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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1323 Session of  
2013

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INTRODUCED BY BRIGGS, KORTZ AND SWANGER, MAY 6, 2013

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REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MAY 6, 2013

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AN ACT

1 Amending the act of December 18, 1984 (P.L.1005, No.205),  
2 entitled, as amended, "An act mandating actuarial funding  
3 standards for all municipal pension systems; establishing a  
4 recovery program for municipal pension systems determined to  
5 be financially distressed; providing for the distribution of  
6 the tax on the premiums of foreign fire insurance companies;  
7 and making repeals," further providing for definitions and  
8 for procurement of professional services contracts.

9 The General Assembly of the Commonwealth of Pennsylvania

10 hereby enacts as follows:

11 Section 1. The definition of "professional service contract"  
12 in section 701-A of the act of December 18, 1984 (P.L.1005,  
13 No.205), known as the Municipal Pension Plan Funding Standard  
14 and Recovery Act, added September 18, 2009 (P.L.396, No.44), is  
15 amended to read:

16 Section 701-A. Definitions.

17 The following words and phrases when used in this chapter  
18 shall have the meanings given to them in this section unless the  
19 context clearly indicates otherwise:

20 \* \* \*

21 "Professional services contract." A contract to which [the]

1 a municipal pension system having 100 or more active members is  
2 a party that is:

3 (1) for the purchase or provision of professional  
4 services, including investment services, legal services, real  
5 estate services and other consulting services; and

6 (2) not subject to a requirement that the lowest bid be  
7 accepted.

8 Section 2. Section 702-A(a) of the act, added September 18,  
9 2009 (P.L.396, No.44), is amended to read:

10 Section 702-A. Procurement for professional services contracts.

11 (a) Procedures.--Each municipal pension system having 100 or  
12 more active members, including the Pennsylvania Municipal  
13 Retirement System, shall develop procedures to select the most  
14 qualified person to enter into a professional services contract.  
15 The procedures shall ensure that the availability of a  
16 professional services contract is advertised to potential  
17 participants in a timely and efficient manner. Procedures shall  
18 include applications and disclosure forms to be used to submit a  
19 proposal for review and to receive the award of a professional  
20 services contract.

21 \* \* \*

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