

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2109 Session of
1981

INTRODUCED BY LIVENGOOD AND GALLAGHER, DECEMBER 8, 1981

REFERRED TO COMMITTEE ON EDUCATION, DECEMBER 8, 1981

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," removing restrictions on retirement
6 credits for leaves of absence for elective public offices.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Section 1182, act of March 10, 1949 (P.L.30,
10 No.14), known as the "Public School Code of 1949," added
11 February 8, 1980 (P.L.3, No.2), is amended to read:

12 Section 1182. Leave for Elective Public Office.--Any full-
13 time employe of a school entity who has been an employe for at
14 least five (5) years and who has been elected to public office
15 as a county official in any county of this Commonwealth, shall
16 be entitled to a leave of absence for the first four (4) years
17 of the elected period of service: Provided, however, That such
18 leave of absence shall be without pay. Any employe qualifying
19 for and desiring leave for elective public office shall file a

1 written statement declaring the employee's intent to take a leave
2 of absence together with a copy of the employee's official
3 certification of election with the secretary of the school
4 entity. Certification of election shall be recorded in the
5 school board minutes at the next regular meeting of the board of
6 directors. [No] Any employee on such leave of absence shall be
7 eligible for retirement credit or for the purchase of retirement
8 credit [at any future date for time spent on leave of absence]
9 pursuant to 24 Pa.C.S. § 8302(b) (relating to credited school
10 service). Should the employee decide to return to full-time
11 employment with the school entity at the conclusion of the leave
12 of absence, the employee shall be entitled to a position similar
13 to that which the employee held prior to the leave of absence.
14 Nothing in this section shall prohibit a board of school
15 directors from granting a leave of absence, at its discretion,
16 to any employee who has been elected to any public office other
17 than as a county official.

18 Section 2. This act shall take effect immediately and shall
19 be retroactive to February 1, 1980.