

COMMISSION ON GOVERNMENT FORECASTING AND ACCOUNTABILITY

PENSION IMPACT NOTE

96TH GENERAL ASSEMBLY

BILL NO: **SB 2142**

March 4, 2009

SPONSOR(S): Delgado

SYSTEM(S): Chicago Police Pension Fund

FISCAL IMPACT: The fiscal impact of SB 2142 cannot be determined, as the number of officers who would recover court costs and litigation expenses is unknown. It is estimated that SB 2142 would not significantly increase the annual cost of the fund.

SUBJECT MATTER: SB 2142 amends the Chicago Police Article of the Pension Code to allow a prevailing police officer to recover court costs and litigation expenses in cases during which a denial of duty disability or occupational disease disability benefits results in an action of administrative review challenging the denial of those benefits.

FISCAL IMPACT: The fiscal impact of SB 2142 cannot be determined, as the number of officers who would recover court costs and litigation expenses is unknown. It is estimated that SB 2142 would not significantly increase the annual cost of the fund.

COMMENT: The Chicago Police Article of the Pension Code specifies that the provisions of the Administrative Review Law apply to and govern all proceedings for the judicial review of the final administrative decisions of the Fund's Board of Trustees. SB 2142 adds a further provision that allows a prevailing police officer to recover court costs and litigation expenses, in cases during which a denial of duty disability or occupational disease disability benefits results in an action of administrative review challenging the denial of those benefits.

SB 2142 amends the State Mandates Act to require implementation without reimbursement.

MM:dkb

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