

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 124

Session of
1983

INTRODUCED BY GALLAGHER, BURNS, J. L. WRIGHT, E. Z. TAYLOR AND
MICOZZIE, FEBRUARY 1, 1983

AS RE-REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF
REPRESENTATIVES, AS AMENDED, NOVEMBER 14, 1983

AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated
2 Statutes, providing an additional limitation on creditable
3 nonschool service.

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

6 Section 1. Section 8304(a) of Title 24 of the Pennsylvania
7 Consolidated Statutes is amended and subsection (b) is amended
8 by adding a paragraph to read:

9 § 8304. Creditable nonschool service.

10 (a) Eligibility.--An active member or a multiple service
11 member who is an active member of the State Employees'
12 Retirement System shall be eligible to receive Class T-C service
13 credit for creditable nonschool service as set forth in
14 subsection (b) provided that he is not [entitled to receive, <—
15 eligible to receive now or in the future, or is] CURRENTLY <—
16 VESTED OR receiving retirement benefits for such service under a
17 retirement system administered and wholly or partially paid for

1 by any other governmental agency or by any private employer, or
2 a retirement program approved by the employer in accordance with
3 section 8301(a)(1) (relating to mandatory and optional
4 membership), and further provided that such service is certified
5 by the previous employer and the manner of payment of the amount
6 due is agreed upon by the member, the employer, and the board.
7 However, an active member who is not actually receiving benefits
8 from a retirement system of another state may divest himself of
9 his entitlement or eligibility for future benefits in that
10 system in order to receive creditable nonschool service credit
11 under subsection (b)(3). The divestiture shall be certified to
12 the board by the out-of-state system before the member applies
13 for the creditable nonschool service credit.

14 (b) Limitations on nonschool service.--Creditable nonschool
15 service credit shall be limited to:

16 * * *

17 (6) Previous service in an accredited Pennsylvania
18 nonpublic elementary or secondary school or institution of
19 higher education if the member was entitled to a provisional
20 or permanent professional certificate to teach in the public
21 schools of this Commonwealth at the time the service was
22 rendered. For every three years or major fraction thereof in
23 previous work experience, an individual can buy one year of
24 creditable service, not to exceed a total of five years. The
25 purchase of this service shall begin within three years of
26 the employee's eligibility to purchase this creditable
27 service. The Department of Education may charge an applicant
28 a fee necessary to cover administrative costs incurred in
29 verifying the applicant's eligibility for certification.

30 * * *

1 Section 2. Section 8324 of Title 24 is amended by adding a
2 subsection to read:

3 § 8324. Contributions for purchase of credit for creditable
4 nonschool service.

5 * * *

6 (e) Creditable work experience.--Contributions on account of
7 T-C credit for creditable work experience DESCRIBED IN SECTION <—
8 8304(B)(6) (RELATING TO CREDITABLE NONSCHOOL SERVICE) shall be
9 the present value of the full actuarial cost of the increase in
10 the projected superannuation annuity caused by the additional
11 service credited on account of the purchase of creditable work
12 experience. The amount paid for the purchase of credit for
13 creditable work experience UNDER SECTION 8304(B)(6) shall not be <—
14 payable as a lump sum under section 8345(a)(4)(iii) (relating to
15 member's options). ~~Any individual eligible to receive an~~ <—
16 annuity, excluding an annuity received under the Federal Social
17 Security Act of 1936, as amended (42 U.S.C. § 301 et. seq.), in
18 another pension system, other than a military pension system,
19 shall not be eligible to purchase this service.

20 Section 3. This act shall take effect in 60 days.