-108.8, 7-139.8, and 9-121.10  
26 and the amounts that would have been contributed had such

1 contributions been made at the rates applicable to State  
2 policemen, plus (ii) interest thereon at the actuarially  
3 assumed rate for each year, compounded annually, from the date  
4 of service to the date of payment.

5 Notwithstanding the limitation in subsection (i), a State  
6 policeman or conservation police officer may elect to convert  
7 service credit earned under this Article to eligible  
8 creditable service, as defined by this Section, by filing a  
9 written election with the board within 6 months after July 30,  
10 2021 (the effective date of Public Act 102-210) and paying to  
11 the System an amount to be determined by the Board equal to (i)  
12 the difference between the amount of employee contributions  
13 originally paid for that service and the amounts that would  
14 have been contributed had such contributions been made at the  
15 rates applicable to State policemen, plus (ii) the difference  
16 between the employer's normal cost of the credit prior to the  
17 conversion authorized by Public Act 102-210 and the employer's  
18 normal cost of the credit converted in accordance with Public  
19 Act 102-210, plus (iii) interest thereon at the actuarially  
20 assumed rate for each year, compounded annually, from the date  
21 of service to the date of payment.

22 Notwithstanding the limitation in subsection (i), an  
23 investigator for the Department of Revenue, investigator for  
24 the Illinois Gaming Board, investigator for the Secretary of  
25 State, or arson investigator may elect to convert service  
26 credit earned under this Article to eligible creditable

1 service, as defined by this Section, by filing a written  
2 election with the Board within 6 months after the effective  
3 date of this amendatory Act of the 102nd General Assembly and  
4 paying to the System an amount to be determined by the Board  
5 equal to (i) the difference between the amount of employee  
6 contributions originally paid for that service and the amounts  
7 that would have been contributed had such contributions been  
8 made at the rates applicable to investigators for the  
9 Department of Revenue, investigators for the Illinois Gaming  
10 Board, investigators for the Secretary of State, or arson  
11 investigators, plus (ii) the difference between the employer's  
12 normal cost of the credit prior to the conversion authorized  
13 by this amendatory Act of the 102nd General Assembly and the  
14 employer's normal cost of the credit converted in accordance  
15 with this amendatory Act of the 102nd General Assembly, plus  
16 (iii) interest thereon at the actuarially assumed rate for  
17 each year, compounded annually, from the date of service to  
18 the date of payment.

19 (i) The total amount of eligible creditable service  
20 established by any person under subsections (g), (h), (j),  
21 (k), (l), (l-5), and (o) of this Section shall not exceed 12  
22 years.

23 (j) Subject to the limitation in subsection (i), an  
24 investigator for the Office of the State's Attorneys Appellate  
25 Prosecutor or a controlled substance inspector may elect to  
26 establish eligible creditable service for up to 10 years of



1 his service as a policeman under Article 3 or a sheriff's law  
2 enforcement employee under Article 7, by filing a written  
3 election with the Board, accompanied by payment of an amount  
4 to be determined by the Board, equal to (1) the difference  
5 between the amount of employee and employer contributions  
6 transferred to the System under Section 3-110.6 or 7-139.8,  
7 and the amounts that would have been contributed had such  
8 contributions been made at the rates applicable to State  
9 policemen, plus (2) interest thereon at the effective rate for  
10 each year, compounded annually, from the date of service to  
11 the date of payment.

12 (k) Subject to the limitation in subsection (i) of this  
13 Section, an alternative formula employee may elect to  
14 establish eligible creditable service for periods spent as a  
15 full-time law enforcement officer or full-time corrections  
16 officer employed by the federal government or by a state or  
17 local government located outside of Illinois, for which credit  
18 is not held in any other public employee pension fund or  
19 retirement system. To obtain this credit, the applicant must  
20 file a written application with the Board by March 31, 1998,  
21 accompanied by evidence of eligibility acceptable to the Board  
22 and payment of an amount to be determined by the Board, equal  
23 to (1) employee contributions for the credit being  
24 established, based upon the applicant's salary on the first  
25 day as an alternative formula employee after the employment  
26 for which credit is being established and the rates then

1 applicable to alternative formula employees, plus (2) an  
2 amount determined by the Board to be the employer's normal  
3 cost of the benefits accrued for the credit being established,  
4 plus (3) regular interest on the amounts in items (1) and (2)  
5 from the first day as an alternative formula employee after  
6 the employment for which credit is being established to the  
7 date of payment.

8 (1) Subject to the limitation in subsection (i), a  
9 security employee of the Department of Corrections may elect,  
10 not later than July 1, 1998, to establish eligible creditable  
11 service for up to 10 years of his or her service as a policeman  
12 under Article 3, by filing a written election with the Board,  
13 accompanied by payment of an amount to be determined by the  
14 Board, equal to (i) the difference between the amount of  
15 employee and employer contributions transferred to the System  
16 under Section 3-110.5, and the amounts that would have been  
17 contributed had such contributions been made at the rates  
18 applicable to security employees of the Department of  
19 Corrections, plus (ii) interest thereon at the effective rate  
20 for each year, compounded annually, from the date of service  
21 to the date of payment.

22 (1-5) Subject to the limitation in subsection (i) of this  
23 Section, a State policeman may elect to establish eligible  
24 creditable service for up to 5 years of service as a full-time  
25 law enforcement officer employed by the federal government or  
26 by a state or local government located outside of Illinois for

1 which credit is not held in any other public employee pension  
2 fund or retirement system. To obtain this credit, the  
3 applicant must file a written application with the Board no  
4 later than 3 years after January 1, 2020 (the effective date of  
5 Public Act 101-610), accompanied by evidence of eligibility  
6 acceptable to the Board and payment of an amount to be  
7 determined by the Board, equal to (1) employee contributions  
8 for the credit being established, based upon the applicant's  
9 salary on the first day as an alternative formula employee  
10 after the employment for which credit is being established and  
11 the rates then applicable to alternative formula employees,  
12 plus (2) an amount determined by the Board to be the employer's  
13 normal cost of the benefits accrued for the credit being  
14 established, plus (3) regular interest on the amounts in items  
15 (1) and (2) from the first day as an alternative formula  
16 employee after the employment for which credit is being  
17 established to the date of payment.

18 (m) The amendatory changes to this Section made by Public  
19 Act 94-696 apply only to: (1) security employees of the  
20 Department of Juvenile Justice employed by the Department of  
21 Corrections before June 1, 2006 (the effective date of Public  
22 Act 94-696) and transferred to the Department of Juvenile  
23 Justice by Public Act 94-696; and (2) persons employed by the  
24 Department of Juvenile Justice on or after June 1, 2006 (the  
25 effective date of Public Act 94-696) who are required by  
26 subsection (b) of Section 3-2.5-15 of the Unified Code of

1 Corrections to have any bachelor's or advanced degree from an  
2 accredited college or university or, in the case of persons  
3 who provide vocational training, who are required to have  
4 adequate knowledge in the skill for which they are providing  
5 the vocational training. On and after June 1, 2023, the  
6 bachelor's or advanced degree requirement in Section 3-2.5-15  
7 of the Unified Code of Corrections no longer applies to this  
8 Code.

9 (n) A person employed in a position under subsection (b)  
10 of this Section who has purchased service credit under  
11 subsection (j) of Section 14-104 or subsection (b) of Section  
12 14-105 in any other capacity under this Article may convert up  
13 to 5 years of that service credit into service credit covered  
14 under this Section by paying to the Fund an amount equal to (1)  
15 the additional employee contribution required under Section  
16 14-133, plus (2) the additional employer contribution required  
17 under Section 14-131, plus (3) interest on items (1) and (2) at  
18 the actuarially assumed rate from the date of the service to  
19 the date of payment.

20 (o) Subject to the limitation in subsection (i), a  
21 conservation police officer, investigator for the Secretary of  
22 State, Commerce Commission police officer, investigator for  
23 the Department of Revenue or the Illinois Gaming Board, or  
24 arson investigator subject to subsection (g) of Section 1-160  
25 may elect to convert up to 8 years of service credit  
26 established before January 1, 2020 (the effective date of

1 Public Act 101-610) as a conservation police officer,  
2 investigator for the Secretary of State, Commerce Commission  
3 police officer, investigator for the Department of Revenue or  
4 the Illinois Gaming Board, or arson investigator under this  
5 Article into eligible creditable service by filing a written  
6 election with the Board no later than one year after January 1,  
7 2020 (the effective date of Public Act 101-610), accompanied  
8 by payment of an amount to be determined by the Board equal to  
9 (i) the difference between the amount of the employee  
10 contributions actually paid for that service and the amount of  
11 the employee contributions that would have been paid had the  
12 employee contributions been made as a noncovered employee  
13 serving in a position in which eligible creditable service, as  
14 defined in this Section, may be earned, plus (ii) interest  
15 thereon at the effective rate for each year, compounded  
16 annually, from the date of service to the date of payment.

17 (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;  
18 102-538, eff. 8-20-21; 102-856, eff. 1-1-23.)

19 (Text of Section from P.A. 102-956)

20 Sec. 14-110. Alternative retirement annuity.

21 (a) Any member who has withdrawn from service with not  
22 less than 20 years of eligible creditable service and has  
23 attained age 55, and any member who has withdrawn from service  
24 with not less than 25 years of eligible creditable service and  
25 has attained age 50, regardless of whether the attainment of

1 either of the specified ages occurs while the member is still  
2 in service, shall be entitled to receive at the option of the  
3 member, in lieu of the regular or minimum retirement annuity,  
4 a retirement annuity computed as follows:

5 (i) for periods of service as a noncovered employee:  
6 if retirement occurs on or after January 1, 2001, 3% of  
7 final average compensation for each year of creditable  
8 service; if retirement occurs before January 1, 2001, 2  
9 1/4% of final average compensation for each of the first  
10 10 years of creditable service, 2 1/2% for each year above  
11 10 years to and including 20 years of creditable service,  
12 and 2 3/4% for each year of creditable service above 20  
13 years; and

14 (ii) for periods of eligible creditable service as a  
15 covered employee: if retirement occurs on or after January  
16 1, 2001, 2.5% of final average compensation for each year  
17 of creditable service; if retirement occurs before January  
18 1, 2001, 1.67% of final average compensation for each of  
19 the first 10 years of such service, 1.90% for each of the  
20 next 10 years of such service, 2.10% for each year of such  
21 service in excess of 20 but not exceeding 30, and 2.30% for  
22 each year in excess of 30.

23 Such annuity shall be subject to a maximum of 75% of final  
24 average compensation if retirement occurs before January 1,  
25 2001 or to a maximum of 80% of final average compensation if  
26 retirement occurs on or after January 1, 2001.

1           These rates shall not be applicable to any service  
2 performed by a member as a covered employee which is not  
3 eligible creditable service. Service as a covered employee  
4 which is not eligible creditable service shall be subject to  
5 the rates and provisions of Section 14-108.

6           (b) For the purpose of this Section, "eligible creditable  
7 service" means creditable service resulting from service in  
8 one or more of the following positions:

9           (1) State policeman;

10           (2) fire fighter in the fire protection service of a  
11 department;

12           (3) air pilot;

13           (4) special agent;

14           (5) investigator for the Secretary of State;

15           (6) conservation police officer;

16           (7) investigator for the Department of Revenue or the  
17 Illinois Gaming Board;

18           (8) security employee of the Department of Human  
19 Services;

20           (9) Central Management Services security police  
21 officer;

22           (10) security employee of the Department of  
23 Corrections or the Department of Juvenile Justice;

24           (11) dangerous drugs investigator;

25           (12) investigator for the Illinois State Police;

26           (13) investigator for the Office of the Attorney

1 General;

2 (14) controlled substance inspector;

3 (15) investigator for the Office of the State's  
4 Attorneys Appellate Prosecutor;

5 (16) Commerce Commission police officer;

6 (17) arson investigator;

7 (18) State highway maintenance worker;

8 (19) security employee of the Department of Innovation  
9 and Technology; or

10 (20) transferred employee.

11 A person employed in one of the positions specified in  
12 this subsection is entitled to eligible creditable service for  
13 service credit earned under this Article while undergoing the  
14 basic police training course approved by the Illinois Law  
15 Enforcement Training Standards Board, if completion of that  
16 training is required of persons serving in that position. For  
17 the purposes of this Code, service during the required basic  
18 police training course shall be deemed performance of the  
19 duties of the specified position, even though the person is  
20 not a sworn peace officer at the time of the training.

21 A person under paragraph (20) is entitled to eligible  
22 creditable service for service credit earned under this  
23 Article on and after his or her transfer by Executive Order No.  
24 2003-10, Executive Order No. 2004-2, or Executive Order No.  
25 2016-1.

26 (c) For the purposes of this Section:



1           (1) The term "State policeman" includes any title or  
2 position in the Illinois State Police that is held by an  
3 individual employed under the Illinois State Police Act.

4           (2) The term "fire fighter in the fire protection  
5 service of a department" includes all officers in such  
6 fire protection service including fire chiefs and  
7 assistant fire chiefs.

8           (3) The term "air pilot" includes any employee whose  
9 official job description on file in the Department of  
10 Central Management Services, or in the department by which  
11 he is employed if that department is not covered by the  
12 Personnel Code, states that his principal duty is the  
13 operation of aircraft, and who possesses a pilot's  
14 license; however, the change in this definition made by  
15 Public Act 83-842 shall not operate to exclude any  
16 noncovered employee who was an "air pilot" for the  
17 purposes of this Section on January 1, 1984.

18           (4) The term "special agent" means any person who by  
19 reason of employment by the Division of Narcotic Control,  
20 the Bureau of Investigation or, after July 1, 1977, the  
21 Division of Criminal Investigation, the Division of  
22 Internal Investigation, the Division of Operations, the  
23 Division of Patrol Operations, or any other Division or  
24 organizational entity in the Illinois State Police is  
25 vested by law with duties to maintain public order,  
26 investigate violations of the criminal law of this State,

1           enforce the laws of this State, make arrests and recover  
2           property. The term "special agent" includes any title or  
3           position in the Illinois State Police that is held by an  
4           individual employed under the Illinois State Police Act.

5           (5) The term "investigator for the Secretary of State"  
6           means any person employed by the Office of the Secretary  
7           of State and vested with such investigative duties as  
8           render him ineligible for coverage under the Social  
9           Security Act by reason of Sections 218(d)(5)(A),  
10          218(d)(8)(D) and 218(1)(1) of that Act.

11          A person who became employed as an investigator for  
12          the Secretary of State between January 1, 1967 and  
13          December 31, 1975, and who has served as such until  
14          attainment of age 60, either continuously or with a single  
15          break in service of not more than 3 years duration, which  
16          break terminated before January 1, 1976, shall be entitled  
17          to have his retirement annuity calculated in accordance  
18          with subsection (a), notwithstanding that he has less than  
19          20 years of credit for such service.

20          (6) The term "Conservation Police Officer" means any  
21          person employed by the Division of Law Enforcement of the  
22          Department of Natural Resources and vested with such law  
23          enforcement duties as render him ineligible for coverage  
24          under the Social Security Act by reason of Sections  
25          218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. The  
26          term "Conservation Police Officer" includes the positions

1 of Chief Conservation Police Administrator and Assistant  
2 Conservation Police Administrator.

3 (7) The term "investigator for the Department of  
4 Revenue" means any person employed by the Department of  
5 Revenue and vested with such investigative duties as  
6 render him ineligible for coverage under the Social  
7 Security Act by reason of Sections 218(d)(5)(A),  
8 218(d)(8)(D) and 218(1)(1) of that Act.

9 The term "investigator for the Illinois Gaming Board"  
10 means any person employed as such by the Illinois Gaming  
11 Board and vested with such peace officer duties as render  
12 the person ineligible for coverage under the Social  
13 Security Act by reason of Sections 218(d)(5)(A),  
14 218(d)(8)(D), and 218(1)(1) of that Act.

15 (8) The term "security employee of the Department of  
16 Human Services" means any person employed by the  
17 Department of Human Services who (i) is employed at the  
18 Chester Mental Health Center and has daily contact with  
19 the residents thereof, (ii) is employed within a security  
20 unit at a facility operated by the Department and has  
21 daily contact with the residents of the security unit,  
22 (iii) is employed at a facility operated by the Department  
23 that includes a security unit and is regularly scheduled  
24 to work at least 50% of his or her working hours within  
25 that security unit, or (iv) is a mental health police  
26 officer. "Mental health police officer" means any person

1 employed by the Department of Human Services in a position  
2 pertaining to the Department's mental health and  
3 developmental disabilities functions who is vested with  
4 such law enforcement duties as render the person  
5 ineligible for coverage under the Social Security Act by  
6 reason of Sections 218(d)(5)(A), 218(d)(8)(D) and  
7 218(1)(1) of that Act. "Security unit" means that portion  
8 of a facility that is devoted to the care, containment,  
9 and treatment of persons committed to the Department of  
10 Human Services as sexually violent persons, persons unfit  
11 to stand trial, or persons not guilty by reason of  
12 insanity. With respect to past employment, references to  
13 the Department of Human Services include its predecessor,  
14 the Department of Mental Health and Developmental  
15 Disabilities.

16 The changes made to this subdivision (c)(8) by Public  
17 Act 92-14 apply to persons who retire on or after January  
18 1, 2001, notwithstanding Section 1-103.1.

19 (9) "Central Management Services security police  
20 officer" means any person employed by the Department of  
21 Central Management Services who is vested with such law  
22 enforcement duties as render him ineligible for coverage  
23 under the Social Security Act by reason of Sections  
24 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

25 (10) For a member who first became an employee under  
26 this Article before July 1, 2005, the term "security

1 employee of the Department of Corrections or the  
2 Department of Juvenile Justice" means any employee of the  
3 Department of Corrections or the Department of Juvenile  
4 Justice or the former Department of Personnel, and any  
5 member or employee of the Prisoner Review Board, who has  
6 daily contact with inmates or youth by working within a  
7 correctional facility or Juvenile facility operated by the  
8 Department of Juvenile Justice or who is a parole officer  
9 or an employee who has direct contact with committed  
10 persons in the performance of his or her job duties. For a  
11 member who first becomes an employee under this Article on  
12 or after July 1, 2005, the term means an employee of the  
13 Department of Corrections or the Department of Juvenile  
14 Justice who is any of the following: (i) officially  
15 headquartered at a correctional facility or Juvenile  
16 facility operated by the Department of Juvenile Justice,  
17 (ii) a parole officer, (iii) a member of the apprehension  
18 unit, (iv) a member of the intelligence unit, (v) a member  
19 of the sort team, or (vi) an investigator.

20 (11) The term "dangerous drugs investigator" means any  
21 person who is employed as such by the Department of Human  
22 Services.

23 (12) The term "investigator for the Illinois State  
24 Police" means a person employed by the Illinois State  
25 Police who is vested under Section 4 of the Narcotic  
26 Control Division Abolition Act with such law enforcement

1 powers as render him ineligible for coverage under the  
2 Social Security Act by reason of Sections 218(d)(5)(A),  
3 218(d)(8)(D) and 218(1)(1) of that Act.

4 (13) "Investigator for the Office of the Attorney  
5 General" means any person who is employed as such by the  
6 Office of the Attorney General and is vested with such  
7 investigative duties as render him ineligible for coverage  
8 under the Social Security Act by reason of Sections  
9 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For  
10 the period before January 1, 1989, the term includes all  
11 persons who were employed as investigators by the Office  
12 of the Attorney General, without regard to social security  
13 status.

14 (14) "Controlled substance inspector" means any person  
15 who is employed as such by the Department of Professional  
16 Regulation and is vested with such law enforcement duties  
17 as render him ineligible for coverage under the Social  
18 Security Act by reason of Sections 218(d)(5)(A),  
19 218(d)(8)(D) and 218(1)(1) of that Act. The term  
20 "controlled substance inspector" includes the Program  
21 Executive of Enforcement and the Assistant Program  
22 Executive of Enforcement.

23 (15) The term "investigator for the Office of the  
24 State's Attorneys Appellate Prosecutor" means a person  
25 employed in that capacity on a full-time basis under the  
26 authority of Section 7.06 of the State's Attorneys

1 Appellate Prosecutor's Act.

2 (16) "Commerce Commission police officer" means any  
3 person employed by the Illinois Commerce Commission who is  
4 vested with such law enforcement duties as render him  
5 ineligible for coverage under the Social Security Act by  
6 reason of Sections 218(d)(5)(A), 218(d)(8)(D), and  
7 218(1)(1) of that Act.

8 (17) "Arson investigator" means any person who is  
9 employed as such by the Office of the State Fire Marshal  
10 and is vested with such law enforcement duties as render  
11 the person ineligible for coverage under the Social  
12 Security Act by reason of Sections 218(d)(5)(A),  
13 218(d)(8)(D), and 218(1)(1) of that Act. A person who was  
14 employed as an arson investigator on January 1, 1995 and  
15 is no longer in service but not yet receiving a retirement  
16 annuity may convert his or her creditable service for  
17 employment as an arson investigator into eligible  
18 creditable service by paying to the System the difference  
19 between the employee contributions actually paid for that  
20 service and the amounts that would have been contributed  
21 if the applicant were contributing at the rate applicable  
22 to persons with the same social security status earning  
23 eligible creditable service on the date of application.

24 (18) The term "State highway maintenance worker" means  
25 a person who is either of the following:

26 (i) A person employed on a full-time basis by the

1 Illinois Department of Transportation in the position  
2 of highway maintainer, highway maintenance lead  
3 worker, highway maintenance lead/lead worker, heavy  
4 construction equipment operator, power shovel  
5 operator, or bridge mechanic; and whose principal  
6 responsibility is to perform, on the roadway, the  
7 actual maintenance necessary to keep the highways that  
8 form a part of the State highway system in serviceable  
9 condition for vehicular traffic.

10 (ii) A person employed on a full-time basis by the  
11 Illinois State Toll Highway Authority in the position  
12 of equipment operator/laborer H-4, equipment  
13 operator/laborer H-6, welder H-4, welder H-6,  
14 mechanical/electrical H-4, mechanical/electrical H-6,  
15 water/sewer H-4, water/sewer H-6, sign maker/hanger  
16 H-4, sign maker/hanger H-6, roadway lighting H-4,  
17 roadway lighting H-6, structural H-4, structural H-6,  
18 painter H-4, or painter H-6; and whose principal  
19 responsibility is to perform, on the roadway, the  
20 actual maintenance necessary to keep the Authority's  
21 tollways in serviceable condition for vehicular  
22 traffic.

23 (19) The term "security employee of the Department of  
24 Innovation and Technology" means a person who was a  
25 security employee of the Department of Corrections or the  
26 Department of Juvenile Justice, was transferred to the



1 Department of Innovation and Technology pursuant to  
2 Executive Order 2016-01, and continues to perform similar  
3 job functions under that Department.

4 (20) "Transferred employee" means an employee who was  
5 transferred to the Department of Central Management  
6 Services by Executive Order No. 2003-10 or Executive Order  
7 No. 2004-2 or transferred to the Department of Innovation  
8 and Technology by Executive Order No. 2016-1, or both, and  
9 was entitled to eligible creditable service for services  
10 immediately preceding the transfer.

11 (d) A security employee of the Department of Corrections  
12 or the Department of Juvenile Justice, a security employee of  
13 the Department of Human Services who is not a mental health  
14 police officer, and a security employee of the Department of  
15 Innovation and Technology shall not be eligible for the  
16 alternative retirement annuity provided by this Section unless  
17 he or she meets the following minimum age and service  
18 requirements at the time of retirement:

19 (i) 25 years of eligible creditable service and age  
20 55; or

21 (ii) beginning January 1, 1987, 25 years of eligible  
22 creditable service and age 54, or 24 years of eligible  
23 creditable service and age 55; or

24 (iii) beginning January 1, 1988, 25 years of eligible  
25 creditable service and age 53, or 23 years of eligible  
26 creditable service and age 55; or

1           (iv) beginning January 1, 1989, 25 years of eligible  
2           creditable service and age 52, or 22 years of eligible  
3           creditable service and age 55; or

4           (v) beginning January 1, 1990, 25 years of eligible  
5           creditable service and age 51, or 21 years of eligible  
6           creditable service and age 55; or

7           (vi) beginning January 1, 1991, 25 years of eligible  
8           creditable service and age 50, or 20 years of eligible  
9           creditable service and age 55.

10          Persons who have service credit under Article 16 of this  
11          Code for service as a security employee of the Department of  
12          Corrections or the Department of Juvenile Justice, or the  
13          Department of Human Services in a position requiring  
14          certification as a teacher may count such service toward  
15          establishing their eligibility under the service requirements  
16          of this Section; but such service may be used only for  
17          establishing such eligibility, and not for the purpose of  
18          increasing or calculating any benefit.

19          (e) If a member enters military service while working in a  
20          position in which eligible creditable service may be earned,  
21          and returns to State service in the same or another such  
22          position, and fulfills in all other respects the conditions  
23          prescribed in this Article for credit for military service,  
24          such military service shall be credited as eligible creditable  
25          service for the purposes of the retirement annuity prescribed  
26          in this Section.

1           (f) For purposes of calculating retirement annuities under  
2 this Section, periods of service rendered after December 31,  
3 1968 and before October 1, 1975 as a covered employee in the  
4 position of special agent, conservation police officer, mental  
5 health police officer, or investigator for the Secretary of  
6 State, shall be deemed to have been service as a noncovered  
7 employee, provided that the employee pays to the System prior  
8 to retirement an amount equal to (1) the difference between  
9 the employee contributions that would have been required for  
10 such service as a noncovered employee, and the amount of  
11 employee contributions actually paid, plus (2) if payment is  
12 made after July 31, 1987, regular interest on the amount  
13 specified in item (1) from the date of service to the date of  
14 payment.

15           For purposes of calculating retirement annuities under  
16 this Section, periods of service rendered after December 31,  
17 1968 and before January 1, 1982 as a covered employee in the  
18 position of investigator for the Department of Revenue shall  
19 be deemed to have been service as a noncovered employee,  
20 provided that the employee pays to the System prior to  
21 retirement an amount equal to (1) the difference between the  
22 employee contributions that would have been required for such  
23 service as a noncovered employee, and the amount of employee  
24 contributions actually paid, plus (2) if payment is made after  
25 January 1, 1990, regular interest on the amount specified in  
26 item (1) from the date of service to the date of payment.

1           (g) A State policeman may elect, not later than January 1,  
2 1990, to establish eligible creditable service for up to 10  
3 years of his service as a policeman under Article 3, by filing  
4 a written election with the Board, accompanied by payment of  
5 an amount to be determined by the Board, equal to (i) the  
6 difference between the amount of employee and employer  
7 contributions transferred to the System under Section 3-110.5,  
8 and the amounts that would have been contributed had such  
9 contributions been made at the rates applicable to State  
10 policemen, plus (ii) interest thereon at the effective rate  
11 for each year, compounded annually, from the date of service  
12 to the date of payment.

13           Subject to the limitation in subsection (i), a State  
14 policeman may elect, not later than July 1, 1993, to establish  
15 eligible creditable service for up to 10 years of his service  
16 as a member of the County Police Department under Article 9, by  
17 filing a written election with the Board, accompanied by  
18 payment of an amount to be determined by the Board, equal to  
19 (i) the difference between the amount of employee and employer  
20 contributions transferred to the System under Section 9-121.10  
21 and the amounts that would have been contributed had those  
22 contributions been made at the rates applicable to State  
23 policemen, plus (ii) interest thereon at the effective rate  
24 for each year, compounded annually, from the date of service  
25 to the date of payment.

26           (h) Subject to the limitation in subsection (i), a State

1 policeman or investigator for the Secretary of State may elect  
2 to establish eligible creditable service for up to 12 years of  
3 his service as a policeman under Article 5, by filing a written  
4 election with the Board on or before January 31, 1992, and  
5 paying to the System by January 31, 1994 an amount to be  
6 determined by the Board, equal to (i) the difference between  
7 the amount of employee and employer contributions transferred  
8 to the System under Section 5-236, and the amounts that would  
9 have been contributed had such contributions been made at the  
10 rates applicable to State policemen, plus (ii) interest  
11 thereon at the effective rate for each year, compounded  
12 annually, from the date of service to the date of payment.

13 Subject to the limitation in subsection (i), a State  
14 policeman, conservation police officer, or investigator for  
15 the Secretary of State may elect to establish eligible  
16 creditable service for up to 10 years of service as a sheriff's  
17 law enforcement employee under Article 7, by filing a written  
18 election with the Board on or before January 31, 1993, and  
19 paying to the System by January 31, 1994 an amount to be  
20 determined by the Board, equal to (i) the difference between  
21 the amount of employee and employer contributions transferred  
22 to the System under Section 7-139.7, and the amounts that  
23 would have been contributed had such contributions been made  
24 at the rates applicable to State policemen, plus (ii) interest  
25 thereon at the effective rate for each year, compounded  
26 annually, from the date of service to the date of payment.

1           Subject to the limitation in subsection (i), a State  
2 policeman, conservation police officer, or investigator for  
3 the Secretary of State may elect to establish eligible  
4 creditable service for up to 5 years of service as a police  
5 officer under Article 3, a policeman under Article 5, a  
6 sheriff's law enforcement employee under Article 7, a member  
7 of the county police department under Article 9, or a police  
8 officer under Article 15 by filing a written election with the  
9 Board and paying to the System an amount to be determined by  
10 the Board, equal to (i) the difference between the amount of  
11 employee and employer contributions transferred to the System  
12 under Section 3-110.6, 5-236, 7-139.8, 9-121.10, or 15-134.4  
13 and the amounts that would have been contributed had such  
14 contributions been made at the rates applicable to State  
15 policemen, plus (ii) interest thereon at the effective rate  
16 for each year, compounded annually, from the date of service  
17 to the date of payment.

18           Subject to the limitation in subsection (i), an  
19 investigator for the Office of the Attorney General, or an  
20 investigator for the Department of Revenue, may elect to  
21 establish eligible creditable service for up to 5 years of  
22 service as a police officer under Article 3, a policeman under  
23 Article 5, a sheriff's law enforcement employee under Article  
24 7, or a member of the county police department under Article 9  
25 by filing a written election with the Board within 6 months  
26 after August 25, 2009 (the effective date of Public Act

1 96-745) and paying to the System an amount to be determined by  
2 the Board, equal to (i) the difference between the amount of  
3 employee and employer contributions transferred to the System  
4 under Section 3-110.6, 5-236, 7-139.8, or 9-121.10 and the  
5 amounts that would have been contributed had such  
6 contributions been made at the rates applicable to State  
7 policemen, plus (ii) interest thereon at the actuarially  
8 assumed rate for each year, compounded annually, from the date  
9 of service to the date of payment.

10 Subject to the limitation in subsection (i), a State  
11 policeman, conservation police officer, investigator for the  
12 Office of the Attorney General, an investigator for the  
13 Department of Revenue, or investigator for the Secretary of  
14 State may elect to establish eligible creditable service for  
15 up to 5 years of service as a person employed by a  
16 participating municipality to perform police duties, or law  
17 enforcement officer employed on a full-time basis by a forest  
18 preserve district under Article 7, a county corrections  
19 officer, or a court services officer under Article 9, by  
20 filing a written election with the Board within 6 months after  
21 August 25, 2009 (the effective date of Public Act 96-745) and  
22 paying to the System an amount to be determined by the Board,  
23 equal to (i) the difference between the amount of employee and  
24 employer contributions transferred to the System under  
25 Sections 7-139.8 and 9-121.10 and the amounts that would have  
26 been contributed had such contributions been made at the rates

1 applicable to State policemen, plus (ii) interest thereon at  
2 the actuarially assumed rate for each year, compounded  
3 annually, from the date of service to the date of payment.

4 Subject to the limitation in subsection (i), a State  
5 policeman, arson investigator, or Commerce Commission police  
6 officer may elect to establish eligible creditable service for  
7 up to 5 years of service as a person employed by a  
8 participating municipality to perform police duties under  
9 Article 7, a county corrections officer, a court services  
10 officer under Article 9, or a firefighter under Article 4 by  
11 filing a written election with the Board within 6 months after  
12 July 30, 2021 (the effective date of Public Act 102-210) and  
13 paying to the System an amount to be determined by the Board  
14 equal to (i) the difference between the amount of employee and  
15 employer contributions transferred to the System under  
16 Sections 4-108.8, 7-139.8, and 9-121.10 and the amounts that  
17 would have been contributed had such contributions been made  
18 at the rates applicable to State policemen, plus (ii) interest  
19 thereon at the actuarially assumed rate for each year,  
20 compounded annually, from the date of service to the date of  
21 payment.

22 Subject to the limitation in subsection (i), a  
23 conservation police officer may elect to establish eligible  
24 creditable service for up to 5 years of service as a person  
25 employed by a participating municipality to perform police  
26 duties under Article 7, a county corrections officer, or a



1 court services officer under Article 9 by filing a written  
2 election with the Board within 6 months after July 30, 2021  
3 (the effective date of Public Act 102-210) and paying to the  
4 System an amount to be determined by the Board equal to (i) the  
5 difference between the amount of employee and employer  
6 contributions transferred to the System under Sections 7-139.8  
7 and 9-121.10 and the amounts that would have been contributed  
8 had such contributions been made at the rates applicable to  
9 State policemen, plus (ii) interest thereon at the actuarially  
10 assumed rate for each year, compounded annually, from the date  
11 of service to the date of payment.

12 Notwithstanding the limitation in subsection (i), a State  
13 policeman or conservation police officer may elect to convert  
14 service credit earned under this Article to eligible  
15 creditable service, as defined by this Section, by filing a  
16 written election with the board within 6 months after July 30,  
17 2021 (the effective date of Public Act 102-210) and paying to  
18 the System an amount to be determined by the Board equal to (i)  
19 the difference between the amount of employee contributions  
20 originally paid for that service and the amounts that would  
21 have been contributed had such contributions been made at the  
22 rates applicable to State policemen, plus (ii) the difference  
23 between the employer's normal cost of the credit prior to the  
24 conversion authorized by Public Act 102-210 and the employer's  
25 normal cost of the credit converted in accordance with Public  
26 Act 102-210, plus (iii) interest thereon at the actuarially

1 assumed rate for each year, compounded annually, from the date  
2 of service to the date of payment.

3 (i) The total amount of eligible creditable service  
4 established by any person under subsections (g), (h), (j),  
5 (k), (l), (l-5), (o), and (p) of this Section shall not exceed  
6 12 years.

7 (j) Subject to the limitation in subsection (i), an  
8 investigator for the Office of the State's Attorneys Appellate  
9 Prosecutor or a controlled substance inspector may elect to  
10 establish eligible creditable service for up to 10 years of  
11 his service as a policeman under Article 3 or a sheriff's law  
12 enforcement employee under Article 7, by filing a written  
13 election with the Board, accompanied by payment of an amount  
14 to be determined by the Board, equal to (1) the difference  
15 between the amount of employee and employer contributions  
16 transferred to the System under Section 3-110.6 or 7-139.8,  
17 and the amounts that would have been contributed had such  
18 contributions been made at the rates applicable to State  
19 policemen, plus (2) interest thereon at the effective rate for  
20 each year, compounded annually, from the date of service to  
21 the date of payment.

22 (k) Subject to the limitation in subsection (i) of this  
23 Section, an alternative formula employee may elect to  
24 establish eligible creditable service for periods spent as a  
25 full-time law enforcement officer or full-time corrections  
26 officer employed by the federal government or by a state or

1 local government located outside of Illinois, for which credit  
2 is not held in any other public employee pension fund or  
3 retirement system. To obtain this credit, the applicant must  
4 file a written application with the Board by March 31, 1998,  
5 accompanied by evidence of eligibility acceptable to the Board  
6 and payment of an amount to be determined by the Board, equal  
7 to (1) employee contributions for the credit being  
8 established, based upon the applicant's salary on the first  
9 day as an alternative formula employee after the employment  
10 for which credit is being established and the rates then  
11 applicable to alternative formula employees, plus (2) an  
12 amount determined by the Board to be the employer's normal  
13 cost of the benefits accrued for the credit being established,  
14 plus (3) regular interest on the amounts in items (1) and (2)  
15 from the first day as an alternative formula employee after  
16 the employment for which credit is being established to the  
17 date of payment.

18 (1) Subject to the limitation in subsection (i), a  
19 security employee of the Department of Corrections may elect,  
20 not later than July 1, 1998, to establish eligible creditable  
21 service for up to 10 years of his or her service as a policeman  
22 under Article 3, by filing a written election with the Board,  
23 accompanied by payment of an amount to be determined by the  
24 Board, equal to (i) the difference between the amount of  
25 employee and employer contributions transferred to the System  
26 under Section 3-110.5, and the amounts that would have been

1 contributed had such contributions been made at the rates  
2 applicable to security employees of the Department of  
3 Corrections, plus (ii) interest thereon at the effective rate  
4 for each year, compounded annually, from the date of service  
5 to the date of payment.

6 (1-5) Subject to the limitation in subsection (i) of this  
7 Section, a State policeman may elect to establish eligible  
8 creditable service for up to 5 years of service as a full-time  
9 law enforcement officer employed by the federal government or  
10 by a state or local government located outside of Illinois for  
11 which credit is not held in any other public employee pension  
12 fund or retirement system. To obtain this credit, the  
13 applicant must file a written application with the Board no  
14 later than 3 years after January 1, 2020 (the effective date of  
15 Public Act 101-610), accompanied by evidence of eligibility  
16 acceptable to the Board and payment of an amount to be  
17 determined by the Board, equal to (1) employee contributions  
18 for the credit being established, based upon the applicant's  
19 salary on the first day as an alternative formula employee  
20 after the employment for which credit is being established and  
21 the rates then applicable to alternative formula employees,  
22 plus (2) an amount determined by the Board to be the employer's  
23 normal cost of the benefits accrued for the credit being  
24 established, plus (3) regular interest on the amounts in items  
25 (1) and (2) from the first day as an alternative formula  
26 employee after the employment for which credit is being

1 established to the date of payment.

2 (m) The amendatory changes to this Section made by Public  
3 Act 94-696 apply only to: (1) security employees of the  
4 Department of Juvenile Justice employed by the Department of  
5 Corrections before June 1, 2006 (the effective date of Public  
6 Act 94-696) and transferred to the Department of Juvenile  
7 Justice by Public Act 94-696; and (2) persons employed by the  
8 Department of Juvenile Justice on or after June 1, 2006 (the  
9 effective date of Public Act 94-696) who are required by  
10 subsection (b) of Section 3-2.5-15 of the Unified Code of  
11 Corrections to have any bachelor's or advanced degree from an  
12 accredited college or university or, in the case of persons  
13 who provide vocational training, who are required to have  
14 adequate knowledge in the skill for which they are providing  
15 the vocational training. On and after June 1, 2023, the  
16 bachelor's or advanced degree requirement in Section 3-2.5-15  
17 of the Unified Code of Corrections no longer applies to this  
18 Code.

19 (n) A person employed in a position under subsection (b)  
20 of this Section who has purchased service credit under  
21 subsection (j) of Section 14-104 or subsection (b) of Section  
22 14-105 in any other capacity under this Article may convert up  
23 to 5 years of that service credit into service credit covered  
24 under this Section by paying to the Fund an amount equal to (1)  
25 the additional employee contribution required under Section  
26 14-133, plus (2) the additional employer contribution required

1 under Section 14-131, plus (3) interest on items (1) and (2) at  
2 the actuarially assumed rate from the date of the service to  
3 the date of payment.

4 (o) Subject to the limitation in subsection (i), a  
5 conservation police officer, investigator for the Secretary of  
6 State, Commerce Commission police officer, investigator for  
7 the Department of Revenue or the Illinois Gaming Board, or  
8 arson investigator subject to subsection (g) of Section 1-160  
9 may elect to convert up to 8 years of service credit  
10 established before January 1, 2020 (the effective date of  
11 Public Act 101-610) as a conservation police officer,  
12 investigator for the Secretary of State, Commerce Commission  
13 police officer, investigator for the Department of Revenue or  
14 the Illinois Gaming Board, or arson investigator under this  
15 Article into eligible creditable service by filing a written  
16 election with the Board no later than one year after January 1,  
17 2020 (the effective date of Public Act 101-610), accompanied  
18 by payment of an amount to be determined by the Board equal to  
19 (i) the difference between the amount of the employee  
20 contributions actually paid for that service and the amount of  
21 the employee contributions that would have been paid had the  
22 employee contributions been made as a noncovered employee  
23 serving in a position in which eligible creditable service, as  
24 defined in this Section, may be earned, plus (ii) interest  
25 thereon at the effective rate for each year, compounded  
26 annually, from the date of service to the date of payment.

1           (p) Subject to the limitation in subsection (i), an  
2 investigator for the Office of the Attorney General subject to  
3 subsection (g) of Section 1-160 may elect to convert up to 8  
4 years of service credit established before the effective date  
5 of this amendatory Act of the 102nd General Assembly as an  
6 investigator for the Office of the Attorney General under this  
7 Article into eligible creditable service by filing a written  
8 election with the Board no later than one year after the  
9 effective date of this amendatory Act of the 102nd General  
10 Assembly, accompanied by payment of an amount to be determined  
11 by the Board equal to (i) the difference between the amount of  
12 the employee contributions actually paid for that service and  
13 the amount of the employee contributions that would have been  
14 paid had the employee contributions been made as a noncovered  
15 employee serving in a position in which eligible creditable  
16 service, as defined in this Section, may be earned, plus (ii)  
17 interest thereon at the effective rate for each year,  
18 compounded annually, from the date of service to the date of  
19 payment.

20           (Source: P.A. 101-610, eff. 1-1-20; 102-210, eff. 7-30-21;  
21 102-538, eff. 8-20-21; 102-956, eff. 5-27-22.)

22           Section 10. The Unified Code of Corrections is amended by  
23 changing Section 3-2.5-15 as follows:

24           (730 ILCS 5/3-2.5-15)

1           Sec. 3-2.5-15. Department of Juvenile Justice; assumption  
2 of duties of the Juvenile Division.

3           (a) The Department of Juvenile Justice shall assume the  
4 rights, powers, duties, and responsibilities of the Juvenile  
5 Division of the Department of Corrections. Personnel, books,  
6 records, property, and unencumbered appropriations pertaining  
7 to the Juvenile Division of the Department of Corrections  
8 shall be transferred to the Department of Juvenile Justice on  
9 the effective date of this amendatory Act of the 94th General  
10 Assembly. Any rights of employees or the State under the  
11 Personnel Code or any other contract or plan shall be  
12 unaffected by this transfer.

13           (b) Department of Juvenile Justice personnel who are hired  
14 by the Department on or after the effective date of this  
15 amendatory Act of the 94th General Assembly and who  
16 participate or assist in the rehabilitative and vocational  
17 training of delinquent youths, supervise the daily activities  
18 involving direct and continuing responsibility for the youth's  
19 security, welfare and development, or participate in the  
20 personal rehabilitation of delinquent youth by training,  
21 supervising, and assisting lower level personnel who perform  
22 these duties must: (1) be over the age of 21 and (2) have a  
23 high school diploma or equivalent and either (A) a ~~any~~  
24 bachelor's or advanced degree from an accredited college or  
25 university or (B) 2 or more years of experience providing  
26 direct care to youth in the form of residential care,



1 coaching, case management, or mentoring. This requirement  
2 shall not apply to security, clerical, food service, and  
3 maintenance staff that do not have direct and regular contact  
4 with youth. The degree requirements specified in this  
5 subsection (b) are not required of persons who provide  
6 vocational training and who have adequate knowledge in the  
7 skill for which they are providing the vocational training.

8 (c) Subsection (b) of this Section does not apply to  
9 personnel transferred to the Department of Juvenile Justice on  
10 the effective date of this amendatory Act of the 94th General  
11 Assembly.

12 (d) The Department shall be under the direction of the  
13 Director of Juvenile Justice as provided in this Code.

14 (e) The Director shall organize divisions within the  
15 Department and shall assign functions, powers, duties, and  
16 personnel as required by law. The Director may create other  
17 divisions and may assign other functions, powers, duties, and  
18 personnel as may be necessary or desirable to carry out the  
19 functions and responsibilities vested by law in the  
20 Department. The Director may, with the approval of the Office  
21 of the Governor, assign to and share functions, powers,  
22 duties, and personnel with other State agencies such that  
23 administrative services and administrative facilities are  
24 provided by a shared administrative service center. Where  
25 possible, shared services which impact youth should be done  
26 with child-serving agencies. These administrative services may

1 include, but are not limited to, all of the following  
2 functions: budgeting, accounting related functions, auditing,  
3 human resources, legal, procurement, training, data collection  
4 and analysis, information technology, internal investigations,  
5 intelligence, legislative services, emergency response  
6 capability, statewide transportation services, and general  
7 office support.

8 (f) The Department of Juvenile Justice may enter into  
9 intergovernmental cooperation agreements under which minors  
10 adjudicated delinquent and committed to the Department of  
11 Juvenile Justice may participate in county juvenile impact  
12 incarceration programs established under Section 3-6039 of the  
13 Counties Code.

14 (g) The Department of Juvenile Justice must comply with  
15 the ethnic and racial background data collection procedures  
16 provided in Section 4.5 of the Criminal Identification Act.

17 (h) The Department of Juvenile Justice shall implement a  
18 wellness program to support health and wellbeing among staff  
19 and service providers within the Department of Juvenile  
20 Justice environment. The Department of Juvenile Justice shall  
21 establish response teams to provide support to employees and  
22 staff affected by events that are both duty-related and not  
23 duty-related and provide training to response team members.  
24 The Department's wellness program shall be accessible to any  
25 Department employee or service provider, including contractual  
26 employees and approved volunteers. The wellness program may

1 include information sharing, education and activities designed  
2 to support health and well-being within the Department's  
3 environment. Access to wellness response team support shall be  
4 voluntary and remain confidential.

5 (Source: P.A. 102-616, eff. 1-1-22.)

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.