

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 133

Session of  
1981

INTRODUCED BY DeMEDIO, PETRARCA, COLE, FEE, DeWEESE AND COCHRAN,  
JANUARY 19, 1981

REFERRED TO COMMITTEE ON URBAN AFFAIRS, JANUARY 19, 1981

AN ACT

1 Amending the act of May 28, 1915 (P.L.596, No.259), entitled "An  
2 act requiring cities of the second class to establish a  
3 pension fund for employes of said cities, and regulating the  
4 administration and the payment of such pensions," further  
5 providing for military service credits.

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

8 Section 1. Section 11, act of May 28, 1915 (P.L.596,  
9 No.259), referred to as the Second Class City Employee Pension  
10 Law, amended August 1, 1941 (P.L.748, No.283), is amended to  
11 read:

12 Section 11. (a) The time of service herein specified,  
13 namely twenty years, shall be computed from the time of the  
14 first or original employment; said employment to consist of  
15 service to such city of the second class, and need not be  
16 continuous: Provided, That in no case shall a period of more  
17 than eighteen years be credited to the service record of any  
18 person who shall be employed after the passage of this act and  
19 who shall have been employed by such city prior to the passage

1 of this act.

2 (b) If an employe shall have enlisted or shall have been  
3 drafted to serve in the Army or Navy of the United States in  
4 time of war, or shall have been drafted to serve in the Army or  
5 Navy of the United States in time of peace, such service in the  
6 Army or Navy of the United States shall be credited in full to  
7 the service record of such employe as service to such city of  
8 the second class.

9 (c) With the approval of council, all members of the pension  
10 fund who are contributors and who served in the armed forces of  
11 the United States subsequent to September 1, 1940, and who were  
12 not members of the pension fund prior to such military service,  
13 shall be entitled to have full service credit for each year or  
14 fraction thereof, not to exceed five years of such service upon  
15 their payment to the pension fund of an amount equal to that  
16 which they would have paid had they been members during the  
17 period for which they desire credit, and their payment to such  
18 fund of an additional amount as the equivalent of the  
19 contributions of the city plus any interest the city would have  
20 been required to pay on the contributions on account of such  
21 military service: Provided, That the member has three years of  
22 city service subsequent to such military service: Provided  
23 further, That he is not entitled to receive, eligible to receive  
24 now or in the future, or is receiving retirement benefits for  
25 such service under a retirement system administered and wholly  
26 or partially paid for by any other governmental agency.

27 Section 2. This act shall take effect immediately.