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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL**  
**No. 1748** Session of  
1987

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INTRODUCED BY WILSON, SEPTEMBER 30, 1987

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, SEPTEMBER 30, 1987

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AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania  
2 Consolidated Statutes, providing for the recomputation of  
3 annuities in certain cases relating to decedent survivor  
4 annuitants.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 5907(j) of Title 71 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 5907. Rights and duties of State employees and members.

10 \* \* \*

11 (j) Nomination of beneficiary or survivor annuitant.--A  
12 member who is eligible and elects to receive a reduced annuity  
13 under Option 1, 2, 3, or 4, shall nominate a beneficiary or a  
14 survivor annuitant, as the case may be, by written designation  
15 filed with the board at the time of his retirement. A member who  
16 has elected Option 1 may change his designated beneficiary at  
17 any time. A member having designated a survivor annuitant at the  
18 time of retirement shall not be permitted to nominate a new

1 survivor annuitant unless such survivor annuitant predeceases  
2 him or unless the member is awarded a divorce or becomes married  
3 subsequent to the election of the option. In such cases, the  
4 annuitant shall have the right to reelect an option and to  
5 nominate a beneficiary or a new survivor annuitant and to have  
6 his annuity recomputed to be actuarially equivalent as of the  
7 date of recomputation to the annuity in effect immediately prior  
8 to the recomputation. In a case where a survivor annuitant  
9 predeceases a member, the member shall have the right to have  
10 his annuity recomputed to an amount he would have received had  
11 he not designated a survivor annuitant. This recomputation shall  
12 date from the time his application for such recomputation is  
13 received by the board. In no other case shall a benefit plan be  
14 changed by an annuitant.

15 \* \* \*

16 Section 2. This act shall take effect immediately.