

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 adding Section 3-110.8 and changing Section 5-234 as follows:

6 (40 ILCS 5/3-110.8 new)

7 Sec. 3-110.8. Transfer to Article 5 Fund.

8 (a) Until January 1, 2005, any active member of the  
9 Article 5 pension fund may apply for transfer of his or her  
10 creditable service accumulated in any police pension fund  
11 under this Article to that Article 5 fund. The creditable  
12 service shall be transferred upon payment by the police  
13 pension fund to the Article 5 fund of an amount equal to:

14 (1) the amounts accumulated to the credit of the  
15 applicant on the books of the fund on the date of  
16 transfer; and

17 (2) employer contributions in an amount equal to  
18 the amount determined under item (1); and

19 (3) any interest paid by the applicant in order to  
20 reinstate service.

21 Participation in this Fund shall terminate on the date of  
22 transfer.

23 (b) Until January 1, 2005, any active member of the  
24 Article 5 pension fund may reinstate service in any police  
25 pension fund under this Article that was terminated by  
26 receipt of a refund, by payment to the police pension fund of  
27 the amount of the refund, together with interest thereon at  
28 the rate of 6% per year, compounded annually, from the date  
29 of the refund to the date of repayment.

30 (40 ILCS 5/5-234) (from Ch. 108 1/2, par. 5-234)

1           Sec. 5-234. Transfer of credits.

2           (a) Any police officer who has at least 10 years of  
3           creditable service in the Fund may transfer to this Fund  
4           credits and creditable service accumulated under any other  
5           pension fund or retirement system established under Article 8  
6           or 12 of this Code, by making application and paying to the  
7           Fund before January 1, 1990 the amount by which the employee  
8           contributions that would have been required if he had  
9           participated in this Fund during the period for which credit  
10          is being transferred, plus interest, exceeds the amount  
11          actually transferred from such other fund or system to this  
12          Fund under item (1) of Section 8-226.5 or item (1) of Section  
13          12-127.5.

14          (b) A policeman may transfer to this Fund credits and  
15          creditable service accumulated under any police pension fund  
16          established under Article 3 of this Code, by making written  
17          application to the Fund before January 1, 2005. For the  
18          transfer to be effective, the policeman must pay to the Fund  
19          before withdrawal from service the amount, if any, by which  
20          the employee contributions that would have been required if  
21          he or she had participated in this Fund during the period for  
22          which credit is being transferred, plus interest, exceeds the  
23          amount actually transferred from the Article 3 fund to this  
24          Fund under item (1) of subsection (a) of Section 3-110.8.

25          (Source: P.A. 86-272.)

26          Section 90. The State Mandates Act is amended by adding  
27          Section 8.26 as follows:

28                 (30 ILCS 805/8.26 new)

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

1           Section 99. Effective date. This Act takes effect upon  
2 becoming law.