

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 837 Session of
2007

INTRODUCED BY DENLINGER, BAKER, BASTIAN, BENNINGHOFF,
CALTAGIRONE, CAPPELLI, CAUSER, COX, CREIGHTON, DALEY,
J. EVANS, FABRIZIO, GEIST, GEORGE, GERGELY, GINGRICH,
GOODMAN, GRUCELA, HANNA, HARHAI, HARRIS, HENNESSEY, HESS,
HORNAMAN, JAMES, KAUFFMAN, KILLION, KORTZ, KOTIK, MARSICO,
MELIO, MENSCH, MURT, O'NEILL, PAYTON, PEIFER, PETRARCA,
PICKETT, PYLE, RAPP, RAYMOND, REED, REICHLEY, SAINATO,
SCAVELLO, SIPTROTH, R. STEVENSON, SURRA, THOMAS, VEREB,
WALKO, WATSON AND YOUNGBLOOD, MARCH 29, 2007

REFERRED TO COMMITTEE ON FINANCE, MARCH 29, 2007

AN ACT

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

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

6 Section 1. Section 5102 of Title 71 of the Pennsylvania
7 Consolidated Statutes is amended by adding a definition to read:

8 § 5102. Definitions.

9 The following words and phrases as used in this part, unless
10 a different meaning is plainly required by the context, shall
11 have the following meanings:

12 * * *

13 "Municipal police officer." A full-time or part-time
14 employee assigned to criminal or traffic law enforcement duties
15 of any county, city, borough, town or township.

1 * * *

2 Section 2. Section 5304(c) of Title 71 is amended to read:

3 § 5304. Creditable nonstate service.

4 * * *

5 (c) Limitations on nonstate service.--Creditable nonstate
6 service credit shall be limited to:

7 (1) intervening military service;

8 (2) military service other than intervening military
9 service and military service purchasable under section
10 5302(d) (relating to credited State service) not exceeding
11 five years, provided that a member with multiple service may
12 not purchase more than a total of five years of military
13 service in both the system and the Public School Employees'
14 Retirement System;

15 (3) in the case of an academic administrator, teacher or
16 instructor employed in the Department of Education, the State
17 System of Higher Education, any State-owned educational
18 institution or The Pennsylvania State University, provided
19 that the total amount of service creditable under this
20 paragraph shall not exceed the lesser of ten years or the
21 number of years of active membership in the system as an
22 academic administrator, teacher or instructor in the
23 Department of Education, State System of Higher Education,
24 any State-owned educational institution or The Pennsylvania
25 State University:

26 (i) nonstudent service as an academic administrator,
27 teacher or instructor in any public school or public
28 educational institution in any state other than this
29 Commonwealth; or

30 (ii) nonstudent service as an academic

1 administrator, teacher or instructor in the field of
2 education for any agency or department of the Federal
3 Government, whether or not such area was under the
4 jurisdiction of the United States;

5 (4) previous service with a governmental agency other
6 than the Commonwealth which employment with said agency was
7 terminated because of the transfer by statute of the
8 administration of such service or of the entire agency to the
9 Commonwealth;

10 (5) service as a temporary Federal employee assigned to
11 an air quality control complement for the Pennsylvania
12 Department of Environmental Resources at any time during the
13 period of 1970 through 1975. This service time may be
14 purchased only if the member makes an election to purchase
15 within one year of the effective date of this paragraph, and
16 the member shall pay an amount which is equal to the full
17 actuarial cost of the increased benefit obtained by virtue of
18 the purchase as provided in section 5505(f);

19 (6) service in the Cadet Nurse Corps with respect to any
20 period of training as a student or graduate nurse under a
21 plan approved under section 2 of the act of June 15, 1943
22 (Public Law 78-73, 57 Stat. 153), if the total period of
23 training under such plan was at least two years, the credit
24 for such service not to exceed three years;

25 (7) service prior to July 1, 1971, at a community
26 college established under the act of August 24, 1963
27 (P.L.1132, No.484), known as the Community College Act of
28 1963; [or]

29 (8) service as a justice of the peace prior to January
30 1970[.]; or

1 (9) service as a municipal police officer within this
2 Commonwealth by a member of the Pennsylvania State Police,
3 the credit for such service not to exceed five years.

4 * * *

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