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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 967 Session of  
2021

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INTRODUCED BY KINSEY, HILL-EVANS, HOHENSTEIN, D. WILLIAMS,  
SANCHEZ, N. NELSON, BOBACK, DeLUCA, SCHLOSSBERG, KINKEAD,  
WEBSTER, FREEMAN, LONGIETTI, CIRESI, WARREN AND PISCIOTTANO,  
MARCH 18, 2021

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 18, 2021

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AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated  
2 Statutes, in membership, contributions and benefits, further  
3 providing for termination of annuities.

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

6 Section 1. Section 8346 of Title 24 of the Pennsylvania  
7 Consolidated Statutes is amended by adding a subsection to read:

8 § 8346. Termination of annuities.

9 \* \* \*

10 (b.3) Return to school service in a substitute teacher  
11 position.--

12 (1) An annuitant may be returned to school service in a  
13 substitute position, long term or day-to-day, for a period  
14 not to exceed 90 days in any school year, without loss of the  
15 individual's annuity. In computing the number of days an  
16 annuitant has returned to school service, any amount of time  
17 less than one-half of a day shall be counted as one-half of a

1 day.

2 (2) The annuitant shall not be entitled to earn credited  
3 service, and no contributions may be made by the annuitant,  
4 the employer or the Commonwealth on account of the  
5 employment.

6 (3) For purposes of this subsection, the term  
7 "substitute" shall mean an individual who has been employed  
8 to perform the duties of a regular professional employee  
9 during the period of time that the regular professional  
10 employee is absent on sabbatical leave or for other legal  
11 cause authorized and approved by the board of school  
12 directors or to perform the duties of a temporary  
13 professional employee who is absent.

14 \* \* \*

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