
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1311 Session of
2020

INTRODUCED BY ARNOLD, MENSCH, PHILLIPS-HILL, PITTMAN AND
STEFANO, SEPTEMBER 18, 2020

REFERRED TO FINANCE, SEPTEMBER 18, 2020

AN ACT

1 Amending the act of July 8, 1978 (P.L.752, No.140), entitled "An
2 act providing for the forfeiture of the pensions of certain
3 public employees and authorizing the State or political
4 subdivision to garnish the pension benefits of certain public
5 officers and employees upon conviction of certain criminal
6 activity related to their office or position of employment,"
7 further providing for definitions and for disqualification
8 and forfeiture of benefits.

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

11 Section 1. Section 2 of the act of July 8, 1978 (P.L.752,
12 No.140), known as the Public Employee Pension Forfeiture Act, is
13 amended by adding a definition to read:

14 Section 2. Definitions.

15 The following words and phrases when used in this act shall
16 have, unless the context clearly indicates otherwise, the
17 meanings given to them in this section:

18 * * *

19 "Crime of moral turpitude." An offense set forth under the
20 following:

21 (1) 18 Pa.C.S. § 2501 (relating to criminal homicide).

1 (2) 18 Pa.C.S. § 2502 (relating to murder).

2 (3) 18 Pa.C.S. § 2503 (relating to voluntary manslaughter).

3 (4) 18 Pa.C.S. § 2506 (relating to drug delivery resulting
4 in death).

5 (5) 18 Pa.C.S. § 2507 (relating to criminal homicide of law
6 enforcement officer).

7 (6) 18 Pa.C.S. § 2603 (relating to criminal homicide of
8 unborn child).

9 (7) 18 Pa.C.S. § 2604 (relating to murder of unborn child).

10 (8) 18 Pa.C.S. § 2605 (relating to voluntary manslaughter of
11 unborn child).

12 (9) 18 Pa.C.S. § 2606 (relating to aggravated assault of
13 unborn child).

14 (10) 18 Pa.C.S. § 2901 (relating to kidnapping).

15 (11) An offense listed under 18 Pa.C.S. Ch. 31, Subch. B
16 (relating to definition of offenses related to sexual offenses).

17 (12) 18 Pa.C.S. § 6312 (relating to sexual abuse of
18 children).

19 (13) 18 Pa.C.S. § 6319 (relating to solicitation of minors
20 to traffic drugs).

21 * * *

22 Section 2. Section 3(a) of the act, amended March 28, 2019
23 (P.L.1, No.1), is amended to read:

24 Section 3. Disqualification and forfeiture of benefits.

25 (a) Notwithstanding any other provision of law, no public
26 official or public employee nor any beneficiary designated by
27 such public official or public employee shall be entitled to
28 receive any retirement or other benefit or payment of any kind
29 except a return of the contribution paid into any pension fund
30 without interest, if such public official or public employee is

1 found guilty of a crime:

2 (1) related to public office or public employment or pleads
3 guilty or nolo contendere to any crime related to public office
4 or public employment[.]; or

5 (2) of moral turpitude or pleads guilty or nolo contendere
6 to a crime of moral turpitude, which was committed during the
7 term of office or employment of the public official or public
8 employee.

9 * * *

10 Section 3. This act shall take effect in 60 days.