

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2286 Session of
1978

INTRODUCED BY KATZ, APRIL 4, 1978

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 4, 1978

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, terminating benefits of elected
3 officials who commit certain crimes.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 71, act of November 25, 1970 (P.L.707,
7 No.230), known as the Pennsylvania Consolidated Statutes, is
8 amended by adding a section to read:

9 § 5312. Disqualification for benefits.

10 (a) Forfeiture of benefits.--Except as herein provided, an
11 elected officer of the Commonwealth shall forfeit all benefits
12 under this title if he is found guilty, or pleads no defense to
13 any of the following offenses involving his office:

14 (1) Offenses against public administration.

15 (2) Bribery and corrupt influence.

16 (3) Perjury and other falsification in official matters.

17 (4) Obstructing governmental operations.

18 (5) Abuse of office.

19 (6) Forgery and fraudulent practices.

1 (7) A Federal crime relating to their duties as an
2 officer of the Commonwealth.

3 (b) Return of contributions.--The contribution to the fund
4 made by a member whose benefits have been forfeited shall be
5 repaid to him together with statutory interest thereon.

6 (c) Time of forfeiture.--The benefits shall be forfeited
7 upon initial conviction or entry of a plea of guilty or no
8 defense and shall not be delayed because of appeals. If the
9 conviction is reversed, the member may be reinstated in the same
10 manner as other persons who return as members of the fund and
11 shall be entitled to benefits under Chapter 57 (relating to
12 benefits).

13 (d) Application.--Forfeiture of benefits shall apply to all
14 members of the fund regardless of when they joined the fund and
15 to all persons otherwise entitled to receive benefits or to
16 persons receiving benefits from the fund.

17 Section 2. This act shall take effect immediately.