

No. 2019-55

AN ACT

HB 807

Amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Pennsylvania National Guard, further providing for compensation of division commander or equivalent; and making a related repeal.

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

Section 1. Section 2304 of Title 51 of the Pennsylvania Consolidated Statutes is amended to read:

§ 2304. Compensation of **[division commander or equivalent] military officers in service to the Commonwealth.**

[When a general officer commanding a division or the commanding officer of nondivisional troops equivalent in size to a separate infantry brigade is permanently employed by the Commonwealth in his command capacity, he shall receive the pay in accordance with the current compensation plan of the Commonwealth.] The following apply:

(1) The annual salary of the Adjutant General, Deputy Adjutant Generals and general officers that require Federal and State recognition for positions in the Pennsylvania National Guard and who are permanently employed by the Commonwealth shall be paid equivalent to the Federal military base pay of the officer's federally recognized rank and time of service, not to exceed 20 years.

(2) The cost-of-living adjustment shall be based on the annually published active duty military pay scale.

Section 2. Repeals are as follows:

(1) The General Assembly declares that the repeal under paragraph (2) is necessary to effectuate the amendment of 51 Pa.C.S. § 2304.

(2) Section 3(a) of the act of September 30, 1983 (P.L.160, No.39), known as the Public Official Compensation Law, is repealed insofar as it is inconsistent with the amendment of 51 Pa.C.S. § 2304.

Section 3. This act shall take effect January 1, 2020, or immediately, whichever is later.

APPROVED—The 2nd day of July, A.D. 2019

TOM WOLF