

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2187 Session of
2003

INTRODUCED BY GORDNER, REED, ADOLPH, ARGALL, BAKER, BARD,
BENNINGHOFF, BIANCUCCI, CAPPELLI, CAUSER, CLYMER, CORNELL,
CREIGHTON, CURRY, DAILEY, DALLY, DeWEESE, FICHTER, FRANKEL,
GANNON, GEORGE, GOODMAN, GRUITZA, HABAY, HARPER, HARRIS,
HERMAN, HERSHEY, HORSEY, HUTCHINSON, JAMES, KOTIK, LAUGHLIN,
LEACH, LEDERER, LEH, MANDERINO, MANN, McCALL, MCGILL,
MICOZZIE, MYERS, O'NEILL, PICKETT, REICHLLEY, ROHRER, RUBLEY,
SAINATO, SATHER, SAYLOR, SCAVELLO, SCHRODER, SCRIMENTI,
SEMMELE, SHANER, STERN, E. Z. TAYLOR, THOMAS, TIGUE,
WASHINGTON, WATSON, WOJNAROSKI AND YOUNGBLOOD,
NOVEMBER 24, 2003

REFERRED TO COMMITTEE ON EDUCATION, NOVEMBER 24, 2003

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

1 appointed by the Governor, at least one of whom shall not be a
2 school employee or an officer or employee of the State; three to
3 be elected by the active professional members of the system from
4 among their number; [one] three to be elected by annuitants from
5 among their number; one to be elected by the active
6 nonprofessional members of the system from among their number;
7 and one to be elected by members of Pennsylvania public school
8 boards from among their number. The appointments made by the
9 Governor shall be confirmed by the Senate and each election
10 shall be conducted in a manner approved by the board. The terms
11 of the appointed and nonlegislative elected members shall be
12 three years. The members from the Senate shall be appointed by
13 the President pro tempore of the Senate and shall consist of one
14 member from the majority and one member from the minority. The
15 members from the House of Representatives shall be appointed by
16 the Speaker of the House of Representatives and shall consist of
17 one member from the majority and one member from the minority.
18 The legislative members shall serve on the board for the
19 duration of their legislative terms and shall continue to serve
20 until 30 days after the convening of the next regular session of
21 the General Assembly after the expiration of their respective
22 legislative terms or until a successor is appointed for the new
23 term, whichever occurs first. The chairman of the board shall be
24 elected by the board members. Each ex officio member of the
25 board, each elected member of the board and each legislative
26 member of the board may appoint a duly authorized designee to
27 act in his stead. The designee appointed by a member elected by
28 the active professional members of the system must be an active
29 professional member of the system. The designee appointed by a
30 member elected by annuitants must be an annuitant. The designee

1 appointed by a member elected by the active nonprofessional
2 members of the system must be an active nonprofessional member
3 of the system. The designee appointed by a member elected by
4 members of the Pennsylvania public school boards must be a
5 member of a Pennsylvania public school board.

6 * * *

7 Section 2. Nothing in this act shall preempt or supersede
8 the terms of a collective bargaining agreement in effect on the
9 effective date of this act for the term of that collective
10 bargaining agreement unless otherwise agreed to in writing by
11 the parties to the collective bargaining agreement.

12 Section 3. This act shall take effect immediately.