

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 249 Session of
2003

INTRODUCED BY O'PAKE, KUKOVICH, MUSTO, SCHWARTZ, WOZNIAK, ORIE,
TARTAGLIONE, MOWERY, KITCHEN, LOGAN, STOUT, GREENLEAF,
BOSCOLA AND KASUNIC, FEBRUARY 7, 2003

REFERRED TO FINANCE, FEBRUARY 7, 2003

AN ACT

1 Amending the act of February 1, 1974 (P.L.34, No.15), entitled
2 "An act creating a Pennsylvania Municipal Retirement System
3 for the payment of retirement allowances to officers,
4 employes, firemen and police of political subdivisions and
5 municipal authorities and of institutions supported and
6 maintained by political subdivisions and municipal government
7 associations and providing for the administration of the same
8 by a board composed of the State Treasurer and others
9 appointed by the Governor; imposing certain duties on the
10 Pennsylvania Municipal Retirement Board and the actuary
11 thereof; providing the procedure whereby political
12 subdivisions and municipal authorities may join such system,
13 and imposing certain liabilities and obligations on such
14 political subdivisions and municipal authorities in
15 connection therewith, and as to certain existing retirement
16 and pension systems, and upon officers, employes, firemen and
17 police of such political subdivisions, institutions supported
18 and maintained by political subdivisions, and upon municipal
19 authorities; providing for the continuation of certain
20 municipal retirement systems now administered by the
21 Commonwealth; providing certain exemptions from taxation,
22 execution, attachment, levy and sale and providing for the
23 repeal of certain related acts," further providing for
24 disability retirement of police officers.

25 The General Assembly of the Commonwealth of Pennsylvania
26 hereby enacts as follows:

27 Section 1. Section 212(a) of the act of February 1, 1974
28 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement

1 Law, amended May 17, 1980 (P.L.135, No.50), is amended to read:

2 Section 212. Disability Retirement.--(a) After a
3 contributor has had ten or more years of total service, he may,
4 upon application or on the application of one acting in his
5 behalf, or upon application of a head of the department of the
6 municipality by which he is employed, be retired by the board on
7 a disability allowance if he is under superannuation retirement
8 age, and on a superannuation retirement allowance if he has
9 attained or passed such age, if the physician designated by the
10 board, after medical examination of the contributor made at the
11 place of residence of the contributor or at a place mutually
12 agreed upon, shall certify to the board that the contributor is
13 unable to engage in any gainful employment, or in the case of a
14 police officer that he is unable to perform the regular and
15 routine duties of that office, and that said contributor ought
16 to be retired. When the disability of a contributor is
17 determined to be service-connected, as defined in this act, no
18 minimum period of service shall be required for eligibility.
19 Application filing requirements shall be identical to those
20 outlined in subsection (a) of section 208.

21 * * *

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