

IPFA END OF SESSION
LEGISLATIVE REPORT

HB308 – Pension Code – Downstate Police & Fire Financing

Amends the Downstate Police and Downstate Firefighter Articles of the Illinois Pension Code. Provides that the annual employer contribution shall include an amount sufficient to bring the total assets of the pension fund up to 90% of the total actuarial liabilities of the pension fund by the end of municipal fiscal year 2050 (instead of 2040). Makes a conforming change. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

2/18/2022 Rule 19(a) Re-referred to Rules Committee

HB 4209 – Downstate Police & IMRF – Service Transfer

Reinserts the provisions of the engrossed bill with the following changes. Further amends the Downstate Police and Illinois Municipal Retirement Fund (IMRF) Articles of the Illinois Pension Code. Provides that on and after July 1, 2022 but no later than December 1, 2022, a participating employee who is actively employed as a sheriff's law enforcement employee under IMRF may make a written election to transfer up to 10 years of creditable service from a fund established under the Downstate Police Article to IMRF. Provides that to establish that service, the participating employee must either elect to pay a specified amount to IMRF or have the amount of his or her creditable service established reduced by a specified amount. Provides that in no event shall the service credit established under the provisions exceed the lesser of 10 years or the actual amount of service credit that had been earned in the police pension fund. Provides that if the amount transferred to IMRF is greater than a specified amount, the additional amount shall be credited to the account of the sheriff's law enforcement employee's employer. Effective immediately, except that certain provisions are effective January 1, 2023.

4/8/2022 Passed Both Houses

HB 4292 – Pension Code – Accelerated Benefits

Amends the General Obligation Bond Act. Authorizes an additional \$1,000,000,000 of State Pension Obligation Acceleration Bonds. Makes a conforming change. Amends the State Employees, State Universities, and Downstate Teachers Articles of the Illinois Pension Code. Extends the option for a participant to receive an accelerated pension benefit payment in lieu of any pension benefit or for a reduction in the increases to his or her annual retirement annuity and survivor's annuity to June 30, 2026 (instead of June 30, 2024). Effective immediately.

4/18/2022 Sent to the Governor

HB 4388 – DPH-EMS – Alzheimer Training

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that, for license renewals occurring on or after January 1, 2023, Emergency Medical Services personnel must complete at least one one-hour course of training on the diagnosis, treatment, and care of individuals with Alzheimer's disease or other dementias per license renewal period. Contains training requirements. Provides that completion of the course may count toward meeting minimum credit hours required for relicensure requirements. Provides that specified training may count toward the continuing education required under the amendatory provisions. Provides that the Department of Public Health may adopt rules for the implementation of the amendatory provisions. Effective immediately.

3/31/2022 Passed Both Houses

HB 4406 – Line of Duty Comp – Volunteers

Amends the Line of Duty Compensation Act. Expands the definition of "law enforcement officer" or "officer" to include any person working as a volunteer for the State or a local governmental entity in some position involving the enforcement of the law and protection of the public interest at the risk of that person's life, including, but not limited to, volunteers assisting with parking and traffic.

3/7/2022 Referred to Assignments

HB 4435 – Pension Code – Chicago Firefighters – Occupational Disease

Amends the Chicago Firefighter Article of the Illinois Pension Code. Provides that any active fireman who has completed 7 or more years of service and is unable to perform his or her duties in the Fire Department by reason of a contagious staph infection, including methicillin-resistant Staphylococcus aureus (MRSA), resulting from his or her service as a fireman, shall be entitled to receive an occupational disease disability benefit during any period of such disability for which he or she does not have a right to receive salary. Provides that any fireman who enters service shall be examined by one or more practicing physicians appointed by the Board, and if that examination discloses the existence of a contagious staph infection, including methicillin-resistant Staphylococcus aureus (MRSA), then the fireman shall not be entitled to receive an occupational disease disability benefit unless and until a subsequent examination reveals no such contagious staph infection, including methicillin-resistant Staphylococcus aureus (MRSA). Amends the State Mandates Act to require implementation without reimbursement by the State. Effective immediately.

3/30/2022 Passed Both Houses

HB 4461 – Fire Protection Dist – Disconnection Payments

Amends the Fire Protection District Act. In provisions relating to amounts a municipality must pay to a fire protection district after disconnection of district territory, provides that a municipality that does not timely make the payment required and which refuses to make such payment within 30 days following a written demand by the fire protection district entitled to the payment or which causes a fire protection district to incur an expense in order to collect the amount to which it is entitled shall, in addition to the amount due, be responsible to reimburse the fire protection district for all costs incurred by the fire protection district in collecting the amount due, including, but not limited to, reasonable legal fees and court costs.

3/31/2022 Passed Both Houses

HB 4488 – Pension Code – Chicago Firefighter – Board of Trustees

Reinserts the provisions of the introduced bill with the following changes. Further amends the Illinois Pension Code. In a provision of the Chicago Firefighter Article concerning the membership of the board of trustees, provides that the city treasurer, with the prior approval of the board, may appoint a designee from among employees of the city who is versed in the affairs of the city treasurer's office to act in the absence of the city treasurer on all matters pertaining to administering the Article.

3/7/2022 Referred to Assignments

HB 4677 – Property Tax – Pension Bonds

Amends the Property Tax Code. Modifies the exclusions to the definition of "aggregate extension" by excluding special purpose extensions made for the purpose of making contributions to the

pension fund established under Article 13 of the Illinois Pension Code by use of bonds issued under specified provisions of the Metropolitan Water Reclamation District Act. Amends the Metropolitan Water Reclamation District Article of the Illinois Pension Code. Provides that, beginning in fiscal year 2032 and each year thereafter, the District shall contribute the actuarially determined contribution. Provides that the actuarially determined contribution is equal to the employer's normal cost plus an amount to amortize the unfunded liability on a level percent of payroll basis and bring the total actuarial assets of the Fund up to 100% of the total actuarial liability, calculated using the entry age normal actuarial cost method, by the year 2050. Makes conforming changes. Amends the Metropolitan Water Reclamation District Act. Adds a provision allowing for the corporate authorities of the district to issue bonds in the principal amount of \$600,000,000 for the purpose of making contributions to the pension fund without submitting the question of issuing bonds to the voters of the District. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

In the Property Tax Extension Limitation Law in the Property Tax Code, modifies the exclusions to the definition of "aggregate extension" by excluding special purpose extensions made for payments of principal and interest on bonds issued under specified provisions of the Metropolitan Water Reclamation District Act to make contributions to the pension fund established under Article 13 of the Illinois Pension Code (rather than made for the purpose of making contributions to the pension fund established under Article 13 of the Illinois Pension Code by use of bonds issued under specified provisions of the Metropolitan Water Reclamation District Act). Makes a conforming change. Modifies provisions in the Metropolitan Water Reclamation District Article of the Illinois Pension Code. Removes language providing that, beginning in fiscal year 2032 and each year thereafter, the District shall contribute the actuarially determined pension contribution requirements from its annual tax levy and related provisions. In provisions requiring revenues derived from the tax to be paid to the Metropolitan Water Reclamation District Retirement Fund for the benefit of the Fund, adds an exception for amounts of revenues to be retained by the District and used to pay principal and interest on bonds issued for the sole purpose of making contributions to the Fund. In the Metropolitan Water Reclamation District Act, provides that the corporate authorities are authorized to issue from time to time bonds of the district in the principal amount of an amount not to exceed \$600,000,000 (rather than in the principal amount of \$600,000,000) without submitting the question of issuing bonds to the voters of the District and that the bonds issued under the specified paragraph (rather than subsection) are intended to decrease the unfunded liability of the pension fund and shall not decrease the amount of the employer pension contributions.

4/18/2022 Sent to the Governor

HB 4924 – Pension Code – Downstate Firefighter – Treasurer Bond

Amends the Downstate Firefighter Article of the Illinois Pension Code. Removes language requiring the treasurer of the board to execute a bond to the municipality conditioned for the faithful performance of the duties of the office and other conditions. Makes conforming changes. Effective immediately.

3/30/2022 Passed Both Houses

HB 5171 – Pension Code – Fire Investment Board

Amends the Firefighters' Pension Investment Fund Article of the Illinois Pension Code. Provides that the candidate receiving the highest number of votes who is from a fire protection district shall be elected if the candidate or candidates who are mayors, presidents, chief executive officers, chief

financial officers, or other officers, executives, or department heads of municipalities or fire protection districts receiving the highest number of votes would result in there being no trustee who is from a fire protection district. Effective immediately.

3/4/2022 Referred to Assignments

HB 5295 – Pension Code – Chicago Police – Disability

Amends the Chicago Police Article of the Illinois Pension Code. Provides that if a policeman receives any compensation as temporary total disability, permanent total disability, a lump sum settlement award, or other payment under the Workers' Compensation Act or the Workers' Occupational Diseases Act for any injury resulting in disability, any disability benefit provided to the policeman for such disability under the Article shall be reduced by any compensation amount so received, if that compensation amount is less than the amount of the disability benefit. Provides that if the amount received as compensation exceeds the amount of the disability benefit, the policeman shall not receive the disability benefit until the disability benefit payable equals the amount of such compensation received without consideration of interest. Provides that if the widow, child or children, or parent or parents of a policeman, or any of these persons, receives any compensation under the Workers' Compensation Act or the Workers' Occupational Diseases Act for any injury resulting in the policeman's death, the annuities provided for those beneficiaries shall be reduced by any compensation amount so received, if that compensation amount is less than the amount of the annuities. Provides that in computing a policeman's service, periods during which the policeman received compensation under the Workers' Compensation Act or the Workers' Occupational Diseases Act shall be counted. Amends the State Mandates Act to require implementation without reimbursement by the State. Effective immediately.

Provides that if a policeman receives any compensation as temporary total disability, permanent total disability, a lump sum settlement award, or other payment under the Workers' Compensation Act or the Workers' Occupational Diseases Act as a result of the policeman's secondary employment for any injury resulting in disability (rather than any injury resulting in disability), any disability benefit provided to the policeman for such disability under the Article shall be reduced by any compensation amount so received, if that compensation amount is less than the amount of the disability benefit. Provides that the calculation of compensation received by the policeman shall not take into consideration any benefits received under the Line of Duty Compensation Act. Provides that if the widow, child or children, or parent or parents of a policeman, or any of these persons, receives any compensation under the Workers' Compensation Act or the Workers' Occupational Diseases Act as a result of the policeman's secondary employment for any injury resulting in the policeman's death (rather than any injury resulting in the policeman's death), the annuities provided for those beneficiaries shall be reduced by any compensation amount so received, if that compensation amount is less than the amount of the annuities. Provides that the calculation of compensation received by the widow, child or children, or parent or parents of a policeman, or any of these persons, shall not take into consideration any benefits received under the Line of Duty Compensation Act or the federal Public Safety Officers Benefits Act of 1976.

3/31/2022 Passed Both Houses

HB 5447 – Pension Code – Downstate Police – Survivors

Amends the Downstate Police Article of the Illinois Pension Code. In a provision that disqualifies a surviving spouse from receiving survivors benefits if the police officer marries after retirement, provides that the provision does not disqualify a surviving spouse from receiving a survivor's

pension if (i) the police officer was married to the surviving spouse for at least 12 months prior to the death of the police officer and (ii) the surviving spouse has attained age 62. Provides that the benefit shall begin to accrue on the effective date of the amendatory Act or the first day of the month following the police officer's death, whichever is later. Provides that the benefits for such a surviving spouse shall terminate no later than 15 years after the benefits begin to accrue. Provides that the changes apply without regard to whether the police officer was in active service on or after the effective date of the amendatory Act. Amends the State Mandates Act to require implementation without reimbursement by the State.

Changes from 12 months to 5 years the amount of time a police officer must have been married to the surviving spouse for the surviving spouse to receive a survivor's pension.

3/31/2022 Passed Both Houses

SB 1571 – Muni Code – Foreign Fire Ins Board

Reinserts the provisions of the introduced bill with the following changes: Provides that the Foreign Fire Insurance Company Fees Division may be cited as the Foreign Fire Insurance License Fee Act. Provides that a license fee may be recovered from a third party. Provides that a foreign fire insurance board's or board secretary's designee may examine the books, records, and other papers for verification purposes. Provides that the provisions are applicable to receipts from contracts of marine fire insurance (rather than the entire Section shall not be applicable to receipts from contracts of marine insurance). Provides that the board may elect other officers, in addition to a chairman and treasurer, deemed necessary by the board. Strikes provisions concerning the treasurer giving bond to the municipality in which the fire department is organized. Provides that, in the contracting for the purchase of services using funds paid to the board, services may include, but are not limited to, the procurement and payment of all accounting, legal, collection, or other professional services deemed by the board to be necessary to the execution of its duties under the Division. Provides that binding arbitration is the exclusive method to solve disputes between a fire chief and the remaining members of a foreign fire insurance board concerning whether any expenditure of funds by the board is for the maintenance, use, or benefit of the department or for any other purpose authorized by the Division. Adds provisions concerning collection of licensing fees. Makes other changes. Effective January 1, 2023 (rather than effective immediately).

3/29/2022 Passed Both Houses

SB2170 – Fireworks

Amends the Fireworks Regulation Act of Illinois and the Pyrotechnic Use Act. Provides that "fireworks" and "consumer fireworks" do not include handheld or ground-based sparklers that are nonexplosive and nonaerial, sometimes producing a crackling or whistling effect, and containing 75 grams or fewer of pyrotechnic composition per tube or a total of 500 grams or fewer for multiple tubes (rather than only sparklers) or wood stick or wire sparklers containing not more than 100 grams of pyrotechnic mixture per item. Effective January 1, 2022.

4/7/2022 Placed on Calendar Order of 2nd Reading

SB 2952 – Pension Code – Chicago Firefighter – Board of Trustees

Reinserts the provisions of the introduced bill with the following changes. Further amends the Illinois Pension Code. In a provision of the Chicago Firefighter Article concerning the membership of the board of trustees, provides that the city treasurer, with the prior approval of the board, may appoint a designee from among employees of the city who is versed in the affairs of the city

treasurer's office to act in the absence of the city treasurer on all matters pertaining to administering the Article.

3/29/2022 Passed Both Houses

SB3027 – Income Tax – Firefighter - EMS

Reinserts the provisions of the introduced bill with changes. Provides that, to qualify for the credit, the volunteer emergency worker may not receive compensation for his or her services of more than \$10,000 for the taxable year. Removes provisions concerning volunteer fire protection associations. Makes changes to the definition of "volunteer emergency worker". Effective immediately.

3/25/2022 Rule 19(a) / Re-referred to Rules Committee

SB 3127 – First Responders - Emergency Medical Dispatchers

Amends various laws to include emergency medical dispatchers in references to first responders. Deletes from the engrossed bill a proposed amendment to the Workers' Occupational Diseases Act that would have expressly provided that emergency medical dispatchers are COVID-19 first responders.

4/8/2022 Passed Both Houses

SB 3177 – Pension Code – Chicago Firefighter – Refunds

Amends the Chicago Firefighter Article of the Illinois Pension Code. Provides that a fireman who withdraws before age 50 and a fireman with less than 10 years of service who withdraws before age 57 (instead of a fireman who withdraws with less than 10 years of service), or any fireman who withdraws and enters the service of another department of the city, has a right to a refund of the entire amount to his credit as of the date of withdrawal. Provides that the changes made by the amendatory Act are intended to be a restatement and clarification of existing law and are intended to be retroactive to August 6, 2021. Amends the State Mandates Act to require implementation without reimbursement by the State. Effective immediately.

3/30/2022 Passed Both Houses

SB3623 – Pension Code – Downstate Police & Fire Financing

Amends the Downstate Police and Downstate Firefighter Articles of the Illinois Pension Code. Provides that the annual employer contribution shall include an amount sufficient to bring the total assets of the pension fund up to 90% of the total actuarial liabilities of the pension fund by the end of municipal fiscal year 2050 (instead of 2040). Makes a conforming change. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

1/19/2022 Referred to Assignments

SB 3495 – Vehicle Code – Lights & Sirens – Fire Protection

Amends the Illinois Vehicle Code. Includes in the definition of "authorized emergency vehicle" a vehicle designated or authorized by a fire department or fire protection district. Includes in the definition of "fire department vehicle" a vehicle that is designated or authorized by a fire department or fire protection district. Permits the use of red or white oscillating, rotating or flashing lights on fire department or fire protection district vehicles. Permits the use of blue oscillating, rotating or flashing lights on rescue squad vehicles not owned by a fire protection district and on vehicles operated by certain persons designated or authorized by a fire department or fire

protection district. Permits the installation of a traffic control signal preemption device on a vehicle belonging to a fire protection district.

Replaces everything after the enacting clause with the provisions of the introduced bill, and makes the following changes: removes changes to the definitions of "authorized emergency vehicle" and "fire department vehicle". Deletes language permitting the use of blue oscillating, rotating or flashing lights on vehicles operated by certain persons designated or authorized by a fire department or fire protection district.

3/31/2022 Passed Both Houses

SB 3651 – Pension Code – IMRF – Contribution

Amends the Illinois Municipal Retirement Fund (IMRF) Article of the Illinois Pension Code. Provides that when assessing payment for any amount due under a provision requiring an additional employer contribution for certain earnings increases, IMRF shall exclude reportable earnings increases resulting from periods where the member was paid through workers' compensation. Effective immediately.

3/31/2022 Passed Both Houses

SB 3652 – Pension Code – IMRF – Early Retirement

Amends the Illinois Municipal Retirement Fund (IMRF) Article of the Illinois Pension Code. In a provision authorizing a participating employer to create an early retirement incentive program if the participating employer adopts a specified resolution or ordinance, provides that the resolution or ordinance must contain language specifying that a person who retires under the early retirement incentive program shall lose those incentives if he or she later accepts employment with or enters into a personal services contract with any IMRF employer (instead of any IMRF employer in a position for which participation in IMRF is required or is elected by the employee). Effective immediately.

3/31/2022 Passed Both Houses

SB 3785 – Pension Code – Downstate Police & IMRF – Transfer

Amends the Downstate Police and Illinois Municipal Retirement Fund (IMRF) Articles of the Illinois Pension Code. Provides that within 6 months after the effective date of the amendatory Act, a person may transfer to a fund established under the Downstate Police Article creditable service accumulated under IMRF for service as a county correctional officer upon payment to the police pension fund of a specified amount to be determined by the board. Provides that any person applying to transfer service under the provisions may reinstate credits and creditable service under IMRF that were terminated upon receipt of a separation benefit by paying to IMRF the amount of the separation benefit plus interest thereon at the actuarially assumed rate of interest to the date of payment. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

Provides that within 6 months after the effective date of the amendatory Act, a person may transfer to a fund established under the Downstate Police Article creditable service accumulated under the Illinois Municipal Retirement Fund (IMRF) for service as a person employed by a participating municipality to perform administrative duties related to law enforcement upon payment to the police pension fund of a specified amount to be determined by the board. Makes a conforming change.

3/31/2022 Passed Both Houses

SB 3789 – Local Govt Consolidation – 10 Years

Appropriates \$2 from the General Revenue Fund to the Legislative Information System for its FY 22 ordinary and contingent expenses.

3/9/2022 Referred to Assignments

SB 4053 – Pension Code - Chicago Police & Chicago Firefighter – Widows

Amends the Chicago Police and Chicago Firefighter Articles of the Illinois Pension Code. Provides that beginning January 1, 2023, the minimum widow's annuity shall be no less than 150% (rather than 125%) of the Federal Poverty Level for all persons receiving widow's annuities on or after that date, without regard to whether the deceased policeman or fireman is in service on or after the effective date of the amendatory Act. Makes a conforming change. Amends the State Mandates Act to require implementation without reimbursement by the State. Effective immediately.

4/1/2022 Passed Both Houses