

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1428 Session of 2009

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INTRODUCED BY GOODMAN, BELFANTI, CARROLL, FABRIZIO, GEORGE,  
GIBBONS, GRUCELA, KOTIK, SIPTROTH, SWANGER AND YOUNGBLOOD,  
MAY 4, 2009

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AS REPORTED FROM COMMITTEE ON FINANCE, HOUSE OF REPRESENTATIVES,  
AS AMENDED, SEPTEMBER 28, 2010

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## AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated  
2 Statutes, further providing for Public School Employees'  
3 Retirement Board.

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

6 Section 1. Section 8501(a) of Title 24 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 8501. Public School Employees' Retirement Board.

9 (a) Status and membership.--The board shall be an  
10 independent administrative board and shall consist of [15] the  
11 following members: the Secretary of Education, ex officio; the  
12 State Treasurer, ex officio; two Senators; two members of the  
13 House of Representatives; the executive secretary of the  
14 Pennsylvania School Boards Association, ex officio; [two] THREE ←  
15 to be appointed by the Governor, [at least one of whom shall not ←  
16 be a] NONE OF WHOM SHALL BE EITHER A CURRENT OR FORMER school ←  
17 employee or an officer or employee of the State, AND WHO MUST ←

1 POSSESS FINANCIAL, INVESTMENT OR LEGAL EXPERIENCE; three to be  
2 elected by the active professional members of the system from  
3 among their number; [one] three to be elected by annuitants from  
4 among their number; one to be elected by the active  
5 nonprofessional members of the system from among their number;  
6 and [one] TWO to be elected by members of Pennsylvania public ←  
7 school boards from among their number. The appointments made by  
8 the Governor shall be confirmed by the Senate and each election  
9 shall be conducted in a manner approved by the board. The terms  
10 of the appointed and nonlegislative elected members shall be  
11 three years. The members from the Senate shall be appointed by  
12 the President pro tempore of the Senate and shall consist of one  
13 member from the majority and one member from the minority. The  
14 members from the House of Representatives shall be appointed by  
15 the Speaker of the House of Representatives and shall consist of  
16 one member from the majority and one member from the minority.  
17 The legislative members shall serve on the board for the  
18 duration of their legislative terms and shall continue to serve  
19 until 30 days after the convening of the next regular session of  
20 the General Assembly after the expiration of their respective  
21 legislative terms or until a successor is appointed for the new  
22 term, whichever occurs first. The chairman of the board shall be  
23 elected by the board members. Each ex officio member of the  
24 board, each elected member of the board and each legislative  
25 member of the board may appoint a duly authorized designee to  
26 act in his stead. The designee appointed by a member elected by  
27 the active professional members of the system must be an active  
28 professional member of the system. The designee appointed by a  
29 member elected by annuitants must be an annuitant. The designee  
30 appointed by a member elected by the active nonprofessional

1 members of the system must be an active nonprofessional member  
2 of the system. The designee appointed by a member elected by  
3 members of the Pennsylvania public school boards must be a  
4 member of a Pennsylvania public school board.

5 \* \* \*

6 Section 2. Nothing in this act shall preempt or supersede  
7 the terms of a collective bargaining agreement in effect on the  
8 effective date of this act for the term of that collective  
9 bargaining agreement unless otherwise agreed to in writing by  
10 the parties to the collective bargaining agreement.

11 Section 3. This act shall take effect ~~in 30 days~~ DECEMBER  
12 31, 2010.

