

**SENATE APPROPRIATIONS COMMITTEE
FISCAL NOTE**

BILL NO. House Bill 89

PRINTER NO. 79

AMOUNT

No Fiscal Impact

FUND

General Fund

DATE INTRODUCED

January 21, 2015

PRIME SPONSOR

Representative Harper

DESCRIPTION AND PURPOSE OF BILL

House Bill 89 amends §3351 (Automatic retirement on age) of Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes to provide for an increase in the mandatory retirement age for judges and magisterial district judges, from the age of 70 to 75 years, in the event that a corresponding amendment is made to the Constitution of Pennsylvania.

A constitutional amendment must be passed by the General Assembly in two consecutive sessions and then approved by the voters of Pennsylvania via a referendum. During the 2013-2014 legislative session, a constitutional amendment was passed by the General Assembly and a bill (House Bill 90) has passed the House of Representatives during the current legislative session and is currently in the Senate Appropriations Committee.

This act shall take effect upon publication in the Pennsylvania Bulletin of the notice of adoption of an amendment to section 16(b) of Article V of the Constitution of Pennsylvania.

FISCAL IMPACT:

According to the Administrative Office of Pennsylvania Courts (AOPC), a nominal savings is projected with the enactment of this legislation, although the exact amount cannot be quantified at this time.

Additionally, the Public Employee Retirement Commission (PERC) has determined that enactment of this legislation will have no actuarial cost impact upon the State Employees' Retirement System.