

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 133 Session of
1989

INTRODUCED BY RICHARDSON, MANDERINO, LINTON, KUKOVICH, EVANS,
FEE, ACOSTA, CARN, HARPER, HUGHES, OLIVER, PRESTON, ROBINSON,
ROEBUCK, BISHOP, WILLIAMS, THOMAS, McHALE, JAMES, PISTELLA,
TIGUE, BLAUM, KOSINSKI, CAWLEY, JOSEPHS, RITTER, TRICH,
LEVANSKY, COLAIZZO, FREEMAN, PRESSMANN AND COWELL,
JANUARY 25, 1989

REFERRED TO COMMITTEE ON FINANCE, JANUARY 25, 1989

AN ACT

1 Amending the act of February 1, 1974 (P.L.34, No.15), entitled
2 "An act creating a Pennsylvania Municipal Retirement System
3 for the payment of retirement allowances to officers,
4 employes, firemen and police of political subdivisions and
5 municipal authorities and of institutions supported and
6 maintained by political subdivisions and municipal government
7 associations and providing for the administration of the same
8 by a board composed of the State Treasurer and others
9 appointed by the Governor; imposing certain duties on the
10 Pennsylvania Municipal Retirement Board and the actuary
11 thereof; providing the procedure whereby political
12 subdivisions and municipal authorities may join such system,
13 and imposing certain liabilities and obligations on such
14 political subdivisions and municipal authorities in
15 connection therewith, and as to certain existing retirement
16 and pension systems, and upon officers, employes, firemen and
17 police of such political subdivisions, institutions supported
18 and maintained by political subdivisions, and upon municipal
19 authorities; providing for the continuation of certain
20 municipal retirement systems now administered by the
21 Commonwealth; providing certain exemptions from taxation,
22 execution, attachment, levy and sale and providing for the
23 repeal of certain related acts," further providing for
24 divestiture of investments with corporations doing business
25 in South Africa and Namibia.

26 The General Assembly of the Commonwealth of Pennsylvania
27 hereby enacts as follows:

1 Section 1. Section 110 of the act of February 1, 1974
2 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement
3 Law, amended May 17, 1980 (P.L.135, No.50), is amended to read:

4 Section 110. Management and Investment of Fund; Interest
5 Credits.--(a) The members of the board shall be trustees of the
6 fund, and shall have the exclusive management of said fund, with
7 full power to invest the moneys therein, subject to the terms,
8 conditions, limitations and restrictions imposed by law upon
9 fiduciaries. The said trustees shall have power to hold,
10 purchase, sell, assign, transfer and dispose of any securities
11 and investments in said fund, as well as the proceeds of such
12 investments, and of the money belonging to such fund.

13 (b) The board shall annually allow regular interest to the
14 credit on each contributor's account, municipal account, the
15 retired members reserve account and the total disability reserve
16 account. In addition, the board shall, after paying expenses,
17 annually allow such excess interest as each municipality deems
18 appropriate to the credit of the municipal accounts, member's
19 accounts, the member's excess investment accounts, retired
20 members reserve accounts and total disability reserve accounts.

21 (c) Notwithstanding any other provision of this act to the
22 contrary, the trustees shall sell, transfer, dispose of, and
23 otherwise divest themselves of any security or investment in
24 corporations or other businesses that have an involvement with
25 or do business with the African Countries of the Republic of
26 South Africa and Namibia.

27 Section 2. This act shall take effect immediately.