

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 712 Session of
2005

INTRODUCED BY T. STEVENSON, BAKER, BALDWIN, BELFANTI,
BENNINGHOFF, BUNT, CALTAGIRONE, CAPPELLI, CAUSER, CORRIGAN,
CRAHALLA, DALEY, DENLINGER, DeWEESE, DONATUCCI, FREEMAN,
GEIST, GEORGE, GOOD, GOODMAN, GRUCELA, HENNESSEY, HESS,
KILLION, KOTIK, LEACH, LEDERER, LEH, LESCOVITZ, MANN,
MARSICO, R. MILLER, S. MILLER, MUSTIO, NAILOR, O'NEILL,
PETRARCA, PICKETT, READSHAW, REICHLEY, SAINATO, SAYLOR,
SCAVELLO, SHANER, STABACK, STERN, SURRA, E. Z. TAYLOR, TIGUE,
TRUE, WASHINGTON, WHEATLEY, WILT, WOJNAROSKI, YOUNGBLOOD,
FABRIZIO, FICHTER, FORCIER, BROWNE AND KIRKLAND,
MARCH 1, 2005

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 1, 2005

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, further providing for mandatory and
3 optional membership; and further regulating termination of
4 annuities.

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

7 Section 1. Section 5301(d) of Title 71 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 5301. Mandatory and optional membership.

10 * * *

11 (d) Return to service.--An annuitant who returns to service
12 as a State employee shall resume active membership in the system
13 as of the effective date of employment, except as otherwise
14 provided in section [5706(a)] 5706(a) and (d) (relating to

1 termination of annuities), regardless of the optional membership
2 category of the position.

3 * * *

4 Section 2. Section 5706 of Title 71 is amended by adding a
5 subsection to read:

6 § 5706. Termination of annuities.

7 * * *

8 (d) Exception.--An annuitant may return to State service as
9 a certified instructor in the municipal police officers'
10 education and training program, as provided in 53 Pa.C.S. § 2161
11 (relating to establishment of program and scope of subchapter),
12 without being subject to the cessation of annuity provisions in
13 subsection (a), provided that the annuitant shall not receive
14 credit for such service and further provided that no member
15 contributions nor employer contributions shall be credited to
16 the annuitant's savings account for service authorized under
17 this subsection.

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