

1 AN ACT in relation to public employee benefits.

2 Be it enacted by the People of the State of Illinois,  
3 represented in the General Assembly:

4 Section 5. The Illinois Pension Code is amended by  
5 changing Section 3-120 as follows:

6 (40 ILCS 5/3-120) (from Ch. 108 1/2, par. 3-120)

7 Sec. 3-120. Marriage after retirement.

8 (a) If a police officer marries after subsequent-to  
9 retirement on any pension under this Article other than a  
10 pension established under Section 3-109.3, the surviving  
11 spouse and the children of such surviving spouse shall  
12 receive no pension on the death of the officer, except as  
13 provided in subsection (b).

14 (b) Notwithstanding Section 1-103.1 of this Code, this  
15 Section shall not be deemed to disqualify from receiving a  
16 survivor's pension the surviving spouse and children of any  
17 police officer who (i) retired from service in 1973, married  
18 the surviving spouse during 1974, and died in 1988, or (ii)  
19 retired on disability in October of 1982, married the  
20 surviving spouse during 1991, and died in 1992. In the case  
21 of a person who becomes eligible for a benefit under this  
22 subsection (b), the benefit shall begin to accrue on July 1,  
23 1990 or July 1 of the year following the police officer's  
24 death, whichever is later.

25 (Source: P.A. 91-939, eff. 2-1-01.)

26 Section 99. Effective date. This Act takes effect upon  
27 becoming law.