

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1512

Session of
1979

INTRODUCED BY MESSRS. ITKIN, CESSAR, POTT, McVERRY, TADDONIO,
FISHER, ZORD, COWELL, GRABOWSKI, MICHLOVIC, KNEPPER, IRVIS,
MURPHY, SEVENTY, PISTELLA AND DUFFY, JUNE 18, 1979

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
NOVEMBER 29, 1979

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," redefining the term of
5 "county employe," and providing for members of the employe's
6 retirement system in certain cases.

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

9 Section 1. The definition of "county employe" in section
10 1701, act of July 28, 1953 (P.L.723, No.230), known as the
11 "Second Class County Code," amended December 10, 1970 (P.L.919,
12 No.291), is amended to read:

13 Section 1701. Definitions.--The following words and phrases
14 as used in this article shall be construed to have the following
15 meaning:

16 * * *

17 "County employe," any person employed by the county,
18 including all elected or appointed county officers, and
19 agricultural extension association, county institutions

1 district, county prison, any county correctional institution,
2 law library and county retirement board, employees whose
3 compensation is paid out of county funds, except employees
4 employed by any board of trustees of a community college of
5 which the county is a local sponsor pursuant to the act of
6 August 24, 1963 (P.L.1132, No.484), known as the "Community
7 College Act of 1963," as amended, county institution district
8 funds or county retirement system funds or any department
9 created by the office of the county commissioners, and any
10 person receiving compensation for accidental injuries in
11 accordance with the provisions of The Pennsylvania Workmen's
12 Compensation Act: Provided, That the injured county employe
13 during the period of his or her disability shall pay each month
14 a sum equal to the last monthly contribution paid into the
15 retirement fund when said county employe was in employment and
16 shall not include any participant in on-the-job training, work
17 experience or public service employment whose employment with
18 the county is funded in whole or in part by the Federal
19 "Comprehensive Employment and Training Act," as amended, unless
20 the retirement board has provided for the membership of such
21 participants in accordance with the provisions of section
22 1710.1. It shall not include any time spent by a county employe
23 on furlough or leave of absence without compensation, a person
24 reemployed as a county employe subsequent to the thirty-first
25 day of May, one thousand nine hundred fifty-three, in accordance
26 with the provisions of subsection (c) of section 1712, except
27 such county employees who may be in active military service in
28 accordance with the provisions of subsection (d) of section 1710
29 and former county employees whose monthly contributions are paid
30 into the retirement fund in accordance with the provisions of

1 section 1713. In all cases of doubt the board shall determine
2 who is an employe within the meaning of this article.

3 * * *

4 Section 2. The act is amended by adding a section to read:

5 Section 1710.1. Exclusion of Certain Persons.--A participant
6 in on-the-job training, work experience and public service
7 employment whose employment with the county is funded in whole
8 or in part by the Federal "Comprehensive Employment and Training
9 Act," as amended, shall not be or become a member of the
10 employees' retirement system as established and maintained under
11 Article XVII of this act unless provisions are approved and
12 implemented by the retirement board, in accordance with
13 regulations adopted pursuant to the "Comprehensive Employment
14 and Training Act," as amended, whereby all EMPLOYER costs of <—
15 providing for membership or service credits in the retirement
16 system attributable to CETA participation are payable from funds
17 provided under the "Comprehensive Employment and Training Act."

18 Section 3. This act shall take effect January 1, 1980.