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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 846 Session of  
1997

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INTRODUCED BY DeLUCA, ITKIN, OLASZ, SHANER, READSHAW, TRELLO,  
RAMOS, PISTELLA, GEIST, COWELL, DERMODY, GIGLIOTTI, KAISER,  
LAUGHLIN, LEVDANSKY, MARKOSEK, MAYERNIK, MICHLOVIC, PETRONE,  
PRESTON, ROBINSON, VAN HORNE, WALKO, STEVENSON, ORIE, PETTIT,  
HABAY AND CASORIO, MARCH 12, 1997

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REFERRED TO COMMITTEE ON URBAN AFFAIRS, MARCH 12, 1997

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AN ACT

1 Amending the act of July 28, 1953 (P.L.723, No.230), entitled,  
2 as amended, "An act relating to counties of the second class  
3 and second class A; amending, revising, consolidating and  
4 changing the laws relating thereto," providing for retirement  
5 eligibility.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Section 1710(a) and (b) of the act of July 28,  
9 1953 (P.L.723, No.230), known as the Second Class County Code,  
10 amended February 9, 1984 (P.L.12, No.6), May 9, 1984 (P.L.261,  
11 No.61) and December 4, 1992 (P.L.776, No.121), are amended to  
12 read:

13 Section 1710. Employees Eligible for Retirement Allowances.--

14 (a) Every county employe [who was initially hired on or prior  
15 to the effective date of this amendatory act,] who has reached  
16 the age of sixty years or upwards and who has to his or her  
17 credit a period of service of eight years, but less than twenty  
18 years, [or every county employe who was hired after the

1 effective date of this amendatory act, who has reached the age  
2 of sixty-five years or upwards and who has to his or her credit  
3 a period of service of ten years, but less than twenty years]  
4 shall, upon application to the board, be eligible for retirement  
5 from service, and shall thereafter receive, during life, except  
6 as hereinafter provided, a retirement allowance computed on a  
7 service period of twenty (20) years which shall equal one  
8 twentieth ( $1/20$ ) of such amount as he or she may be eligible to  
9 receive in accordance with the provisions of subsection (a) of  
10 section 1712, for each year's service which such county employe  
11 may have to his or her credit during the aforesaid period of  
12 time. The time spent in the employ of the county or county  
13 institution district need not necessarily have been continuous.  
14 The aforesaid retirement allowance shall be subject to a  
15 suspension thereof in accordance with the provisions of  
16 subsection (h) of this section 1710 and subsection (c) of  
17 section 1712.

18 (b) Every county employe, other than a member of the police  
19 force or the fire department or a fire inspector or a sheriff or  
20 deputy sheriff, [who was initially hired on or prior to the  
21 effective date of this amendatory act,] who has reached the age  
22 of sixty years or upwards and who has to his or her credit a  
23 period of service of eight years, but less than twenty years,  
24 [or every county employe, other than a member of the police or  
25 the fire department or a fire inspector, who was hired after the  
26 effective date of this amendatory act, who has reached the age  
27 of sixty-five years or upwards, and who has to his or her credit  
28 a period of service of ten years, but less than twenty years,]  
29 and every county employe who is a member of the police force or  
30 the fire department or a fire inspector, and who shall have been

1 a county employe during a period of twenty or more years and has  
2 reached the age of fifty years or upwards shall, upon  
3 application to the board, be eligible for retirement from  
4 service, and shall thereafter receive, during life, except as  
5 hereinafter provided, a retirement allowance plus a service  
6 increment if any, in accordance with the provisions of section  
7 1712. Every county officer or employe who is a sheriff, deputy  
8 sheriff or prison guard who shall have been a county officer or  
9 employe during a period of twenty or more years and has reached  
10 the age of fifty-five years or upward, shall, upon application  
11 to the board, be eligible for retirement from service and shall  
12 thereafter receive, during life, except as hereafter provided, a  
13 retirement allowance in accordance with section 1712. The time  
14 spent in the employ of the county or county institution district  
15 need not necessarily have been continuous: Provided, That when  
16 any county employe has twenty or more years service, not  
17 necessarily continuous, and has reached the age of fifty years  
18 or upwards, and shall be separated from the service of the  
19 county or county institution district by reason of no cause or  
20 act of his or her own, upon application to the board he or she  
21 shall thereafter receive, during life, except as hereinafter  
22 provided, a retirement allowance plus a service increment if  
23 any, in accordance with the provisions of section 1712. The  
24 aforesaid retirement allowance plus a service increment if any,  
25 shall be subject to a suspension thereof in accordance with the  
26 provisions of subsection (h) of this section 1710 and subsection  
27 (c) of section 1712.

28 Section 2. This act shall take effect in 60 days.