

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 353

Session of
1981

INTRODUCED BY E. Z. TAYLOR, PITTS, E. H. SMITH AND VROON,
FEBRUARY 2, 1981

REFERRED TO COMMITTEE ON STATE GOVERNMENT, FEBRUARY 2, 1981

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, excluding certain persons from the
3 definition of "State employee."

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

6 Section 1. The definition of "State employee" in section
7 5102 of Title 71, act of November 25, 1970 (P.L.707, No.230),
8 known as the Pennsylvania Consolidated Statutes, is amended to
9 read:

10 § 5102. Definitions.

11 The following words and phrases as used in this part, unless
12 a different meaning is plainly required by the context, shall
13 have the following meanings:

14 * * *

15 "State employee." Any person holding a State office or
16 position under the Commonwealth, employed by the State
17 Government of the Commonwealth, in any capacity whatsoever,
18 except an independent contractor or any person compensated on a

1 fee basis, and shall include members of the General Assembly,
2 and any officer or employee of the following:

3 (1) the Department of Education, State-owned educational
4 institutions, community colleges, and The Pennsylvania State
5 University, except an employee paid wholly from Federal
6 funds;

7 (2) the Pennsylvania Turnpike Commission, the Delaware
8 River Port Authority, the Port Authority Transit Corporation,
9 the Delaware River Joint Toll Bridge Commission, the State
10 Public School Building Authority, The General State
11 Authority, the State Highway and Bridge Authority, the
12 Delaware Valley Regional Planning Commission, the Interstate
13 Commission of the Delaware River Basin, and the Susquehanna
14 River Basin Commission any time subsequent to its creation,
15 provided the commission or authority agrees to contribute and
16 does contribute to the fund, from time to time, the moneys
17 required to build up the reserves necessary for the payment
18 of the annuities of such officers and employees without any
19 liability on the part of the Commonwealth to make
20 appropriations for such purposes, and provided in the case of
21 employees of the Interstate Commission of the Delaware River
22 Basin, that the employee shall have been a member of the
23 system for at least ten years prior to January 1, 1963; or

24 (3) any separate independent public corporation created
25 by statute, not including any municipal or quasi-municipal
26 corporation, so long as he remains an officer or employee of
27 such public corporation, and provided that such officer or
28 employee of such public corporation was an employee of the
29 Commonwealth immediately prior to his employment by such
30 corporation, and further provided such public corporation

1 shall agree to contribute and contributes to the fund, from
2 time to time, the moneys required to build up the reserves
3 necessary for the payment of the annuities of such officers
4 and employees without any liability on the part of the
5 Commonwealth to make appropriations for such purposes[; or

6 (4) any single county department of health or any joint
7 county department of health created under the Local Health
8 Administration Law, act of August 24, 1951 (P.L.1304, No.
9 315)].

10 * * *

11 Section 2. This act shall take effect immediately but shall
12 only apply to those persons who begin employment with a single
13 or joint county department of health after the effective date of
14 this amendatory act.