

No. 766

AN ACT

Amending the act of June 1, 1959 (P.L. 392), entitled "An act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto," further providing for credit for time spent by an employe of the Commonwealth as an employe of the United States Government.

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

State Employes'
Retirement Code
of 1959.

Section 1. Section 204 of the act of June 1, 1959 (P. L. 392), known as the "State Employes' Retirement Code of 1959," is amended by adding, after subsection (6), a new subsection to read:

Section 204, act
of June 1, 1959,
P. L. 392,
amended by
adding a new
subsection 6.1.

Section 204. Credited Service.—

* * * * *

(6.1) Any State employe who was employed between July 1, 1933, and November 15, 1946, by the United States Government performing employment service functions in Pennsylvania offices of the National Reemployment Service or the State Employment Service of the Commonwealth and who, during that time, was not covered by any other retirement or pension system, including any employe who, while the employment service was on loan to the United States Government, was hired by the United States Government and was transferred to the Commonwealth on November 16, 1946, in accordance with Public Law 549 of the Seventy-Ninth Congress of the United States, but not including any person who while in the employment of the United States Government with respect to such employment became a member of any retirement or pension system financed, in whole or in part, by funds of the United States Government and continued to receive credit in such other system for such service after his employment by the Commonwealth, shall be allowed credit for the period during which he was employed by the United States Government, provided he elects to make contributions as provided in section 302 subsection (2) clause (h.1). In the case of such State employe, the period of service during which he was employed by the United States Government shall not be included in determining the equalizing component on retirement under the provisions of article IV, section 401 subsection (1) paragraph (a) clause (ii).

* * * * *

Section 2. Subsection (2) of section 302 of the act is amended by adding, after clause (h), a new clause to read:

Subsection (2),
section 302 of
the act, amended
by adding a new
clause (h.1).

Section 302. Members' Contributions on Account of Past Service.—

* * * * *

(2) The following members are entitled to make contributions on account of past service according to the provisions of subsection (1) of this section :

* * * * *

(h.1) Any State employe who elects to receive credit for the period during which he was employed by the United States Government as provided for by article II. section 204 subsection (6.1), shall pay into the fund a sum equal to what would have been his total salary deductions during the said period of employment by the United States Government, calculated on the basis of his salary on the first date of his employment with the United States Government and his current rate of salary deductions, together with an additional amount as the equivalent of the contributions of the Commonwealth attributable to such period of employment. In no event shall increased salary deductions determined according to the provisions of subsection (1) be an amount less than sufficient to pay such total back payments by the time the member reaches superannuation retirement age.

* * * * *

Act effective immediately.

Section 3. This act shall become effective immediately.

APPROVED—The 30th day of December, A. D. 1959.

DAVID L. LAWRENCE



No. 767

AN ACT

Amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain depart-