

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1137 Session of
1985

INTRODUCED BY CAWLEY, BELARDI AND OLIVER, MAY 1, 1985

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 1, 1985

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, adding provisions relating to credited
3 service as a retirement incentive.

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

6 Section 1. Section 5302 of Title 71 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 5302. Credited State service.

9 * * *

10 (d) Credited service as retirement incentive.--
11 Notwithstanding any provisions of this title to the contrary,
12 for the period only of June 30, 1985, through September 30,
13 1985, any active member having at least ten eligibility points
14 who has attained age 55 and, upon termination of service, has
15 filed with the board an application for retirement shall be
16 credited with an additional three years of Class A service. This
17 subsection shall not apply in the case of judges or justices,
18 legislators or other elected officials.

1 Section 2. Section 5706(a) of Title 71 is amended to read:

2 § 5706. Termination of annuities.

3 (a) General rule.--If the annuitant returns to State service
4 or enters school service and elects multiple service membership,
5 any annuity payable to him under this part shall cease and in
6 the case of an annuity other than a disability annuity the
7 present value of such annuity, adjusted for full coverage in the
8 case of a joint coverage member who makes the appropriate back
9 contributions for full coverage, shall be frozen as of the date
10 such annuity ceases. An annuitant who is credited with an
11 additional three years of Class A service as provided in section
12 5302(d) (relating to credited service as retirement incentive)
13 and who returns to State service shall forfeit such credited
14 service and shall have his frozen present value adjusted
15 accordingly. In the event that the cost-of-living increase
16 enacted December 18, 1979 occurred during the period of such
17 State or school employment, the frozen present value shall be
18 increased, on or after the member attains superannuation age, by
19 the percent applicable had he not returned to service. This
20 subsection shall not apply in the case of any annuitant who may
21 render services to the Commonwealth in the capacity of an
22 independent contractor or as a member of an independent board or
23 commission or as a member of a departmental administrative or
24 advisory board or commission when such members of independent or
25 departmental boards or commissions are compensated on a per diem
26 basis for not more than 100 days per calendar year.

27 * * *

28 Section 3. This act shall take effect immediately.