
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 854 Session of
1989

INTRODUCED BY KOSINSKI, BELFANTI, MRKONIC, COHEN, MORRIS,
KUKOVICH, CALTAGIRONE, TRELLO, TIGUE, STABACK, KASUNIC,
HAYDEN, CAWLEY, PISTELLA, COLAFELLA, JOSEPHS, BATTISTO, VEON,
HALUSKA, BILLOW, JAMES, BELARDI, RICHARDSON, CORRIGAN,
J. TAYLOR, JOHNSON, GODSHALL, KENNEY, BUNT, REBER, SERAFINI,
WOGAN, FOX AND PHILLIPS, APRIL 3, 1989

REFERRED TO COMMITTEE ON MILITARY AND VETERANS AFFAIRS,
APRIL 3, 1989

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, further providing for creditable
3 nonstate service.

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

6 Section 1. Section 5304(a) and (b) of Title 71 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 5304. Creditable nonstate service.

9 (a) Eligibility.--An active member, an annuitant or a
10 multiple service member who is a school employee and an active
11 member or annuitant of the Public School Employees' Retirement
12 System shall be eligible for Class A service credit for
13 creditable nonstate service as set forth in subsections (b) and
14 (c) except that intervening military service shall be credited
15 in the class of service for which the member was eligible at the
16 time of entering into military service and for which he makes

1 the required contributions.

2 (b) Limitations on eligibility.--An active member, an
3 annuitant or a multiple service member who is a school employee
4 and an active member or annuitant of the Public School
5 Employees' Retirement System shall be eligible to receive credit
6 for nonstate service provided that he does not have credit for
7 such service in the school system [and is not entitled to
8 receive, eligible to receive now or in the future, or is
9 receiving retirement benefits for such service under a
10 retirement system administered and wholly or partially paid for
11 by any other governmental agency or by any private employer,] or
12 a retirement program approved by the employer in accordance with
13 section 5301(a)(12) (relating to mandatory and optional
14 membership), and further provided, that such service is
15 certified by the previous employer and contributions are agreed
16 upon and made in accordance with section 5505 (relating to
17 contributions for the purchase of credit for creditable nonstate
18 service). If an annuitant opts to purchase his or her nonstate
19 service, his or her retirement benefits shall be recalculated to
20 reflect the increased benefits due after the necessary
21 contributions were made in accordance with section 5505.

22 * * *

23 Section 2. The provisions of this act shall be retroactive
24 to January 1, 1974.

25 Section 3. This act shall take effect immediately.