

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 404 Session of 2005

INTRODUCED BY COSTA, MARCH 21, 2005

REFERRED TO FINANCE, MARCH 21, 2005

AN ACT

1 Amending the act of July 28, 1953 (P.L.723, No.230), entitled,  
2 as amended, "An act relating to counties of the second class  
3 and second class A; amending, revising, consolidating and  
4 changing the laws relating thereto," further providing for  
5 retirement allowances.

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

8 Section 1. Section 1710(h) of the act of July 28, 1953  
9 (P.L.723, No.230), known as the Second Class County Code,  
10 amended January 27, 1998 (P.L.1, No.1), is amended to read:

11 Section 1710. Employees Eligible for Retirement Allowances.--

12 \* \* \*

13 (h) (1) Option I. Any present or future county employee who  
14 has not reached sixty years of age, and who has to his or her  
15 credit a period of at least the minimum number of years of  
16 service specified in subsection (a) of this section but less  
17 than twenty years of service, shall upon application to the  
18 board be eligible to receive at age sixty years a retirement  
19 allowance computed on a service period of twenty years, which

1 shall equal one-twentieth of such amount as he or she may be  
2 eligible to receive in accordance with the provisions of  
3 subsection (a) of section 1712 for each year's service which  
4 such county employe may have to his or her credit during the  
5 aforesaid period of time. The time spent in the employ of the  
6 county or county institution district need not necessarily have  
7 been continuous.

8 (2) Option II. Any present or future county employe who has  
9 not reached sixty years of age, and who has to his or her credit  
10 a period of the minimum number of years of service specified in  
11 subsection (a) of this section but less than twenty years of  
12 service, shall upon application to the board be eligible to  
13 receive thereafter, a retirement computed on a service period of  
14 twenty years, which shall equal one-twentieth of such amount as  
15 he or she may be eligible to receive in accordance with the  
16 provisions of subsection (a) of section 1712 for each year's  
17 service which such county employe may have to his or her credit  
18 during the aforesaid period of time. Further, the above  
19 retirement allowance shall be subject to a reduction of one-half  
20 of one per centum for each month under the age of sixty years.  
21 In no event shall a retirement allowance be paid until the age  
22 of fifty-five years is attained. The time spent in the employ of  
23 the county or county institution district need not necessarily  
24 have been continuous. The aforesaid retirement allowance elected  
25 under Option I shall become null and void if said county or  
26 county institution district employe is reemployed prior to age  
27 sixty in accordance with the provisions of subsection (c) of  
28 section 1712.

29 (3) Option III. Any present or future county employe who  
30 has not reached sixty years of age, and who has to his or her

1 credit a period of at least twenty years of service shall upon  
2 application to the board be eligible to receive thereafter, a  
3 retirement computed on a service period of twenty years, which  
4 shall equal one-twentieth of such amount as he or she may be  
5 eligible to receive in accordance with the provisions of  
6 subsection (a) of section 1712 for each year's service which  
7 such county employe may have to his or her credit during the  
8 aforesaid period of time. Further, the above retirement  
9 allowance shall be subject to a reduction of one-half of one per  
10 centum for each month under the age of sixty years. In no event  
11 shall a retirement allowance be paid until the age of fifty-four  
12 years is attained. The time spent in the employ of the county or  
13 county institution district need not necessarily have been  
14 continuous. The aforesaid retirement allowance elected under  
15 Option I shall become null and void if said county or county  
16 institution district employe is reemployed prior to age sixty in  
17 accordance with the provisions of subsection (c) of section  
18 1712.

19 \* \* \*

20 Section 2. The amendment of section 1710(h) of the act shall  
21 be retroactive to January 1, 2006.

22 Section 3. The amendment of section 1710(h) of the act shall  
23 expire December 31, 2010.

24 Section 4. This act shall take effect January 1, 2005, or  
25 immediately, whichever is later.