

No. 463

AN ACT

Amending the act of June 1, 1959 (P. L. 392), entitled "An act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto," changing certain fiscal provisions to conform to the fiscal period, and changing provisions providing for contributions, and administrative expenses.

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

State Employes' Retirement Code of 1959.

Section 1. Subsection (1) of section 306 and subsection (3) of section 501, act of June 1, 1959 (P. L. 392), known as the State Employes' Retirement Code of 1959,' are amended to read:

Subsection (1), section 306, and subsection (3), section 501, act of June 1, 1959, P. L. 392, amended.

Section 306. Appropriation by Commonwealth.—

(1) The retirement board shall prepare and submit to the Budget Secretary on or before November 1 of each [even-numbered] year an itemized estimate of the amounts necessary to be appropriated by the Commonwealth out of the [Motor License and] General [Funds] *Fund and special operating funds* to the fund to complete the payment of said obligations of the Commonwealth accruing during the [biennium] *fiscal period* beginning [June] *July* 1 of the following year, and it shall be the duty of the General Assembly to make an appropriation sufficient to *provide for such obligations to the Commonwealth, and the amount so appropriated shall be included in the general appropriation bill and shall be paid by the State Treasurer through the Department of Revenue into the fund upon warrants of the Auditor General in accordance with requisitions presented by the retirement board.

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Section 501. State Employes' Retirement Board.—

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(3) The expenses of the administration of this act by the retirement board, exclusive of the payment of retirement allowances and of the other benefits provided for in this act, shall be paid by the Commonwealth by [biennial] *annual* appropriations [from the General Fund made] on the basis of estimates submitted by the retirement board. The members of the retirement board shall serve without compensation, but shall be reimbursed from the aforesaid appropriation for any necessary expenditures and no contributor shall suffer loss of salary or wages through serving on the retirement board.

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* "provided" in original.

Subsection (7), section 501, and clause (c) subsection (3), section 503 of the act, amended August 4, 1959, P. L. 621, further amended.

Section 2. Subsection (7) of section 501 and clause (c) of subsection (3) of section 503 of the act, amended August 4, 1959 (P. L. 621), are amended to read:

Section 501. State Employees' Retirement Board.—

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(7) The retirement board shall be deemed a departmental administrative board within the Department of State and shall be subject in all respects to the laws of the Commonwealth limiting the powers of departmental administrative boards with regard to the expenditure of money and prescribing the duties of departmental boards with reference to the making of financial reports, *furnishing of financial and budgetary information to the department with which it is connected and the making of [biennial] *annual* reports.

Section 503. Duties of the Retirement Board.—

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(3) In the years 1927 and 1930 and in every fifth year thereafter, the actuary of the retirement board shall make an actuarial investigation into the mortality and service experience of the contributors, annuitants and beneficiaries, as defined in this act, and shall make a valuation of the various accounts and on the basis of such investigation and valuation, the retirement board shall—

* * * * *

(c) Certify [biennially], *annually*, the amount of appropriation which shall be made by the Commonwealth and other agencies to the State Employees' Retirement Fund, which amount shall be based on estimates furnished by the actuary, and shall be credited to the proper accounts.

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Subsection (4), section 503 of the act, amended.

Section 3. Subsection (4) of section 503 of the act is amended to read:

Section 503. Duties of the Retirement Board.—

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(4) The retirement board shall prepare and submit to the Budget Secretary, on or before the first day of November of each [even-numbered] year, an itemized estimate of the amounts necessary to be appropriated [from the General Fund and the Motor License Fund] to complete the payments of the obligations of the Commonwealth during the fiscal [biennium] *period* beginning [June] *July* first of the following year.

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* "furnishings" in original.

Section 4. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 22nd day of August, A. D. 1961.

DAVID L. LAWRENCE

No. 464

AN ACT

Amending the act of June 24, 1937 (P. L. 2045), entitled, as amended, "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," prescribing liabilities for assistance with respect to medical assistance for the aged.

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

The Support Law.

Section 1. Section 3, act of June 24, 1937 (P. L. 2045), known as "The Support Law," amended May 23, 1945 (P. L. 864) and October 7, 1955 (P. L. 660), is amended to read:

Section 3, act of June 24, 1937, P. L. 2045, amended May 23, 1945, P. L. 864 and October 7, 1955, P. L. 660, further amended.

Section 3. Relatives Liable for the Support of Indigent Persons; Procedure to Enforce Support.—(a) The husband, wife, child, (except as hereinafter provided), father and mother of every indigent person, whether a public charge or not, shall, if of sufficient financial ability, care for and maintain, or financially assist, such indigent person at such rate as the court of the county, where such indigent person resides shall order or direct. No child shall be liable for the support of any parent who abandoned the child and persisted in the abandonment for a period of ten years during the child's minority. *In respect to medical assistance for the aged other than public nursing home care, as provided in the Public Assistance Law, the responsibility of the relative liable for support shall, during any twelve month period, be six times the excess of such relative's average monthly income over the amount required for the reasonable support of himself and other persons dependent upon him, or the cost of such medical assistance for the aged, whichever is less.*

Liability of relatives for support of indigent and procedures of enforcement.

(b) The courts shall have power to hear, determine and make orders and decrees in such cases upon the petition of such indigent person or of any other person or any public body or public agency having any interest in the care, maintenance or assistance of such indigent person.