

Retirement Board of Allegheny County

Act 44 Motion

Motion by Controller O'Connor, directing Retirement Board of Allegheny County Solicitor to update the Retirement Board of Allegheny County's policies regarding campaign contribution standards and requirements in accordance with the Pennsylvania Municipal Pension Plan Funding Standard and Recovery Act of 2009 Sec 7A:

WHEREAS the Commonwealth of Pennsylvania enacted the Municipal Pension Plan Funding Standard and Recovery Act, P.L. 396 (No. 2009-44), which contains best practices for use by professionals overseeing the Commonwealth's municipal pension systems, and

WHEREAS Chapter 7-A of Act 44 mandates practices regarding professional service contracts when a municipal pension system is a party as well as standards on conflicts of interest, political contributions, and disclosures, and

WHEREAS the Act specifically prohibits participation by any individual in a municipal pension system who has made a political contribution to an official or candidate in a municipal election for a period of two years since the contribution, excluding contributions made prior to the passage of the Act, and

WHEREAS the Act also prohibits any party to a professional services contract with a municipal pension system from having a direct financial, commercial, or business relationship with any official of a municipal pension system, or the municipality that controls the municipal pension system, unless the system consents in writing to the relationship following full disclosure, and

WHEREAS the Act further requires a series of disclosures to ensure the financial, business, and commercial relationships between professionals of municipal pension systems and entities with professional services contracts, if any, are compliant with applicable law, and

WHEREAS the Act additionally prohibits any party to a professional services contract with a municipal pension system from offering or conferring a gift exceeding a nominal value, including money, services, loans, travel, lodging, entertainment, discounts, or other item of value to any professional of a municipal pension system, and

WHEREAS the Act requires disclosure of political contributions made by a party to a professional services contract where the political contribution to an elected official, candidate, or political party for public office in the Commonwealth, exceeds \$500, and

WHEREAS the Act provides a series of associated disclosure requirements which are to be updated annually, and

WHEREAS the Retirement System of Allegheny County Statement of Investment Policy does not currently incorporate these best practices regarding political contribution standards as provided by Act 44, and

THEREFORE, the Retirement Board of Allegheny County moves to:

1. Direct the Retirement Board Solicitor to adopt the campaign contribution standards and requirements of the Municipal Pension Plan Funding Standard and Recovery Act of 2009, and
2. Present all policy and practices changes of the Board's Statement of Investment Policy for approval by the Retirement Board of Allegheny County by April 2023.