

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1820 Session of
1991

INTRODUCED BY TIGUE, KUKOVICH, PESCI, ITKIN, JAROLIN, DALEY,
KRUSZEWSKI, BELARDI, STEELMAN, RICHARDSON AND PISTELLA,
JUNE 28, 1991

REFERRED TO COMMITTEE ON URBAN AFFAIRS, JUNE 28, 1991

AN ACT

1 Amending the act of June 23, 1931 (P.L.932, No.317), entitled
2 "An act relating to cities of the third class; and amending,
3 revising, and consolidating the law relating thereto,"
4 providing for vesting of retirement benefits by employees
5 other than public safety employees.

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

8 Section 1. The act of June 23, 1931 (P.L.932, No.317), known
9 as The Third Class City Code, reenacted and amended June 28,
10 1951 (P.L.662, No.164), is amended by adding a section to read:

11 Section 4343.2. Vested Benefit.--(a) The council may, by
12 ordinance, provide for a vested benefit. Under the provisions of
13 the benefit, an employe who has not satisfied the minimum age
14 and service requirements established in this subdivision, but
15 who has completed ten years of continuous service shall be
16 entitled to vest his retirement allowance subject the following
17 conditions:

18 (1) the employe must file with the pension board a written
19 notice of his intention to vest;

1 (2) the employee must include in the notice, the date the
2 employee intends to terminate his service as a city employee;

3 (3) the termination date shall be at least thirty days later
4 than the date of notice to vest;

5 (4) the employee must be in good standing with the city on
6 the date of notice to vest; and

7 (5) the pension board shall indicate on the notice to vest
8 the rate of the monthly salary or wages of the employee as of the
9 date of the notice to vest or the highest average annual salary
10 or wages which the employee received during any five years of
11 service preceding said date, whichever is the higher.

12 (b) Upon reaching the date which would have been the
13 employee's retirement date had the employee continued his
14 employment with the city, the employee shall notify the pension
15 board, in writing, that the employee desires to collect his
16 pension. The amount of the retirement allowance the employee
17 shall be entitled to receive under this section shall be
18 computed as follows:

19 (1) the initial determination of the employee's base
20 retirement allowance shall be computed on the salary or wages
21 indicated on the notice to vest; and

22 (2) the portion of the base retirement allowance due the
23 employee shall be determined by applying to the base amount the
24 percentage that the years of service actually rendered bears to
25 the years of service which would have been rendered had the
26 employee continued to be employed by the city until his minimum
27 retirement date.

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