

WEST WYOMING ORDINANCE NUMBER 5-2002

AMENDMENTS TO POLICE PENSION FUND BENEFITS PURSUANT TO ACT 30 OF 2002, AMENDING SEVERAL PROVISIONS OF ACT 600

AN ORDINANCE OF THE BOROUGH OF WEST WYOMING AMENDING THOSE SECTIONS AND ADDING AND MODIFYING BENEFITS AS PROVIDED IN ACT 30 OF 2002 FOR POLICE PENSION FUND

Whereas the West Wyoming Borough Police Pension Funds ordinance did not provide certain benefit provision that have become available under Act 30 of 2002 this ordinance addresses those provision that have not been previously covered in Police Pension Fund Ordinance;

Whereas the Borough is now desirous of amending its Police Pension Fund Ordinance to comply with the new Act 30 of 2002;

Now, therefore be it enacted and Ordained by the Borough Council of West Wyoming as follows:

Section I: Amendments to Benefits for Surviving Spouse and Surviving Children of Police Pension Benefits to Vested and/or Unvested Police Officers

Surviving spouse and children of a police officer eligible for a pension shall receive 50 % of the pension the police officer was receiving or would have been entitled to receive had he or she been retired upon his/her death.

To become eligible for survivors to receive pension benefits, the police officer must be vested; to become vested an officer must have twelve (12) years of service.

Upon the death of a police officer who has obtained eligibility to receive a pension, benefits shall be provided to the spouse of said police officer until his or her death; if the police officer has children, and the surviving spouse subsequently dies, surviving children of the police officer shall receive benefits up to age 23, if those children are attending college and taking a minimum of 7 credit hours per semester; otherwise children shall receive benefits up to age 18. Attending college shall mean that the children are registered at an accredited institution of higher learning and are carrying a minimum course load of seven credits per semester.

If a police officer was not vested, surviving spouse and /or surviving children are only entitled to the refund of the officer's contributions to the pension plan plus interest at the prevailing rate.

Surviving spouse and /or children must bring in death certificate and proof of survivorship and two forms of identification to commence receiving benefits.

Section 2: Amending Section to change provision that Disability Benefits are offset by Social Security Benefits

Service connected disability benefits listed in Ordinance Book #5, Page 59 , Section 1, paragraph 4, last sentence shall be changed to comply with Act 30 provisions and shall be amended as follows: The disability benefit herein provided for shall be offset or reduced by any social security disability benefits to which the uniformed employee may also be entitled to receive.

Section 3: Adding Killed in Service Benefit

If a police officer is killed while in service as an officer of West Wyoming Borough, qualifying surviving spouse and or surviving children as described in Section 1 of this ordinance shall receive a pension calculated at 100% of the officer's salary at the time of his death until said spouse dies and /or surviving children shall receive pension benefits until they attain the age of 23 if attending college and taking 7 credits or until they attain the age of 18.

Section 4:

The provision of this Ordinance are severable. If any part of this Ordinance is declared to be unconstitutional, illegal or invalid, the validity of the remaining provisions shall be unaffected thereby.

Section 5: Repealer

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 6:

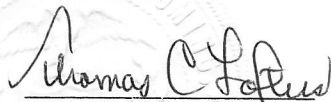
Nothing in this Ordinance shall be construed to modify any ordinance reducing or eliminating the requirement of police contributions to the Pension Fund.

Passed by West Wyoming Borough Council on 12th day of AUGUST, 2002 and signed
by the Mayor of the 14th day of AUGUST, 2002



President of Council

ATTEST:



Borough Secretary



Mayor