

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2207 Session of
2010

INTRODUCED BY SAYLOR, LEVDANSKY, BARRAR, CREIGHTON, CUTLER,
GIBBONS, GINGRICH AND TALLMAN, JANUARY 19, 2010

REFERRED TO COMMITTEE ON FINANCE, JANUARY 19, 2010

AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated
2 Statutes, further providing for the definition of
3 "governmental entity" and for the Public School Employees'
4 Retirement Board; and providing for a lump sum payment to
5 employees of the Pennsylvania School Boards Association of
6 the accrued value of their retirement benefits.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. The definition of "governmental entity" in
10 section 8102 of Title 24 of the Pennsylvania Consolidated
11 Statutes is amended to read:

12 § 8102. Definitions.

13 The following words and phrases when used in this part shall
14 have, unless the context clearly indicates otherwise, the
15 meanings given to them in this section:

16 * * *

17 "Governmental entity." Board of school directors, board of
18 public education, intermediate unit board of directors, area
19 vocational-technical board, any governing board of any agency or
20 authority created by them, and the Commonwealth. The term shall

1 exclude the Pennsylvania School Boards Association and its
2 employees.

3 * * *

4 Section 2. Section 8501(a) of Title 24 is amended to read:

5 § 8501. Public School Employees' Retirement Board.

6 (a) Status and membership.--The board shall be an
7 independent administrative board and shall consist of 15
8 members: the Secretary of Education, ex officio; the State
9 Treasurer, ex officio; two Senators; two members of the House of
10 Representatives; [the executive secretary of the Pennsylvania
11 School Boards Association, ex officio;] two to be appointed by
12 the Governor, at least one of whom shall not be a school
13 employee or an officer or employee of the State; three to be
14 elected by the active professional members of the system from
15 among their number; one to be elected by annuitants from among
16 their number; one to be elected by the active nonprofessional
17 members of the system from among their number; and [one] two to
18 be elected by members of Pennsylvania public school boards from
19 among their number. The appointments made by the Governor shall
20 be confirmed by the Senate and each election shall be conducted
21 in a manner approved by the board. The terms of the appointed
22 and nonlegislative elected members shall be three years. The
23 members from the Senate shall be appointed by the President pro
24 tempore of the Senate and shall consist of one member from the
25 majority and one member from the minority. The members from the
26 House of Representatives shall be appointed by the Speaker of
27 the House of Representatives and shall consist of one member
28 from the majority and one member from the minority. The
29 legislative members shall serve on the board for the duration of
30 their legislative terms and shall continue to serve until 30

1 days after the convening of the next regular session of the
2 General Assembly after the expiration of their respective
3 legislative terms or until a successor is appointed for the new
4 term, whichever occurs first. The chairman of the board shall be
5 elected by the board members. Each ex officio member of the
6 board and each legislative member of the board may appoint a
7 duly authorized designee to act in his stead.

8 * * *

9 Section 3. Employees of the Pennsylvania School Boards
10 Association who were members of the Public School Employees'
11 Retirement System before the effective date of this section
12 shall be entitled to receive, in a lump sum payment, the present
13 value of their benefit accrued to the effective date of this
14 section. The Public School Employees' Retirement Board shall
15 make payment to the employees within 90 days of the effective
16 date of this section.

17 Section 4. This act shall take effect July 1, 2009, or
18 immediately, whichever is later.