

COMMISSION ON GOVERNMENT FORECASTING AND ACCOUNTABILITY

PENSION IMPACT NOTE

95TH GENERAL ASSEMBLY

BILL NO: **HB 0159, as amended by House Amendment 1** April 18, 2007

SPONSOR (S): Black – Froehlich, et al.

SYSTEM(S): General Provisions

FISCAL IMPACT: HB 0159, as amended by HA #1, will have not have any fiscal impact on any pension fund or retirement system in Illinois.

SUBJECT MATTER: HB 0159, as amended by HA #1, provides that any member of the General Assembly Retirement System who is convicted of any felony relating to, arising out of, or in connection with his or her service as a participating member of that retirement system may not receive any benefits provided in the Pension Code, including any benefit for service not related to the felony conviction. The bill, as amended, repeals the current Felony Forfeiture Provision in the General Assembly Article of the Illinois Pension Code.

FISCAL IMPACT: HB 0159, as amended by HA #1, will not have any fiscal impact on any pension fund or retirement system in Illinois.

COMMENT: Each article of the Illinois Pension Code contains a felony conviction provision under which an employee will lose his or her pension benefits if convicted of a felony relating to or arising out of his or her service with the employer. The current Felony Conviction provision in the General Assembly Article states that no benefits shall be paid to any person who is convicted of any felony relating to or arising out of or in connection with his or her service as a member of the system.

HB 0159, as amended by HA #1, provides that any member of the General Assembly Retirement System who is convicted of any felony relating to, arising out of, or in connection with his or her service as a participating member of that retirement system may not receive any benefits provided in the Pension Code, including any benefit for service not related to the felony conviction. HB 0159, as amended by HA #1, stipulates that this provision shall not operate to impair any contract or vested right acquired before the effective date of this amendatory act. Furthermore, the bill, as amended, specifies that all participants entering service after the effective date are deemed to have consented to the foregoing provisions.

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