
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1340 Session of
1982

INTRODUCED BY KUSSE, FEBRUARY 25, 1982

REFERRED TO LABOR AND INDUSTRY, FEBRUARY 25, 1982

AN ACT

1 Requiring withholdings from pension benefits of certain
2 employees receiving workmen's compensation benefits.

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

5 Section 1. The Commonwealth of Pennsylvania and its
6 political subdivisions which are subject to the act of June 2,
7 1915 (P.L.736, No.338), known as "The Pennsylvania Workmen's
8 Compensation Act," as public employers, shall make withholdings
9 from pension benefits to which their employees would otherwise
10 be entitled during the receipt by them of benefits pursuant to
11 the provisions of subsections (a) and (b) of section 306 of that
12 act. The amount of each withholding shall be equal to the
13 percentage of the contributions toward the entitlement of the
14 employee in the pension fund which has not been contributed by
15 the employee subject to the withholding.

16 Section 2. The amount of each withholding by a public
17 employer under this act shall be based on the percentage of the

1 employee's contributions to the pension plan as follows:

2 (1) Whenever the employee has made no contribution to
3 the pension plan it shall withhold up to the entire amount of
4 the pension payment.

5 (2) Whenever the employee has made 1% to 25% of the
6 contribution toward the pension plan shall withhold up to 75%
7 of the pension payment.

8 (3) Whenever the employee has made 26% to 50% of the
9 contribution toward the pension plan it shall withhold up to
10 50% of the pension payment.

11 (4) Whenever the employee has made over 50% of the
12 contribution toward the pension plan it shall not withhold
13 any part of the pension payment.

14 Section 3. All acts or parts of acts are repealed insofar as
15 they are inconsistent herewith.

16 Section 4. This act shall take effect in 60 days.