



Sen. Ram Villivalam

Filed: 5/11/2023

10300HB2147sam004

LRB103 25501 RPS 61828 a

1 AMENDMENT TO HOUSE BILL 2147

2 AMENDMENT NO. _____. Amend House Bill 2147, AS AMENDED,
3 in Section 5, in the introductory clause, by replacing "and
4 16-127" with ", 16-127, and 16-132"; and

5 in Section 5, immediately below Sec. 16-127, by inserting the
6 following:

7 "(40 ILCS 5/16-132) (from Ch. 108 1/2, par. 16-132)

8 Sec. 16-132. Retirement annuity eligibility. A member who
9 has at least 20 years of creditable service is entitled to a
10 retirement annuity upon or after attainment of age 55. A
11 member who has at least 10 but less than 20 years of creditable
12 service is entitled to a retirement annuity upon or after
13 attainment of age 60. A member who has at least 5 but less than
14 10 years of creditable service is entitled to a retirement
15 annuity upon or after attainment of age 62. A member who (i)
16 has earned during the period immediately preceding the last

1 day of service at least one year of contributing creditable
2 service as an employee of a department as defined in Section
3 14-103.04, (ii) has earned at least 5 years of contributing
4 creditable service as an employee of a department as defined
5 in Section 14-103.04, and (iii) retires on or after January 1,
6 2001 is entitled to a retirement annuity upon or after
7 attainment of an age which, when added to the number of years
8 of his or her total creditable service, equals at least 85.
9 Portions of years shall be counted as decimal equivalents.

10 A member who is eligible to receive a retirement annuity
11 of at least 74.6% of final average salary and will attain age
12 55 on or before December 31 during the year which commences on
13 July 1 shall be deemed to attain age 55 on the preceding June
14 1.

15 A member meeting the above eligibility conditions is
16 entitled to a retirement annuity upon written application to
17 the board setting forth the date the member wishes the
18 retirement annuity to commence. However, the effective date of
19 the retirement annuity shall be no earlier than the day
20 following the last day of creditable service, regardless of
21 the date of official termination of employment; however, upon
22 written application within 6 months after the effective date
23 of this amendatory Act of the 103rd General Assembly by a
24 member or annuitant, the creditable service and earnings
25 received in the last fiscal year of employment may be
26 disregarded when determining the retirement effective date and

1 ~~the retirement benefit except that the effective date of a~~
2 ~~retirement annuity may be after the date of official~~
3 ~~termination of employment~~ as long as such employment is for
4 (1) less than 10 days in length; ~~and~~ (2) less than \$2,500
5 ~~\$2,000~~ in creditable earnings; and (3) the last fiscal year of
6 employment includes only a fiscal year beginning on or after
7 July 1, 2016 and ending before June 30, 2023 ~~compensation~~. The
8 retirement effective date may not, as a result of the
9 application of this amendatory Act of the 103rd General
10 Assembly, be earlier than July 1, 2016.

11 To be eligible for a retirement annuity, a member shall
12 not be employed as a teacher in the schools included under this
13 System or under Article 17, except (i) as provided in Section
14 16-118 or 16-150.1, (ii) if the member is disabled (in which
15 event, eligibility for salary must cease), or (iii) if the
16 System is required by federal law to commence payment due to
17 the member's age; the changes to this sentence made by this
18 amendatory Act of the 93rd General Assembly apply without
19 regard to whether the member terminated employment before or
20 after its effective date.

21 (Source: P.A. 102-871, eff. 5-13-22.)".