

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 Law Enforcement Officers, Civil Defense
5 Workers, Civil Air Patrol Members, Paramedics, Firemen,
6 Chaplains, and State Employees Compensation Act is amended by
7 changing Section 3 as follows:

8 (820 ILCS 315/3) (from Ch. 48, par. 283)

9 Sec. 3. If a claim therefor is made within one year of
10 the date of death of the law enforcement officer, civil
11 defense worker, civil air patrol member, paramedic, fireman,
12 chaplain, or State employee, compensation in the amount of
13 \$10,000 shall be paid to the person designated by a law
14 enforcement officer, civil defense worker, civil air patrol
15 member, paramedic, fireman, chaplain, or State employee
16 killed in the line of duty prior to January 1, 1974, and
17 \$20,000 if such death occurred after December 31, 1973 and
18 before July 1, 1983, \$50,000 if such death occurred on or
19 after July 1, 1983 and before January 1, 1996 ~~the effective~~
20 ~~date of this amendatory Act of 1995,~~ and \$100,000 if the
21 death occurred on or after January 1, 1996 and before the
22 effective date of this amendatory Act of the 92nd General
23 Assembly, and \$118,000 if the death occurred on or after the
24 effective date of this amendatory Act of the 92nd General
25 Assembly and before January 1, 2003.

26 Beginning January 1, 2003, the death compensation rate
27 for death in the line of duty occurring in a particular
28 calendar year shall be the death compensation rate for death
29 occurring in the previous calendar year increased by a
30 percentage thereof equal to the percentage increase, if any,
31 in the index known as the "Employment Cost Index, Wages and

1 Salaries, by Occupation and Industry Group: State and Local
 2 Government Workers: Public Administration", as published by
 3 the United States Department of Labor, Bureau of Labor
 4 Statistics, for the 12 months ending with the month of June
 5 of that previous calendar year ~~the effective date of this~~
 6 ~~amendatory Act of 1995.~~

7 If no beneficiary is designated or surviving at the death
 8 of the law enforcement officer, civil defense worker, civil
 9 air patrol member, paramedic, fireman, chaplain, or State
 10 employee killed in the line of duty, the compensation shall
 11 be paid as follows:

12 (a) when there is a surviving spouse, the entire
 13 sum shall be paid to the spouse;

14 (b) when there is no surviving spouse, but a
 15 surviving descendant of the decedent, the entire sum
 16 shall be paid to the decedent's descendants per stirpes;

17 (c) when there is neither a surviving spouse nor a
 18 surviving descendant, the entire sum shall be paid to the
 19 parents of the decedent in equal parts, allowing to the
 20 surviving parent, if one is dead, the entire sum; and.

21 (d) when there is no surviving spouse, descendant
 22 or parent of the decedent, but there are surviving
 23 brothers or sisters, or descendants of a brother or
 24 sister, who were receiving their principal support from
 25 the decedent at his death, the entire sum shall be paid,
 26 in equal parts, to the dependent brothers or sisters or
 27 dependent descendant of a brother or sister. Dependency
 28 shall be determined by the Court of Claims based upon the
 29 investigation and report of the Attorney General.

30 When there is no beneficiary designated or surviving at
 31 the death of the law enforcement officer, civil defense
 32 worker, civil air patrol member, paramedic, fireman,
 33 chaplain, or State employee killed in the line of duty and no
 34 surviving spouse, descendant, parent, ~~nor~~ dependent brother

1 or sister, or dependent descendant of a brother or sister, no
2 compensation shall be payable under this Act.

3 No part of such compensation may be paid to any other
4 person for any efforts in securing such compensation.

5 (Source: P.A. 89-323, eff. 1-1-96.)

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