

THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE BILL

No. 2607 Session of  
1978

INTRODUCED BY DeWEESE, RHODES, SCIRICA, IRVIS, SELTZER, BERSON,  
SPENCER, RYAN, BROWN, COHEN, DUMAS, LEVIN, PRATT, OLIVER,  
WHITE, WILLIAMS, FISHER, GREENLEAF, HASKELL,  
W. D. HUTCHINSON, MILLER, MOEHLMANN, WAGNER, KUKOVICH,  
BENNETT, BURNS, CALTAGIRONE, COWELL, DAVIES, DORR, FEE,  
FISCHER, FREIND, GALLAGHER, GLEESON, GRIECO, HARPER,  
D. S. HAYES, HOFFEL, KERNICK, McCLATCHY, MADIGAN, MEBUS,  
MELUSKEY, O'KEEFE, PYLES, QUEST, REED, L. E. SMITH,  
STAPLETON, SWEET, TENAGLIO, WEIDNER AND WISE, JUNE 21, 1978

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 21, 1978

## AN ACT

1 Amending the act of May 22, 1935 (P.L.233, No.99), entitled "An  
2 act creating and establishing a fund for the care,  
3 maintenance, and relief of aged, retired, and disabled  
4 employees of the Bureau of Police in cities of the second  
5 class; providing a pension fund for said employees; and  
6 providing for the payment of certain dues, fees, assessments,  
7 fines, and appropriations thereto; regulating membership  
8 therein; creating a board for the management thereof;  
9 providing the amount, mode, and manner of payment to  
10 beneficiaries thereof, and for the care and disposition of  
11 said fund; providing for the payment into this fund by cities  
12 of the second class of all monies heretofore payable into any  
13 other funds, organizations, corporations, or associations  
14 having the same or similar purposes, and of such additional  
15 monies as may be necessary to carry out the provisions of  
16 this act," authorizing garnishment of pensions or  
17 compensation of persons involved in certain criminal conduct.

18 The General Assembly of the Commonwealth of Pennsylvania

19 hereby enacts as follows:

20 Section 1. Section 18, act of May 22, 1935 (P.L.233, No.99),  
21 referred to as the Second Class City Policemen Relief Law, is  
22 amended to read:

1       Section 18. (a) The compensation or pension, herein  
2 provided for, shall not be subject to attachment, execution,  
3 levy, garnishment, or other legal process, and shall be payable  
4 only to the beneficiary, designated by this act, in person and  
5 shall not be subject to assignment or transfer.

6       (b) However, notwithstanding subsection (a), when a monetary  
7 judgment has been secured against any present or former public  
8 employee or public official based upon any criminal conduct of  
9 that public employee or public official under color of or in  
10 connection with any public office or public employment said  
11 judgement may be enforced through garnishment of the  
12 compensation or pension herein provided for.

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