

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1774 Session of
1983

INTRODUCED BY BURNS, KUKOVICH, GALLAGHER AND J. L. WRIGHT,
DECEMBER 6, 1983

REFERRED TO COMMITTEE ON STATE GOVERNMENT, DECEMBER 6, 1983

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, adding provisions relating to credited
3 service as a retirement incentive.

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

6 Section 1. Section 5302 of Title 71 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 5302. Credited State service.

9 * * *

10 (b.1) Credited service as retirement incentive.--
11 Notwithstanding any provisions of this title to the contrary,
12 for the period only of June 30, 1984 through September 30, 1984,
13 any active member having at least ten eligibility points, who
14 has attained age 55 and upon termination of service has filed
15 with the board an application for retirement, shall be credited
16 with an additional three years of Class A service. This
17 provision shall not apply in the case of judges or justices,
18 legislators or other elected officials.

1 * * *

2 Section 2. Section 5706(a) of Title 71 is amended to read:

3 § 5706. Termination of annuities.

4 (a) General rule.--If the annuitant returns to State service
5 or enters school service and elects multiple service membership,
6 any annuity payable to him under this part shall cease and in
7 the case of an annuity other than a disability annuity the
8 present value of such annuity, adjusted for full coverage in the
9 case of a joint coverage member who makes the appropriate back
10 contributions for full coverage, shall be frozen as of the date
11 such annuity ceases. An annuitant who is credited with an
12 additional three years of Class A service as provided in section
13 5302(b.1) (relating to credited service as retirement incentive)
14 and who returns to State service shall forfeit such credited
15 service and shall have his frozen present value adjusted
16 accordingly. In the event that the cost-of-living increase
17 enacted December 18, 1979 occurred during the period of such
18 State or school employment, the frozen present value shall be
19 increased, on or after the member attains superannuation age, by
20 the percent applicable had he not returned to service. This
21 subsection shall not apply in the case of any annuitant who may
22 render services to the Commonwealth in the capacity of an
23 independent contractor or as a member of an independent board or
24 commission or as a member of a departmental administrative or
25 advisory board or commission when such members of independent or
26 departmental boards or commissions are compensated on a per diem
27 basis for not more than 100 days per calendar year.

28 * * *

29 Section 3. This act shall take effect immediately.