

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**SENATE BILL**  
**No. 1790** Session of  
1992

INTRODUCED BY MELLOW, FATTAH, REIBMAN, RHOADES, ANDREZESKI,  
MADIGAN, STAPLETON, O'PAKE, LINCOLN, BELAN, SCHWARTZ, STOUT,  
BORTNER, SHUMAKER, LEMMOND AND STEWART, JUNE 2, 1992

AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF  
REPRESENTATIVES, AS AMENDED, SEPTEMBER 23, 1992

AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated  
2 Statutes, further providing for credited school service and  
3 for termination of annuities.

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

6 Section 1. Section 8302 of Title 24 of the Pennsylvania  
7 Consolidated Statutes is amended by adding a subsection to read:  
8 § 8302. Credited school service.

9 \* \* \*

10 (b.2) Credited service as retirement incentive.--  
11 Notwithstanding any provisions of this title to the contrary,  
12 for the period of July 1, 1992 1993, to August 31, 1993, a <—  
13 member who is not an annuitant on July 1, 1992 1993, who <—  
14 terminates school service between July 1, 1992 1993, and August <—  
15 31, 1993, inclusive, who will be 55 years of age or older on  
16 August 31, 1993, with ten or more eligibility points, who files  
17 an application for retirement before September 1, 1993, and who

1 ~~declares his intent to retire prior to April 1, 1993,,~~ PRIOR TO <—  
2 APRIL 1, 1993, DECLARES HIS INTENT TO RETIRE BETWEEN JULY 1,  
3 1993, AND AUGUST 31, 1993, shall be credited with an additional  
4 10% of their credited service.

5 \* \* \*

6 Section 2. Section 8346(a) of Title 24 is amended to read:  
7 § 8346. Termination of annuities.

8 (a) General rule.--If an annuitant returns to school service  
9 or enters State service and elects multiple service membership,  
10 any annuity payable to him under this part shall cease and in  
11 the case of an annuity other than a disability annuity the  
12 present value of such annuity, adjusted for full coverage in the  
13 case of a joint coverage member who makes the appropriate back  
14 contributions for full coverage, shall be frozen as of the date  
15 such annuity ceases. An annuitant who is credited with an  
16 additional 10% of membership service as provided in section  
17 8302(b.1) (relating to credited school service) and who returns  
18 to school service, except as provided in subsection (b) shall  
19 forfeit such credited service and shall have his frozen present  
20 value adjusted as if his 10% retirement incentive had not been  
21 applied to his account. In the event that the cost-of-living  
22 increase enacted December 18, 1979 occurred during the period of  
23 such State or school employment, the frozen present value shall  
24 be increased, on or after the member attains superannuation age,  
25 by the percent applicable had he not returned to service.

26 \* \* \*

27 Section 3. This act shall take effect immediately.