

ORDINANCE NO. 621

An Ordinance of Hatfield Township, Montgomery County, Pennsylvania, amending the Code of Ordinances, entitled Police Pension Plan of Hatfield Township in order to comply with Act 600 of 1956, as amended by Act 51 of 2009, the Emergency and Law Enforcement Personnel Death Benefits Act, effective as provided in the amendment.

WHEREAS, Hatfield Township previously established the Police Pension of Hatfield Township; and

WHEREAS, Hatfield Township, in order to continue its compliance with Act 600 of 1956, as amended by Act 51 of 2009, desires to enact an amendment to the Plan;

NOW THEREFORE, be it ORDAINED by Hatfield Township that the attached amendment of the Police Pension Plan of Hatfield Township is enacted. Andrew S. Haines, Township Manager shall be the agent of the Employer who is authorized and directed to execute the attached amendment of the Plan.

ENACTED AND ORDAINED this 9th day of February 2011.

ATTEST:

HATFIELD TOWNSHIP

Andrew S. Haines, Manager

Scott Brown, President

**2009 COMPLIANCE AMENEMNT
TO THE
POLICE PENSION PLAN OF HATFIELD TOWNSHIP**

As authorized by Section 9.2 of the Police Pension Plan of Hatfield Township ("Plan") as amended and restated effective January 1, 2008, the employer, Hatfield Township, hereby amends the Plan to comply with Act 600 of 1956, as amended by Act 51 of 2009, the Emergency and Law Enforcement Personnel Death Benefits Act. This amendment shall be effective as provided herein. This amendment shall supersede the provisions of the Plan to the extent those providers are inconsistent with the provisions of this amendment. The employer hereby amends the Plan in the following manner.

FIRST: Repeal of Killed-in-Service Benefit

Section 4.2(a) and (b) are amended to remove the killed-in-service benefit. As amended,
Section 4.2(a) and (b) shall read as follows:

- (a) **Killed-in-Service Benefit** - Effective with respect to deaths occurring on or after October 9, 2009, the killed-in-service death benefit shall no longer be payable under this plan or by the employer. A deceased participant's surviving spouse or eligible child who is eligible to receive such benefit due to the qualifying death of the participation or after April 17, 2002 and prior to October 9, 2009 shall continue to receive the benefit as formerly awarded.
- (b) **Survivor Benefit** – If a retired or disabled participant who is receiving a pension benefit dies or if a participant dies after satisfying the requirements weather or not the previously terminated employment, the participant's surviving spouse or eligible child (if any and as further described in Section 4.1(c)) shall receive a benefit equal to 50% of the retirement benefit that the participant was receiving or would have been receiving if the participant had been retired on the date of death.

SECOND: Effective Date

This amendment is made effective as of October 9, 2009.

THIRD: Remaining Plan Provisions

All other provision of the Plan remain in full force and effect.

Executed this 26th day of January 2011 by the duly authorized agent of Hatfield Township.

Title:_____