

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL**No. 963** Session of
2003

INTRODUCED BY DENT, D. WHITE, ORIE, LEMMOND, MOWERY, ERICKSON,
WONDERLING, GREENLEAF, RAFFERTY, PILEGGI, MUSTO, O'PAKE,
LOGAN, CORMAN, ROBBINS, GORDNER, C. WILLIAMS AND BOSCOLA,
NOVEMBER 24, 2003

SENATOR THOMPSON, APPROPRIATIONS, RE-REPORTED AS AMENDED,
NOVEMBER 16, 2004

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 to be
15 appointed by the Governor, at least one of whom shall not be a
16 school employee or an officer or employee of the State; three to
17 be elected by the active professional members of the system from

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

1 members of the Pennsylvania public school boards must be a
2 member of a Pennsylvania public school board.

3 * * *

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

9 Section 3 2. This act shall take effect immediately. <—