

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2098 Session of 2015

INTRODUCED BY CONKLIN, BIZZARRO, GIBBONS, GODSHALL, PHILLIPS-HILL, KORTZ, MAHONEY, McNEILL AND MUSTIO, MAY 25, 2016

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 25, 2016

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
 2 Consolidated Statutes, in membership, credited service,
 3 classes of service and eligibility for benefits, further
 4 providing for mandatory and optional membership.

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

7 Section 1. Section 5301 of Title 71 of the Pennsylvania
 8 Consolidated Statutes is amended by adding a subsection to read:

9 § 5301. Mandatory and optional membership.

10 * * *

11 (b.1) Time for electing membership.--

12 (1) Notwithstanding any provision of this part to the
 13 contrary, an individual who becomes a State employee as an
 14 officer listed in subsection (a)(1), (2) or (3) on or after
 15 the effective date of this subsection and who is not a member
 16 of the system may elect membership within 365 days of taking
 17 office.

18 (2) A State employee as an officer listed in subsection
 19 (a)(1), (2) or (3) who, on the effective date of this

1 subsection, is not a member of the system may elect
2 membership within 365 days of the effective date of this
3 subsection.

4 (3) State employees who do not elect membership within
5 the time allowed in this subsection shall not thereafter have
6 the option to elect membership except after a bona fide
7 termination of State service and return to State service in a
8 position allowing membership.

9 * * *

10 Section 2. Nothing in this act shall be construed as
11 abrogating any regulation promulgated by the State Employees'
12 Retirement Board prior to the effective date of this section
13 that provides for a period of time less than that enumerated in
14 71 Pa.C.S. § 5301(b.1) for State employees whose membership is
15 optional to elect membership in the State Employees' Retirement
16 System.

17 Section 3. This act shall take effect immediately.