

LEGISLATIVE REFERENCE BUREAU

L.R.B. Form No. 4 (Rev. 3/25/10)

2015D02933DMS : CMD

No. _____

LEGISLATIVE REFERENCE BUREAU

AN ACT

Amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in retirement for State employees and officers, further providing for definitions and for creditable nonstate service.

INTRODUCED _____ 20_____

By _____ District NO. _____

By _____ District NO. _____

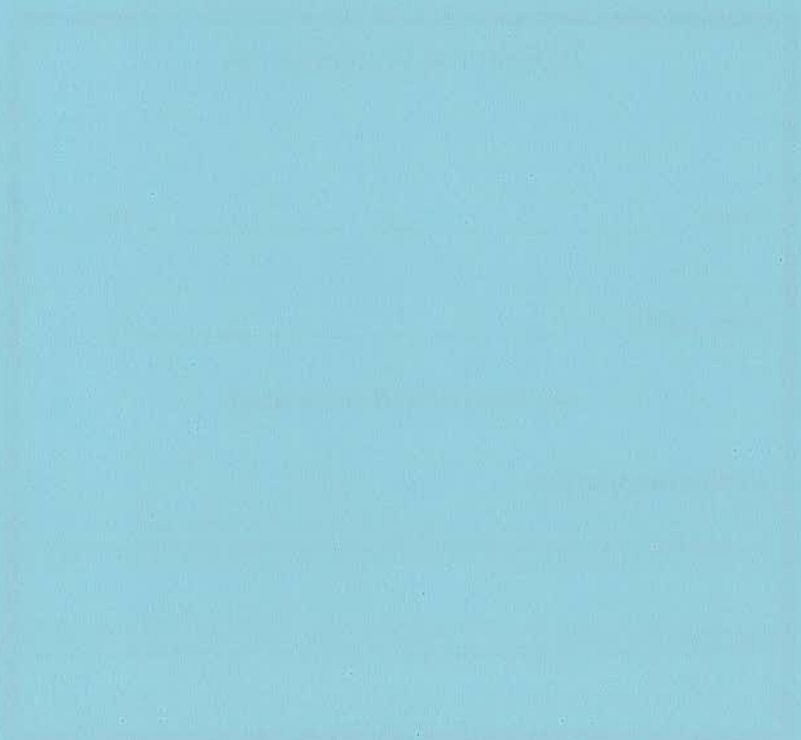
By _____ District NO. _____

By _____ District NO. _____

See next page for additional co-sponsors.

Referred to Committee on	
Date _____	20_____
Reported _____	20_____
As Committed-Amended	
Recommendation	

By Hon. _____	



AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, in retirement for State employees and
3 officers, further providing for definitions and for
4 creditable nonstate service.

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

7 Section 1. Section 5102 of Title 71 of the Pennsylvania
8 Consolidated Statutes is amended by adding a definition to read:
9 § 5102. Definitions.

10 The following words and phrases as used in this part, unless
11 a different meaning is plainly required by the context, shall
12 have the following meanings:

13 * * *

14 "Municipal police officer." An individual employed as a
15 police officer who is certified under the act of February 1,
16 1974 (P.L.34, No.15), known as the Pennsylvania Municipal
17 Retirement Law.

18 * * *

1 Section 2. Section 5304(c) of Title 71 is amended to read:

2 § 5304. Creditable nonstate service.

3 * * *

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

6 (1) intervening military service if the member returned
7 to State service before January 1, 2012;

8 (2) (i) military service other than:

9 (A) intervening military service;

10 (B) military service purchasable under former
11 section 5302(d) (relating to credited State service)
12 or 5302(f)(1); and

13 (C) military service performed during USERRA
14 leave if the member was reemployed from USERRA leave.

15 (ii) the total creditable nonstate service under
16 this paragraph may not exceed five years, provided that a
17 member with multiple service may not purchase more than a
18 total of five years of military service in both the
19 system and the Public School Employees' Retirement
20 System;

21 (3) in the case of an academic administrator, teacher or
22 instructor employed in the Department of Education, the State
23 System of Higher Education, any State-owned educational
24 institution or The Pennsylvania State University, provided
25 that the total amount of service creditable under this
26 paragraph shall not exceed the lesser of ten years or the
27 number of years of active membership in the system as an
28 academic administrator, teacher or instructor in the
29 Department of Education, State System of Higher Education,
30 any State-owned educational institution or The Pennsylvania

1 State University:

2 (i) nonstudent service as an academic administrator,
3 teacher or instructor in any public school or public
4 educational institution in any state other than this
5 Commonwealth; or

6 (ii) nonstudent service as an academic
7 administrator, teacher or instructor in the field of
8 education for any agency or department of the Federal
9 Government, whether or not such area was under the
10 jurisdiction of the United States;

11 (4) previous service with a governmental agency other
12 than the Commonwealth which employment with said agency was
13 terminated because of the transfer by statute of the
14 administration of such service or of the entire agency to the
15 Commonwealth;

16 (5) service as a temporary Federal employee assigned to
17 an air quality control complement for the Pennsylvania
18 Department of Environmental Resources at any time during the
19 period of 1970 through 1975. This service time may be
20 purchased only if the member makes an election to purchase
21 within one year of the effective date of this paragraph, and
22 the member shall pay an amount which is equal to the full
23 actuarial cost of the increased benefit obtained by virtue of
24 the purchase as provided in section 5505(f);

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

1 (7) service prior to July 1, 1971, at a community
2 college established under the act of August 24, 1963
3 (P.L.1132, No.484), known as the Community College Act of
4 1963; [or]

5 (8) service as a justice of the peace prior to January
6 1970[.]; or

7 (9) service as a municipal police officer within this
8 Commonwealth by a member of the Pennsylvania State Police,
9 the credit for such service not to exceed five years.

10 * * *

11 Section 3. This act shall take effect in 60 days.