

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 801 Session of
1999

INTRODUCED BY MELLOW, KUKOVICH, RHOADES, BODACK, O'PAKE, MUSTO,
BELL, SCHWARTZ, KASUNIC, HUGHES, COSTA, TOMLINSON, STOUT,
BELAN AND BOSCOLA, APRIL 13, 1999

REFERRED TO FINANCE, APRIL 13, 1999

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(c) of Title 71 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 5304. Creditable nonstate service.

9 * * *

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

12 (1) intervening military service;

13 (2) military service other than intervening military
14 service and military service purchasable under section
15 5302(d) (relating to credited State service) not exceeding
16 five years, provided that a member with multiple service may
17 not purchase more than a total of five years of military
18 service in both the system and the Public School Employees'

1 Retirement System;

2 (3) in the case of an academic administrator, teacher or
3 instructor employed in the Department of Education, the State
4 System of Higher Education, any State-owned educational
5 institution [or], The Pennsylvania State University or a
6 community college, provided that the total amount of service
7 creditable under this paragraph shall not exceed the lesser
8 of ten years or the number of years of active membership in
9 the system as an academic administrator, teacher or
10 instructor in a community college on or after July 1, 1971,
11 the Department of Education, State System of Higher
12 Education, any State-owned educational institution or The
13 Pennsylvania State University:

14 (i) nonstudent service as an academic administrator,
15 teacher or instructor in any public school or public
16 educational institution in any state other than this
17 Commonwealth; or

18 (ii) nonstudent service as an academic
19 administrator, teacher or instructor in the field of
20 education for any agency or department of the Federal
21 Government, whether or not such area was under the
22 jurisdiction of the United States;

23 (4) previous service with a governmental agency other
24 than the Commonwealth which employment with said agency was
25 terminated because of the transfer by statute of the
26 administration of such service or of the entire agency to the
27 Commonwealth;

28 (5) service as a temporary Federal employee assigned to
29 an air quality control complement for the Pennsylvania
30 Department of Environmental Resources at any time during the

1 period of 1970 through 1975. This service time may be
2 purchased only if the member makes an election to purchase
3 within one year of the effective date of this paragraph, and
4 the member shall pay an amount which is equal to the full
5 actuarial cost of the increased benefit obtained by virtue of
6 the purchase as provided in section 5505(f);

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

13 (7) service prior to July 1, 1971, at a community
14 college established under the act of August 24, 1963
15 (P.L.1132, No.484), known as the Community College Act of
16 1963; or

17 (8) service as a justice of the peace prior to January
18 1970.

19 * * *

20 Section 2. This act shall take effect in 60 days.