

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 59

Session of
1997

INTRODUCED BY LLOYD, JAROLIN, OLASZ, ITKIN, PISTELLA, B. SMITH,
STABACK, SCHULER, JAMES, McCALL, BOSCOLA, CURRY, RAMOS,
MIHALICH, ROBINSON, JOSEPHS AND CAPPABIANCA, JANUARY 28, 1997

REFERRED TO COMMITTEE ON EDUCATION, JANUARY 28, 1997

AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated
2 Statutes, revising provisions regarding creditable nonschool
3 service for mandatory maternity leaves of absence.

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

6 Section 1. Section 8304(b) of Title 24 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 8304. Creditable nonschool service.

9 * * *

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

12 (1) Intervening military service.

13 (2) Military service other than intervening military
14 service and activated military service not exceeding five
15 years provided that a member with multiple service may not
16 purchase more than a total of five years of military service
17 in both the system and the State Employees' Retirement
18 System.

1 (3) Service in any public school or public educational
2 institution in any state other than this Commonwealth or in
3 any territory or area under the jurisdiction of the United
4 States. This paragraph includes service, prior to July 1,
5 1965, at a community college established under the act of
6 August 24, 1963 (P.L.1132, No.484), known as the Community
7 College Act of 1963.

8 (4) Service as an administrator, teacher, or instructor
9 in the field of public school education for any agency or
10 department of the government of the United States whether or
11 not such area was under the jurisdiction of the United
12 States.

13 (5) Previous service as an employee of a county board of
14 school directors which employment was terminated because of
15 the transfer of the administration of such service or of the
16 entire agency to a governmental entity.

17 (6) Previous service as a county employee as a nurse.
18 For every three years or major fraction thereof in previous
19 work experience, an individual may buy one year of creditable
20 service, not to exceed a total of five years. The purchase of
21 this service shall begin within three years of the employee's
22 eligibility to purchase this creditable service.

23 (7) (i) Service for the period of time spent on a
24 maternity leave of absence required by the employer,
25 which creditable service shall not exceed two years per
26 leave and shall be applicable only to a maternity leave
27 which was mandatory prior to May 17, 1975. The purchase
28 of this service shall begin within one year of the
29 employee's eligibility to purchase [this] the creditable
30 service[.] under this subparagraph as originally enacted

1 by the amendatory act of August 5, 1991 (P.L.183, No.23).

2 (ii) Service for the period of time spent on a
3 maternity leave of absence required by the employer,
4 which creditable service shall not exceed two years per
5 leave and shall be applicable only to a maternity leave
6 that was mandatory and began after May 16, 1975, and
7 prior to November 1, 1978. The purchase of this service
8 shall begin within one year of the employee's eligibility
9 to purchase the creditable service under this
10 subparagraph.

11 (8) Service in the Cadet Nurse Corps with respect to any
12 period of training as a student or graduate nurse under a
13 plan approved under section 2 of the act of June 15, 1943
14 (Public Law 78-73, 57 Stat. 153), if the total period of
15 training under the plan was at least two years, the credit
16 for such service not to exceed three years.

17 * * *

18 Section 2. This act shall take effect in 90 days.