

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 898 Session of  
2007

INTRODUCED BY GREENLEAF, CORMAN, BOSCOLA, ORIE, ERICKSON,  
PICCOLA, LOGAN, RAFFERTY, WASHINGTON, ROBBINS AND REGOLA,  
MAY 22, 2007

REFERRED TO FINANCE, MAY 22, 2007

AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated  
2 Statutes, defining "nonpublic school"; and further providing  
3 for creditable nonschool service and for creditable work  
4 experience.

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

7 Section 1. Section 8102 of Title 24 of the Pennsylvania  
8 Consolidated Statutes is amended by adding a definition to read:  
9 § 8102. Definitions.

10 The following words and phrases when used in this part shall  
11 have, unless the context clearly indicates otherwise, the  
12 meanings given to them in this section:

13 \* \* \*

14 "Nonpublic school." Any nonprofit school, other than a  
15 public school of this Commonwealth, in which a resident of this  
16 Commonwealth may legally fulfill the compulsory school  
17 attendance requirements and which meets the requirements of  
18 Title VI of the Civil Rights Act of 1964 (Public Law 88-352, 78

1 Stat. 241).

2 \* \* \*

3 Section 2. Section 8304(b) of Title 24 is amended by adding  
4 paragraphs to read:

5 § 8304. Creditable nonschool service.

6 \* \* \*

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

9 \* \* \*

10 (9) Previous service as a school employee, teacher or  
11 instructor in a nonpublic school, if the member was entitled  
12 to a provisional or professional certificate to teach in the  
13 public schools of this Commonwealth at the time this service  
14 was rendered. For every one year in previous work experience,  
15 an individual may buy one year of creditable service, not to  
16 exceed a total of five years. The purchase of this service  
17 shall begin within three years of the employee's eligibility  
18 to purchase this creditable service. The department may  
19 charge an applicant a fee necessary to cover administrative  
20 costs incurred in verifying the applicant's eligibility for  
21 certification.

22 (10) Previous service as a school teacher or instructor  
23 of special education classes in a nonpublic school, if the  
24 member was entitled to a provisional or professional  
25 certificate to teach in the public schools of this  
26 Commonwealth at the time this service was rendered. For every  
27 one year in previous work experience, an individual may buy  
28 one year of creditable service, not to exceed a total of five  
29 years. The purchase of this service shall begin within three  
30 years of the employee's eligibility to purchase this

1 creditable service. The department may charge an applicant a  
2 fee necessary to cover administrative costs incurred in  
3 verifying the applicant's eligibility for certification.

4 \* \* \*

5 Section 3. Section 8324(e) of Title 24 is amended to read:

6 § 8324. Contributions for purchase of credit for creditable  
7 nonschool service.

8 \* \* \*

9 (e) Creditable work experience.--

10 (1) Contributions on account of T-C credit for  
11 creditable work experience pursuant to section 8304(b)(6)  
12 shall be the present value of the full actuarial cost of the  
13 increase in the projected superannuation annuity caused by  
14 the additional service credited on account of the purchase of  
15 creditable work experience. [The amount paid for the purchase  
16 of credit for creditable work experience shall not be payable  
17 as a lump sum under section 8345(a)(4)(iii) (relating to  
18 member's options).] Any individual eligible to receive an  
19 annuity, excluding an annuity received under the Federal  
20 Social Security Act (42 U.S.C. § 301 et seq.), in another  
21 pension system, other than a military pension system, shall  
22 not be eligible to purchase this service.

23 (2) Contributions on account of T-C credit for  
24 creditable work experience pursuant to section 8304(b)(9)  
25 shall be the present value of the full actuarial cost of the  
26 increase in the projected superannuation annuity caused by  
27 the additional service credited on account of the purchase of  
28 creditable work experience. The full actuarial cost shall be  
29 determined by utilizing the actuarial methodology and  
30 assumptions utilized by the consulting actuary of the system

1 in preparing the most recent annual actuarial valuation of  
2 the system. The purchase payment shall be made in lump sum by  
3 the member within 30 days of certification by the board of  
4 the required purchase amount. Any individual eligible to  
5 receive an annuity, excluding an annuity received under the  
6 Social Security Act, in another pension system, other than a  
7 military pension system, shall not be eligible to purchase  
8 this service.

9 (3) Contributions on account of T-C credit for  
10 creditable work experience pursuant to section 8304(b)(10)  
11 shall be the present value of the full actuarial cost of the  
12 increase in the projected superannuation annuity caused by  
13 the additional service credited on account of the purchase of  
14 creditable work experience. The full actuarial cost shall be  
15 determined by utilizing the actuarial methodology and  
16 assumptions utilized by the consulting actuary of the system  
17 in preparing the most recent annual actuarial valuation of  
18 the system. The purchase payment shall be made in lump sum by  
19 the member within 30 days of certification by the board of  
20 the required purchase amount. Any individual eligible to  
21 receive an annuity, excluding an annuity received under the  
22 Social Security Act, in another pension system, other than a  
23 military pension system, shall not be eligible to purchase  
24 this service.

25 (4) The amount paid for the purchase of service under  
26 paragraphs (1) and (2) shall not be payable as a lump sum  
27 under section 8345(a)(4)(iii) (relating to member's options).

28 \* \* \*

29 Section 4. This act shall take effect in 60 days.