

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL****No. 1219** Session of  
1991

INTRODUCED BY VAN HORNE AND HECKLER, APRIL 22, 1991

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, APRIL 22, 1991

## AN ACT

1 Amending the act of May 7, 1965 (P.L.48, No.38), entitled "A  
2 supplement to the act of May 28, 1915 (P.L.596, No.259),  
3 entitled 'An act requiring cities of the second class to  
4 establish a pension fund for employes of said cities, and  
5 regulating the administration and the payment of such  
6 pensions,' as to employes of second class A cities, reducing  
7 the number of years of employment to qualify for a pension;  
8 and increasing pension payments and contributions," further  
9 providing for contributions by members.

10 The General Assembly of the Commonwealth of Pennsylvania  
11 hereby enacts as follows:

12 Section 1. Section 3 of the act of May 7, 1965 (P.L.48,  
13 No.38), entitled "A supplement to the act of May 28, 1915  
14 (P.L.596, No.259), entitled 'An act requiring cities of the  
15 second class to establish a pension fund for employes of said  
16 cities, and regulating the administration and the payment of  
17 such pensions,' as to employes of second class A cities,  
18 reducing the number of years of employment to qualify for a  
19 pension; and increasing pension payments and contributions,"  
20 amended December 3, 1987 (P.L.409, No.84), is amended to read:

21 Section 3. [The] (a) Except to the extent that subsection

1 (c) of section 607 of the act of December 18, 1984 (P.L.1005,  
2 No.205, known as the "Municipal Pension Plan Funding Standard  
3 and Recovery Act," applies, the city employes and contributing  
4 members to the fund shall after the passage of this act pay unto  
5 the board of pensions monthly an amount equal to three per  
6 centum of their monthly salaries or wages, in no event, however,  
7 paying at a rate greater than the amount per month authorized by  
8 ordinance of the second class A city, which shall be applied to  
9 the purpose of this act. Payment of the monthly amount or  
10 contribution herein mentioned shall cease and be discontinued at  
11 the time the beneficiary receives the pension herein provided,  
12 except for contributions required to be made to complete a  
13 twenty-year period of contribution, as provided in subsections  
14 (a) and (b) of section 2 of this act.

15 (b) If for any cause an employe contributing to the pension  
16 fund shall cease to be an employe of any such city of the second  
17 class A before said employe becomes entitled to the pensions  
18 conferred by this act, the total amount of the contributions  
19 paid into the pension fund by such employe shall be refunded to  
20 him or her in full, without interest; provided, however, if any  
21 such employe shall have returned to him or her the amount  
22 contributed as aforesaid and shall afterward re-enter the employ  
23 of such city, said employe shall not be entitled to the pension  
24 designated until twenty years after said re-employment unless he  
25 or she shall return to the pension fund the amount withdrawn,  
26 plus interest, in which event the period of twenty years shall  
27 be computed from the time said employe first entered the service  
28 of said city.

29 (c) In the event of the death of any such employe before the  
30 said employe becomes entitled to the pension aforesaid, the said

1 total amount of contributions aforesaid shall be paid over to  
2 the estate of the said deceased employe or his or her designated  
3 beneficiary. In the event of the death of any employe collecting  
4 the pension aforesaid, the total amount of contributions over  
5 and above that paid to the deceased employe shall be paid over  
6 to the estate of the said deceased employe, or his or her  
7 designated beneficiary.

8 Section 2. This act shall take effect immediately.