THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1304 Session of 1995

INTRODUCED BY GRUITZA, L. I. COHEN, TIGUE, BELARDI, MIHALICH, BELFANTI, DALEY, LEDERER, GEORGE, FAJT, STABACK, CIVERA, HERSHEY, YOUNGBLOOD, BUNT, E. Z. TAYLOR, MUNDY, PISTELLA, JOSEPHS, MICHLOVIC, RAYMOND, LAUGHLIN, WOZNIAK AND SHANER, MARCH 22, 1995

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 22, 1995

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2   Consolidated Statutes, further providing for creditable
3   nonstate service.

4   The General Assembly of the Commonwealth of Pennsylvania

5 hereby enacts as follows:

6   Section 1. Section 5304(c) of Title 71 of the Pennsylvania

7 Consolidated Statutes is amended to read:

8 § 5304. Creditable nonstate service.

9   * * *

10   (c) Limitations on nonstate service.--Creditable nonstate

11 service credit shall be limited to:

12   (1) intervening military service;

13   (2) military service other than intervening military

14   service and military service purchasable under section

15   5302(d) (relating to credited State service) not exceeding

16   five years, provided that a member with multiple service may

17   not purchase more than a total of five years of military

1   service in both the system and the Public School Employees'
2   Retirement System;
3   (3) in the case of an academic administrator, teacher or
4   instructor employed in the Department of Education, the State
5   System of Higher Education, any State-owned educational
6   institution or The Pennsylvania State University, provided
7   that the total amount of service creditable under this
8   paragraph shall not exceed the lesser of ten years or the
9   number of years of active membership in the system as an
10   academic administrator, teacher or instructor in the
11   Department of Education, State System of Higher Education,
12   any State-owned educational institution or The Pennsylvania
13   State University:
14   (i) nonstudent service as an academic administrator,
15   teacher or instructor in any public school or public
16   educational institution in any state other than this
17   Commonwealth; or
18   (ii) nonstudent service as an academic
19   administrator, teacher or instructor in the field of
20   education for any agency or department of the Federal
21   Government, whether or not such area was under the
22   jurisdiction of the United States;
23   (4) previous service with a governmental agency other
24   than the Commonwealth which employment with said agency was
25   terminated because of the transfer by statute of the
26   administration of such service or of the entire agency to the
27   Commonwealth;
28   (5) service as a temporary Federal employee assigned to
29   an air quality control complement for the Pennsylvania
30   Department of Environmental Resources at any time during the

1   period of 1970 through 1975. This service time may be

2   purchased only if the member makes an election to purchase

3   within one year of the effective date of this paragraph, and

4   the member shall pay an amount which is equal to the full

5   actuarial cost of the increased benefit obtained by virtue of

6   the purchase as provided in section 5505(f);

7   (6) service in the Cadet Nurse Corps with respect to any

8   period of training as a student or graduate nurse under a

9   plan approved under section 2 of the act of June 15, 1943

10   (Public Law 78-73, 57 Stat. 153), if the total period of

11   training under such plan was at least two years, the credit

12   for such service not to exceed three years;

13   (7) service prior to July 1, 1971, at a community

14   college established under the act of August 24, 1963

15   (P.L.1132, No.484), known as the Community College Act of

16   1963; [or]

17   (8) service as a justice of the peace prior to January

18   1970[.]; or

19   (9) service for the period of time spent on a maternity

20   leave of absence which creditable service shall not exceed

21   two years per leave. The purchase of this service shall begin

22   within one year of the employee's eligibility to purchase

23   this creditable service.

24   Section 2. This act shall take effect in 60 days.