

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 239 Session of  
2015

INTRODUCED BY GREINER, TOPPER, GROVE, GINGRICH, MURT, WHEELAND,  
A. HARRIS, EVERETT, KAUFFMAN, PYLE, GOODMAN, HELM, DIAMOND,  
ZIMMERMAN, HICKERNELL, MOUL, PHILLIPS-HILL, NESBIT AND RADER,  
JANUARY 28, 2015

AS REPORTED FROM COMMITTEE ON LOCAL GOVERNMENT, HOUSE OF  
REPRESENTATIVES, AS AMENDED, APRIL 1, 2015

## AN ACT

1 Amending the act of August 31, 1971 (P.L.398, No.96), entitled  
2 "An act providing for the creation, maintenance and operation  
3 of a county employes' retirement system, and imposing certain  
4 charges on counties and providing penalties," further  
5 providing for DEFINITIONS AND FOR supplemental benefits. <--

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

8 ~~Section 1. Section 30(b) of the act of August 31, 1971~~ <--  
9 ~~(P.L.398, No.96), known as the County Pension Law, amended July~~  
10 ~~18, 1986 (P.L.1410, No.126), is amended to read:~~

11 SECTION 1. SECTION 2 OF THE ACT OF AUGUST 31, 1971 (P.L.398, <--  
12 NO.96), KNOWN AS THE COUNTY PENSION LAW, IS AMENDED BY ADDING A  
13 DEFINITION TO READ:

14 SECTION 2. DEFINITIONS.--AS USED IN THIS ACT:

15 \* \* \*

16 (5.1) "COST-OF-LIVING INDEX" MEANS THE CONSUMER PRICE INDEX  
17 FOR ALL URBAN CONSUMERS (CPI-U) FOR THE PENNSYLVANIA, NEW

1 JERSEY, DELAWARE AND MARYLAND AREA.

2 \* \* \*

3 SECTION 2. SECTION 30(B) OF THE ACT, AMENDED JULY 18, 1986  
4 (P.L.1410, NO.126), IS AMENDED TO READ:

5 Section 30. Supplemental Benefits.--\* \* \*

6 (b) (1) The cost-of-living increase shall be reviewed at  
7 least once in every three years by the board which may adjust  
8 the CURRENT MONTHLY BENEFIT BY THE percentages in accordance <--  
9 with cost-of-living index at the time of review[.], PROVIDED <--  
10 THAT THE ADJUSTMENT NEED NOT BE CALCULATED RETROACTIVELY TO THE  
11 DATE OF THE PREVIOUS COST-OF-LIVING INCREASE APPROVED BY THE  
12 BOARD UNDER THIS SECTION AND NEED NOT APPLY THE COST-OF-LIVING  
13 INDEX CHANGE FOR EACH YEAR SINCE THE PREVIOUS COST-OF-LIVING  
14 INCREASE.

15 ~~(2) Nothing in this subsection shall be construed to require~~ ◀  
16 ~~the county commissioners or, in counties operating under a home-~~  
17 ~~rule charter or optional plan, the governing authority to adjust~~  
18 ~~the percentages retroactively to the date of the previous cost-~~  
19 ~~of living increase under this section.~~ BEFORE APPROVING ANY ◀  
20 COST-OF-LIVING ADJUSTMENT, THE BOARD SHALL HAVE AN ACTUARIAL  
21 NOTE PREPARED REGARDING THE PROPOSED ADJUSTMENT.

22 Section 2 3. This act shall take effect in 60 days. <--