

No. 313

AN ACT

To amend clause nine of section one, and clause two of section eleven, of the act, approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred fifty-eight), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, opening the system further for original members, and preserving the rights of certain retired State employes who reënter State service.

Section 1. Be it enacted, &c., That clause nine of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred fifty-eight), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," which was amended by section two of the act approved the twelfth day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, five hundred nineteen), is hereby further amended to read as follows:

9. "Original member" of the retirement association shall mean a State employe who was at any time a State employe prior to January first, one thousand nine hundred and twenty-five, whether or not such employment has been continuous, and who shall have become a member of the retirement association on or before December thirty-first, one thousand nine hundred and [thirty-one] *thirty-three*.

Any such State employe, who shall become an original member of the association after the approval of this amendment, including those who, having heretofore become a new member thereof, shall become an original member under the provisions hereof, shall pay to the retirement association a sum equal to all the back payments which such person would have made had he or she become a member of the retirement association when the retirement system was established. Such back payments may be spread over a period of years, by having

State Employes'
Retirement
System.

Clause 9, section
1, act of June
27, 1923 (P. L.
558), as amended
by act of June
12, 1931 (P. L.
519), further
amended.

"Original mem-
ber," defined.

Time extended.

such regular payroll deduction of such person increased by not less than one-third of the amount thereof, which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full.

Judges.

Original member of the retirement association shall also mean any judge in service on the second Monday of January, one thousand nine hundred and thirty, who shall elect to become a member of the retirement association at any time during the term for which he was then elected or appointed, *and any person hereafter elected or appointed a judge who, at the time of his election or appointment, is an original member of the retirement association, or who was retired, voluntarily or involuntarily, as an original member, and is, at the time of his election or appointment as a judge, receiving a retirement allowance as an original member.*

Clause 2, section 11, as amended by act of June 12, 1931 (P. L. 519), further amended.

Employes reëntering service.

Section 2. That clause two of section eleven of said act, as amended by section four of said amending act, is hereby further amended to read as follows:

(2) Should a State employe, so separate from his or her service as State employe *without retiring*, return within seven years and restore to the State Employes' Retirement Fund, to the credit of the annuity savings account, his or her accumulated deductions as they were at the time of his or her separation, the annuity rights forfeited by him or her at that time shall be restored and his obligations as a member of the retirement association shall begin again; *but nothing contained in this clause shall limit the right of a State employe who has retired voluntarily or involuntarily to return to service as a State employe at any time, and to continue, from the time of reëntry into State service, his rights as an original or new member as they existed at the time of retirement.*

When effective.

Section 3. This act shall become effective immediately upon final enactment.

APPROVED—The 3d day of June, A. D. 1933.

GIFFORD PINCHOT

No. 314

AN ACT

Making a deficiency appropriation out of the Motor License Fund for the purpose of carrying into effect the provisions of the act, approved the first day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, three hundred one), entitled "An act providing for the acquisition, construction, improvement, operation, and maintenance of bridges over rivers and navigable waters within the Commonwealth; authorizing the issuance of bridge revenue bonds, free from taxation and payable solely from bridge earnings, to pay the cost of such bridges and improvements thereof; providing for the collection of bridge tolls for the payment of such bonds, and for the cost