

City of Philadelphia



(Bill No. 120915)

AN ORDINANCE

Amending Title 22 of The Philadelphia Code, entitled “Public Employees Retirement Code,” to provide an exception to membership in the Retirement System for participants in certain grant-funded programs, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 22 of The Philadelphia Code is hereby amended to read as follows:

TITLE 22. PUBLIC EMPLOYEES RETIREMENT CODE

* * *

CHAPTER 22-200. MEMBERSHIP

* * *

§ 22-201. Membership Upon Employment.

* * *

(2) Employees first hired on or after January 8, 1987. All employees who are hired, rehired, or first elected on or after January 8, 1987, shall be members of Plan A, Plan B, Plan L, or Plan Y of the Retirement System, except to the extent that they are afforded other options pursuant to § 22-203 (Membership After Reemployment) or are Police or Fire employees covered by subsection (3) or (5), or are municipal employees covered by subsection (4) or (5). Of these employees:

(a) All Municipal Employees are members of Plan Y which covers members of the Municipal Division New as soon as they are employed by the City, except the following:

* * *

(.3) *All persons who are grant program participants with respect to whom the payment of Retirement System contributions from federal or state grant funds would violate 20 C.F.R. § 641.565(b)(2)(iii)(A), or a similar provision. Such grant program participants are not members of the Retirement System, do not pay*

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contributions to the Retirement System for their service in the grant program, and do not accrue credit for service in the grant program.

SECTION 2. This Ordinance shall be effective immediately.

Explanation:

[Brackets] indicate matter deleted.

Italics indicate new matter added.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on December 13, 2012. The Bill was Signed by the Mayor on January 14, 2013.



Michael A. Decker
Chief Clerk of the City Council