

LEGISLATURE OF PENNSYLVANIA.

FILE OF THE HOUSE OF REPRESENTATIVES.

No. **1178** Session of
1919.

INTRODUCED BY MR. MARCUS, APRIL 1, 1919.

REFERRED TO COMMITTEE ON MUNICIPAL CORPORATIONS,
APRIL 1, 1919.

AN ACT

To amend sections three and four of an act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred and ninety-six) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions"

1 Section 1 *Be it enacted by the Senate and House of Repre-*
2 *sentatives of the Commonwealth of Pennsylvania in General Assembly*
3 *met and it is hereby enacted by the authority of the same That*
4 section three of an act approved the twenty-eighth day
5 of May one thousand nine hundred and fifteen (Pamphlet
6 Laws five hundred and ninety-six) entitled "An act re-
7 quiring cities of the second class to establish a pension
8 fund for employes of said cities and regulating the ad-
9 ministration and the payment of such pensions" which
10 reads as follows

1 "Section 3 Every person now or hereafter employed
2 by the said cities as herein provided if any of the
3 age of sixty years and upwards who shall have been so
4 employed for a period of twenty years or more shall
5 upon application to the board of pensions herein created
6 be retired from service and shall during the remainder
7 of his or her life receive the pension or compensation
8 fixed by this act subject to such qualifications as are
9 herein contained" is hereby amended to read as follows

10 Section 3 Every person now or hereafter employed by
11 the said cities as herein provided if any of the age of
12 fifty years and upwards who shall have been so em-
13 ployed for a period of twenty years or more shall upon
14 application to the board of pensions herein created be
15 retired from service and shall during the remainder of
16 his or her life receive the pension or compensation fixed
17 by this act subject to such qualifications as are herein
18 contained

19 Section 2 That section four of said act which reads
20 as follows

21 "Section 4 During the lifetime of the said person he or
22 she shall be entitled to receive as a pension annually
23 from the fund set aside for the purpose fifty per centum
24 of the amount which would constitute the average annual
25 salary or wages which he or she received during the
26 last five years of his or her employment by the said
27 city Said pension to be paid in monthly payments Should
28 any person so employed after twenty years of service be
29 dismissed voluntarily retire or be in any manner deprived

1 of his or her position or employment before attaining the
2 age of sixty years upon continuing a monthly payment to
3 the fund equal to the last amount due and paid monthly
4 while in active service said person shall be entitled to the pen-
5 sion above mentioned notwithstanding he or she has not
6 attained the age of sixty years at the time of his or
7 her separation from the service of such city but said
8 pension shall not commence until he or she has attained
9 the age of sixty years. Should any employe however be-
10 come totally and permanently disabled after twenty years
11 of service and before attaining the age of sixty years
12 he or she shall be entitled to the said pension. Proof
13 of total and permanent disability shall consist of the
14 sworn statement of three practicing physicians designated
15 by the board that the employe is in a permanent con-
16 dition of health which would totally disable him or her
17 from performing the duties of his or her position or
18 office. The pension paid to any one employe shall not
19 exceed one hundred dollars per month" is hereby amended
20 to read as follows:

21 Section 4 During the lifetime of the said person he
22 or she shall be entitled to receive as a pension an-
23 nually from the fund set aside for the purpose fifty per
24 centum of the amount which would constitute the average
25 annual salary or wages which he or she received during
26 the last five years of his or her employment by the
27 said city. Said pension to be paid in monthly payments
28 Should any person so employed after twenty years of
29 service be dismissed voluntarily retire or be in any man-

1 ner deprived of his or her position of employment before
2 attaining the age of fifty-five years upon continuing a
3 monthly payment to the fund equal to the last amount
4 due and paid monthly while in active service said per-
5 son shall be entitled to the pension above mentioned
6 notwithstanding he or she has not attained the age of
7 fifty-five years at the time of his or her separation
8 from the service of such city but said pension shall not
9 commence until he or she has attained the age of fifty-
10 five years Should any employe however become totally and
11 permanently disabled after twenty years of service and be-
12 fore attaining the age of fifty-five years he or she shall
13 be entitled to the said pension Proof of total and per-
14 manent disability shall consist of the sworn statement of
15 three practicing physicians designated by the board that
16 the employe is in a permanent condition of health which
17 would totally disable him or her from performinug the
18 duties of his or her position or office The pension paid
19 to any one employe shall not exceed one hundred dol-
20 lars per month