

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 870

Session of  
1983

---

INTRODUCED BY RUDY AND HERMAN, APRIL 27, 1983

---

---

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 27, 1983

---

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania  
2 Consolidated Statutes, changing a definition.

3 The General Assembly of the Commonwealth of Pennsylvania  
4 hereby enacts as follows:

5 Section 1. The definition of "State employee" in section  
6 5102 of Title 71 of the Pennsylvania Consolidated Statutes,  
7 amended November 26, 1982 (P.L.748, No.204) and December 14,  
8 1982 (P.L.1249, No.284), is amended to read:

9 § 5102. Definitions.

10 The following words and phrases as used in this part, unless  
11 a different meaning is plainly required by the context, shall  
12 have the following meanings:

13 \* \* \*

14 "State employee." Any person holding a State office or  
15 position under the Commonwealth, employed by the State  
16 Government of the Commonwealth, in any capacity whatsoever,  
17 except an independent contractor or any person compensated on a

1 fee basis, and shall include members of the General Assembly,  
2 and any officer or employee of the following:

3 [(1) the Department of Education, State-owned  
4 educational institutions, community colleges, and The  
5 Pennsylvania State University, except an employee paid wholly  
6 from Federal funds;]

7 (1) (i) The Department of Education.

8 (ii) State-owned educational institutions.

9 (iii) Community colleges.

10 (iv) The Pennsylvania State University, except an  
11 employee in the College of Agriculture who is paid wholly  
12 from Federal funds or an employee who is participating in  
13 the Federal Civil Service Retirement System. The  
14 university shall be totally responsible for all employer  
15 contributions under section 5507 (relating to  
16 contributions by the Commonwealth and other employers).

17 (2) [the] The Pennsylvania Turnpike Commission, the  
18 Delaware River Port Authority, the Port Authority Transit  
19 Corporation, the Delaware River Joint Toll Bridge Commission,  
20 the State Public School Building Authority, The General State  
21 Authority, the State Highway and Bridge Authority, the  
22 Delaware Valley Regional Planning Commission, the Interstate  
23 Commission of the Delaware River Basin, and the Susquehanna  
24 River Basin Commission any time subsequent to its creation,  
25 provided the commission or authority agrees to contribute and  
26 does contribute to the fund, from time to time, the moneys  
27 required to build up the reserves necessary for the payment  
28 of the annuities of such officers and employees without any  
29 liability on the part of the Commonwealth to make  
30 appropriations for such purposes, and provided in the case of

1 employees of the Interstate Commission of the Delaware River  
2 Basin, that the employee shall have been a member of the  
3 system for at least ten years prior to January 1, 1963[; or].

4 (3) [any] Any separate independent public corporation  
5 created by statute, not including any municipal or quasi-  
6 municipal corporation, so long as he remains an officer or  
7 employee of such public corporation, and provided that such  
8 officer or employee of such public corporation was an  
9 employee of the Commonwealth immediately prior to his  
10 employment by such corporation, and further provided such  
11 public corporation shall agree to contribute and contributes  
12 to the fund, from time to time, the moneys required to build  
13 up the reserves necessary for the payment of the annuities of  
14 such officers and employees without any liability on the part  
15 of the Commonwealth to make appropriations for such purposes.

16 \* \* \*

17 Section 2. This act shall take effect in 60 days.