

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 892

Session of  
1983INTRODUCED BY CORMAN, STOUT, SHAFFER, RHOADES AND SINGEL,  
JUNE 27, 1983

AS AMENDED ON SECOND CONSIDERATION, OCTOBER 24, 1983

## AN ACT

1 Amending the act of May 31, 1974 (P.L.296, No.94), entitled "An  
2 act providing for the appointment, promotion, reduction in  
3 rank, suspension, furlough, discharge and reinstatement of  
4 deputy sheriffs in counties of the second class; extending  
5 civil service coverage to such deputies; and providing  
6 penalties," eliminating CERTAIN mandatory retirement. <—

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

9 Section 1. Section 11 of the act of May 31, 1974 (P.L.296,  
10 No.94), entitled "An act providing for the appointment,  
11 promotion, reduction in rank, suspension, furlough, discharge  
12 and reinstatement of deputy sheriffs in counties of the second  
13 class; extending civil service coverage to such deputies; and  
14 providing penalties," is amended to read:

15 Section 11. Reduction in Number of Deputy Sheriffs;  
16 Reinstatements.--If for reasons of economy or otherwise, it  
17 shall be deemed necessary by the sheriff of the county to reduce  
18 the number of deputy sheriffs then such reduction in numbers <—  
19 shall be made in the following manner: (i) if there are any

1 deputy sheriffs eligible for retirement under the terms of any  
2 retirement or pension system or law, then such reduction in  
3 numbers shall be made by retirement, if the party to be retired  
4 has served in the force of deputy sheriffs for a period of at  
5 least twenty-five years and [reached the age of fifty-five years <—  
6 or over] HIS AGE EXCEEDS THE MAXIMUM AGE AS DEFINED IN THE ACT <—  
7 OF OCTOBER 27, 1955 (P.L.744, NO.222), KNOWN AS THE  
8 "PENNSYLVANIA HUMAN RELATIONS ACT," (ii) if the number of deputy  
9 sheriffs eligible for retirement is insufficient to effect the  
10 reduction in numbers decided upon by the sheriff of the county,  
11 or if no retirement or pension system or law exists, or if there  
12 are no deputy sheriffs eligible for retirement or pension}, then <—  
13 the reduction shall be made by furloughing the last deputy  
14 sheriff including the probationers that have been appointed to  
15 the force and continue in numerical order until the reduction  
16 decided upon by the sheriff of the county has been affected. In  
17 any case where there has been more than one employe appointed at  
18 the same time then such furloughing shall be determined by the  
19 alphabetical order of the first letter of their surname. In the  
20 event the said force of deputy sheriffs shall again be increased  
21 in numbers then the employes furloughed shall be reinstated in  
22 the inverse order of that in which they were furloughed before  
23 any new appointments shall be made to the deputy sheriffs'  
24 force.

25 Section 2. This act shall take effect in 60 days.