

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 6-128 as follows:

6 (40 ILCS 5/6-128) (from Ch. 108 1/2, par. 6-128)

7 Sec. 6-128. (a) A future entrant who withdraws on or  
8 after July 21, 1959, after completing at least 23 years of  
9 service, and for whom the annuity otherwise provided in this  
10 Article is less than that stated in this Section, has a right  
11 to receive annuity as follows:

12 If he is age 53 or more on withdrawal, his annuity after  
13 withdrawal, shall be equal to 50% of his average salary  
14 ~~determined--by--striking--an--average--of--4--consecutive--highest~~  
15 ~~years--of--salary--within--the--last--10--years--of--service~~  
16 ~~immediately--preceding--the--date--of--withdrawal.~~

17 An employee who reaches compulsory retirement age and who  
18 has less than 23 years of service shall be entitled to a  
19 minimum annuity equal to an amount determined by the product  
20 of (1) his years of service and (2) 2% of his average salary  
21 ~~for--the--4--consecutive--highest--years--of--salary--within--the--last~~  
22 ~~10--years--of--service--immediately--prior--to--his--reaching~~  
23 ~~compulsory--retirement--age.~~

24 An employee who remains in service after qualifying for  
25 annuity under this Section shall have added to this annuity  
26 an additional 1% of average salary for each completed year of  
27 service or fraction thereof rendered until July 21, 1959, and  
28 an additional 1% for a total of 2% of average salary from  
29 July 21, 1959. Each future entrant who has completed 23  
30 years of service before reaching age 53 shall have added to  
31 this annuity 1% of average salary for each completed year of

1 service or fraction thereof in excess of 23 years up to age  
 2 53. "Salary"--as--referred--to--in--this--paragraph--shall--be  
 3 determined--by--striking--an--average--of--the--4--consecutive  
 4 highest--years--of--salary--within--the--last--10--years--of--service  
 5 immediately--preceding--withdrawal.

6 (b) In lieu of the annuity provided in the foregoing  
 7 provisions of this Section any future entrant who withdraws  
 8 from the service either (i) after December 31, 1983 with at  
 9 least 22 years of service credit and having attained age 52  
 10 in the service, or (ii) after December 31, 1984 with at least  
 11 21 years of service credit and having attained age 51 in the  
 12 service, or (iii) after December 31, 1985 with at least 20  
 13 years of service credit and having attained age 50 in the  
 14 service, or (iv) after December 31, 1990 with at least 20  
 15 years of service regardless of age, may elect to receive an  
 16 annuity, to begin not earlier than upon attainment of age 50  
 17 if under that age at withdrawal, computed as follows: an  
 18 annuity equal to 50% of the average salary ~~for the 4 highest~~  
 19 ~~consecutive years of the last 10 years of service~~, plus  
 20 additional annuity equal to 2% of such average salary for  
 21 each completed year of service or fraction thereof rendered  
 22 after his completion of the minimum number of years of  
 23 service required for him to be eligible under this subsection  
 24 (b). However, the annuity provided under this subsection (b)  
 25 may not exceed 75% of such average salary.

26 (c) In lieu of the annuity provided in any other  
 27 provision of this Section, a future entrant who withdraws  
 28 from service after the effective date of this amendatory Act  
 29 of the 92nd General Assembly with at least 20 years of  
 30 service may elect to receive an annuity, to begin no earlier  
 31 than upon attainment of age 50 if under that age at  
 32 withdrawal, equal to 50% of average salary plus 2.5% of  
 33 average salary for each completed year of service or fraction  
 34 thereof over 20, but not to exceed 75% of average salary.

1        (d) For the purpose of this Section, "average salary"  
2        means the average of the highest 4 consecutive years of  
3        salary within the last 10 years of service.

4        (Source: P.A. 86-1488.)

5        Section 90. The State Mandates Act is amended by adding  
6        Section 8.26 as follows:

7        (30 ILCS 805/8.26 new)

8        Sec. 8.26. Exempt mandate. Notwithstanding Sections 6  
9        and 8 of this Act, no reimbursement by the State is required  
10       for the implementation of any mandate created by this  
11       amendatory Act of the 92nd General Assembly.

12       Section 99. Effective date. This Act takes effect upon  
13       becoming law.