

No. 498

AN ACT

Amending the act of June twenty-seven, one thousand nine hundred twenty-three (Pamphlet Laws 858), 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," defining employes of the Pennsylvania Tunnel Commission as State employes.

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

Section 1. The first paragraph of clause six of section one, act of June twenty-seven, one thousand nine hundred twenty-three (Pamphlet Laws 858), 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," amended January fourteen, one thousand nine hundred fifty-two (Pamphlet Laws 1911), is amended to read:

Section 1. Be it enacted, &c., That the following words and phrases as used in this act, unless a different meaning is plainly required by the context, shall have the following meanings:

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6 "State employe" shall mean any person holding a State office or position under the Commonwealth of Pennsylvania, employed and paid on a yearly or monthly basis by the State Government of the Commonwealth of Pennsylvania, in any capacity whatsoever; and shall include also any attorney, solicitor, investigator, appraiser, and clerk employed by the year or by the month in the office of any register of wills, howsoever appointed, whose compensation is actually paid from Commonwealth moneys; and shall also include all judges of the several courts of this Commonwealth whose salaries are paid by the Commonwealth, and also all clerks and

State employes' retirement system.

The first paragraph, clause 6, section 1, act of June 27, 1923, P. L. 858, amended January 14, 1952, P. L. 1911 further amended.

secretaries employed by judges and paid on a yearly or monthly basis by such judges from moneys appropriated by the Commonwealth for such purposes; and also all persons employed by the State Board of Law Examiners of the Supreme Court of Pennsylvania; and also all present, future, or former members of the General Assembly, who receive, or have received, their salaries for regular and special sessions of the Legislature as fixed by law, and also all officers and employes of the Pennsylvania State College paid on a yearly or monthly basis, other than those paid wholly from Federal funds; also all employes of any single county department of health or any joint county department of health created under the Local Health Administration Law, being Act No. 315, approved August 24, 1951, paid on a yearly or monthly basis; and also all officers and employes of the Interstate Commission on the Delaware River Basin of the *Pennsylvania Tunnel Commission*, and of the Pennsylvania Turnpike Commission, as of the date of entering the service of such commission, and of the Delaware River Joint Commission and the Delaware River Joint Toll Bridge Commission, The State Public School Building Authority, The General State Authority and of The State Highway and Bridge Authority paid on a yearly or monthly basis, if the Interstate Commission on the Delaware River Basin and the Delaware River Joint Commission, the Delaware River Joint Toll Bridge Commission, the Pennsylvania Turnpike Commission, The State Public School Building Authority, The General State Authority [and], The State Highway and Bridge Authority *and the Pennsylvania Tunnel Commission* shall agree to contribute and contributes to the State Employes' Retirement Fund, from time to time, the moneys required to build up the reserves necessary for the payment of the State annuities of such officers and employes without any liability on the part of the Commonwealth to make appropriations for such purposes, and also, but only for the purposes of this act, all officers and employes of any separate independent public corporation created by act of Assembly (not including, however, any municipal or quasi-municipal corporation) who, immediately prior to their employment by such public corporation, were employes of the Commonwealth, so long as they remain officers or employes of such public corporation, if such public corporation shall agree to contribute and contributes to the State Employes' Retirement Fund, from time to time, the moneys required to build up the reserve necessary for the payment of the State annuities of such officers and employes without any liability on the part of the Commonwealth to make appropriations for such

purposes. But the term "State employe" shall not include those persons defined as employes in section one, paragraph seven of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing 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 boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process, and providing penalties," as amended by section one, paragraph seven of the act, approved the twenty-first day of April, one thousand nine hundred and twenty-one (Pamphlet Laws 245), excepting such officers and employes of the Department of Public Instruction, State Teachers' Colleges, Thaddeus Stevens Trade School, Pennsylvania State Oral School for the Deaf and Pennsylvania Soldiers' Orphan School as are not members of or who may withdraw from the public school employes' retirement association provided by said act; and no member shall be deprived of credit for prior service as a State employe because of the fact that such service was rendered while he or she was a member of the public school employes' retirement association and that all service credited as a member of the public school employes' retirement system will be considered as having been rendered as a State employe. The rates of deduction from salaries of such officers and employes to the State Employes' Retirement Fund shall be determined by the age at which the employe began to contribute to the Public School Employes' Retirement Fund.

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Section 2. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 20th day of April, A. D. 1956.

GEORGE M. LEADER