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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE RESOLUTION

## No. 271

Session of  
1976

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INTRODUCED BY DeMEDIO, FRYER, RITTER, MEBUS AND WEIDNER,  
MAY 26, 1976

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REFERRED TO COMMITTEE ON RULES, MAY 26, 1976

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In the House of Representatives, May 26, 1976

1 WHEREAS, The Local Government Commission has been established  
2 by the General Assembly as a joint legislative committee to  
3 examine the problems of local government in the Commonwealth;  
4 and

5 WHEREAS, A prime concern of the Local Government Commission  
6 has been and continues to be municipal personnel policies,  
7 practices and procedures; and

8 WHEREAS, The Federal Age Discrimination in Employment Act (29  
9 USCA §621 et seq), the Federal Age Discrimination Act of 1975,  
10 (Public Law 94-135, Title III, Older Americans Act of 1973), and  
11 the act of October 27, 1955 (P.L.744, No.222), known as the  
12 "Pennsylvania Human Relations Act," all prohibiting  
13 discriminatory practices in employment based upon age; and

14 WHEREAS, Such personnel policies, practices and procedures  
15 which solely use age as a basis for early or involuntary  
16 retirement are illegal under the scope of these statutes; and

17 WHEREAS, Local governmental units have recently become

1 subject to these statutes; and

2 WHEREAS, The Local Government Commission expresses its  
3 concern about the seriousness and immensity of these laws, their  
4 implications for local government personnel policy, and upon  
5 undertaking a short-term analysis of the problem finds the need  
6 for an in-depth legislative review of the situation with  
7 particular reference to how these age discrimination laws and  
8 regulations relate to public employee retirement and pension  
9 policy; therefore be it

10 RESOLVED, That the Joint State Government Commission  
11 undertake a comprehensive review of the laws, relevant court  
12 litigation, and recommendations for the Legislature to consider.  
13 On all matters concerning local government, the commission shall  
14 consult the Local Government Commission and staff liaison shall  
15 be maintained between the Joint State Government Commission and  
16 the Local Government Commission in the research, review and  
17 development of legislative recommendations relative to age  
18 discrimination as such relates to municipal personnel policies,  
19 practices and procedures; and be it further

20 RESOLVED, That the Joint State Government Commission report  
21 its findings together with recommendations for appropriate  
22 action to the General Assembly on or before July 1, 1977.