

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 9-148 and adding Section 9-148.1 as follows:

6 (40 ILCS 5/9-148) (from Ch. 108 1/2, par. 9-148)

7 Sec. 9-148. Widows or wives not entitled to annuity.

8 Except as provided in Section 9-148.1, the following widows  
9 or wives of employees have no right to annuity from the fund:

10 (a) The widow or wife, married subsequent to the  
11 effective date, of an employee who dies in service if she was  
12 not married to him before he attained age 65;

13 (b) The widow or wife, married subsequent to the  
14 effective date, of an employee who withdraws from service  
15 whether or not he enters upon annuity, and who dies while out  
16 of service, if she was not his wife while he was in service  
17 and before he attained age 65;

18 (c) The widow or wife of an employee with 10 or more  
19 years of service whose death occurs out of and after he has  
20 withdrawn from service, and who has received a refund of  
21 contributions for annuity purposes;

22 (d) The widow or wife of an employee with less than 10  
23 years of service who dies out of service after he has  
24 withdrawn from service before he attained age 60.

25 (Source: P.A. 81-1536.)

26 (40 ILCS 5/9-148.1 new)

27 Sec. 9-148.1. Widow's annuity for widow married to member  
28 for at least one year. Notwithstanding Section 9-148 or any  
29 other provision of this Code to the contrary, if a member was  
30 not married at the time of retirement, but married after

1 retirement, that member's widow shall be entitled to a  
2 widow's annuity if (1) the widow was married to the member  
3 for at least the last year prior to the member's death; and  
4 (2) the widow repays to the Fund (i) an amount equal to the  
5 amount of any refund paid to the member at the time of  
6 retirement pursuant to Section 9-165 plus (ii) interest  
7 thereon from the date of the refund until the time of  
8 repayment at the rate of 6% per year.

9 Section 90. The State Mandates Act is amended by adding  
10 Section 8.25 as follows:

11 (30 ILCS 805/8.25 new)

12 Sec. 8.25. Exempt mandate. Notwithstanding Sections 6  
13 and 8 of this Act, no reimbursement by the State is required  
14 for the implementation of any mandate created by this  
15 amendatory Act of the 92nd General Assembly.

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.