

THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL**  
**No. 1262** Session of  
1989

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INTRODUCED BY VAN HORNE AND MOWERY, APRIL 24, 1989

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REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, APRIL 24, 1989

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AN ACT

1 Amending the act of May 24, 1893 (P.L.129, No.82), entitled "An  
2 act to empower boroughs and cities to establish a police  
3 pension fund, to take property in trust therefor and  
4 regulating and providing for the regulation of the same,"  
5 further providing for the annual appropriation by cities.

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

8 Section 1. Section 1 of the act of May 24, 1893 (P.L.129,  
9 No.82), entitled "An act to empower boroughs and cities to  
10 establish a police pension fund, to take property in trust  
11 therefor and regulating and providing for the regulation of the  
12 same," amended May 31, 1984 (P.L.360, No.71), is amended to  
13 read:

14 Section 1. Be it enacted, &c., That the several cities of  
15 this Commonwealth, incorporated by general or special laws,  
16 shall establish by ordinance a police retirement fund to be  
17 maintained by an equal and proportionate monthly charge against  
18 each member of the police force which shall not exceed annually  
19 three and one-half per centum of the pay of such member and by

1 annual appropriations made by the city, which fund shall be  
2 under the direction of councils or committed to the direction of  
3 such officers of the city as may be designated by councils, and  
4 applied under such regulations as councils may by ordinance  
5 prescribe for the benefit of such members of the police force as  
6 shall receive honorable discharge therefrom by reason of age or  
7 disability and the families of such as may be injured or killed  
8 in the service, but such retirement allowances as shall be made  
9 to those who are retired by reason of the disabilities or age  
10 shall be in conformity with a uniform scale.

11 The annual appropriation made by the city each year shall be  
12 sufficient[, when added to the contributions made by members of  
13 the police force during such year and income from investments,  
14 to pay in full the retirement allowances payable during such  
15 year.] to meet the minimum obligation of the municipality with  
16 respect to the pension plan pursuant to the act of December 18,  
17 1984 (P.L.1005, No.205), known as the "Municipal Pension Plan  
18 Funding Standard and Recovery Act."

19 Such ordinance may prescribe a minimum period of continuous  
20 service, not less than twenty years and a minimum age of fifty  
21 years, after which members of the force shall be eligible for  
22 retirement from active duty and such members as are retired  
23 shall be subject to service from time to time as a police  
24 reserve until unfitted for such service, when they may be  
25 finally discharged by reason of age or disability.

26 Payments made under the provisions of this section shall not  
27 be a charge on any other fund in the treasury of the city or  
28 under its control save the police retirement fund herein  
29 provided for. The basis of the apportionment of the retirement  
30 allowance shall be determined by the rate of the monthly pay of

1 the member at the date of death, honorable discharge, or  
2 retirement, and shall not exceed in any year one-half the annual  
3 pay of such member computed at such monthly rate, unless the  
4 retirement allowance so determined is less than one hundred  
5 twenty-five dollars (\$125.00) per month, in which case the  
6 minimum retirement allowance of any member presently or  
7 hereafter entitled to a retirement allowance may be increased to  
8 one hundred twenty-five dollars (\$125.00) per month.

9 Section 2. This act shall take effect immediately.