

No. 500

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," providing for alternative methods of payment of benefits under certain conditions.

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

State Employes' Retirement Code of 1959.

Section 1. Option 1, paragraph (c), subsection (1) of section 404, act of June 1, 1959 (P. L. 392), known as the "State Employes' Retirement Code of 1959," is amended to read:

Option 1, paragraph (c), subsection (1), section 404, act of June 1, 1959, P. L. 392, amended.

Section 404. Member's Options.—

(1) At the time of his superannuation retirement under the provisions of section 401 of this article or upon withdrawal under the provisions of section 402 of this article or within sixty (60) days thereafter, a contributor may elect to receive his benefits in conformance with any one of the following plans:

* * * * *

(c) The actuarial equivalent at the time of superannuation retirement or withdrawal of his member's annuity, State annuity or superannuation retirement allowance or withdrawal allowance in a lesser superannuation retirement allowance or withdrawal allowance payable throughout life, according to any one of the following provisions:

Option 1. If he dies before receiving in payments the present value of his member's annuity, State annuity or superannuation retirement or withdrawal allowance as it was at the time of his superannuation retirement or withdrawal, the balance *if less than five thousand dollars (\$5,000)* shall be paid *in a lump sum* to his legal representatives or to such person having an insurable interest in his life as he shall nominate by written designation, duly acknowledged and filed with the retirement board at the time of his superannuation retirement or withdrawal or before his death if subsequent to retirement. *If the balance is five thousand dollars (\$5,000), or more, the beneficiary may elect by application duly acknowledged and filed with the retirement board to receive payment of such balance according to any one of the following provisions:*

(i) *A lump-sum payment.*

(ii) *An annuity having a present value equal to the balance payable.*

(iii) *A lump-sum payment and an annuity. Such annuity shall have a present value equal to the balance payable less the amount of the lump-sum payment specified by the beneficiary.*

* * * * *

Act effective
immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 24th day of August, A. D. 1961.

DAVID L. LAWRENCE

No. 501

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 departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," changing the provisions relating to leaves for certain State employes.

The
Administrative
Code of 1929.

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

Section 222, act
of April 9, 1929,
P. L. 177,
amended
December 17,
1959, P. L. 1916,
further amended.

Section 1. Section 222, act of April 9, 1929 (P. L. 177), known as "The Administrative Code of 1929," amended December 17, 1959 (P. L. 1916), is amended to read:

Section 222. Work-Hours and [Vacations] *Leaves*.—

(a) Each employe of an administrative department, of an independent administrative board or commission, or of a departmental administrative board or commission, if employed for continuous service, shall work during such hours as the head of the department or the board or commission shall require but not less than thirty-five hours per week.

(b) Each salaried employe of such department, board or commission shall be entitled each calendar year to [fifteen days'] *a number of days' annual leave of absence with full pay equal to three times the number of*