

three (3) years from date of release from active duty or 1(ji) within one (1) year from date of completion of pre-teaching education [which had been interrupted by his induction into the armed forces,] if he began his pre-teaching education within two (2) years from the date of release from active duty, shall upon compliance with the provisions of article V, section 505, subsection (2), be entitled to have full credit for each year or fraction thereof not to exceed five (5) years of the service in the armed forces of the United States upon his payment to the fund of back contributions according to the provisions of article III, section 302, subsection (4.1).

Section 2. Subsection (4.1) of section 302 of the act, amended October 13, 1965 (P. L. 589), is amended to read:

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

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(4.1) Any school employe entitled to credit under the provisions of article II, section 206, subsections (5) and (6) shall pay into the retirement fund, (a) an amount equal to the contributions which would have been collected from such contributor had he been in the service of a school district during the period he served in the armed forces of the United States computed with reference to his compensation for the school year during which he entered school service and his current percentage of salary deductions, and (b) an equal additional amount as the equivalent of the contributions of the school district and the Commonwealth on account of such military service. Such back payments may be paid in a lump sum or by such installments as may be approved by the retirement board.

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Section 3. This act shall take effect immediately.

APPROVED—The 10th day of December, A. D. 1968.

RAYMOND P. SHAFER.

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No. 364

AN ACT

HB 962

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," permitting certain members of the school employes' retirement system to elect to become members.

<sup>1</sup> "II" in original.

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

Section 1. Subparagraph (a) of paragraph (6) of section 102, act of June 1, 1959 (P. L. 392), known as the "State Employes' Retirement Code of 1959," amended August 22, 1961 (P. L. 1036), is amended to read:

Section 102. Definitions.—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 a person in one or more of the following categories:

(a) Any person holding a State office or position under the Commonwealth, employed on a yearly or monthly basis by the State government of the Commonwealth, in any capacity whatsoever except any officer or employe employed on a per diem or hourly basis for less than one hundred (100) days or seven hundred fifty (750) hours other than a legislative employe, and except any officer or employe who has elected membership in the Public School Employes' Retirement System and has not [within one year after January 1, 1962,] filed with the Public School Employes' Retirement Board an election in writing to transfer such membership and become a member of the State Employes' Retirement System. Such definition shall include, but shall not be limited to—

(i) 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.

(ii) Any judge whose salary is paid by the Commonwealth, including the Chief Justice and any judge of the Supreme Court, the President Judge and any judge of the Superior Court, and any judge or associate judge not learned in the law of any court of common pleas or orphans' court, and any judge of the Municipal Court of Philadelphia, the County Court of Allegheny County and the Juvenile Court of Allegheny County.

(iii) Any clerk and secretary employed by a judge and paid on a yearly or monthly basis by such judge from moneys appropriated by the Commonwealth for such purposes.

(iv) Any person employed by the State Board of Law Examiners of the Supreme Court of Pennsylvania.

(v) Any present, future or former member of the General Assembly, who receives or has received a salary for regular and special sessions of the General Assembly as fixed by law: Provided, That such member of the General Assembly shall not be deemed to be an employe of the Commonwealth for any purpose other than eligibility for membership and benefits under the provisions of this code.

(vi) Any officer or employe of the Pennsylvania State University paid on a yearly or monthly basis, other than one paid wholly from Federal funds.

(vii) Any State officer or employe, regularly employed by the year or by the month, at a fixed annual or monthly compensation, when the General Assembly is not in session, but who during a legislative session, instead of a fixed annual or monthly salary or compensation, is paid upon a per diem basis or by a fixed salary or compensation from the legislative session or who receives no fixed annual or monthly salary but is paid only on a per diem basis during legislative sessions and subsequent thereto.

(viii) Any employe of the respective institutions acquired by the Commonwealth from counties, cities, wards, boroughs, townships, institution districts and other political subdivisions that are actually used as State mental hospitals under the provisions of the act of September 29, 1938 (P. L. 53), as amended, or are actually used as State sanitoriums or hospitals for the reception and treatment of indigent persons affected with tuberculosis or in need of other hospital treatment.

(ix) Any officer or employe of the Pennsylvania State Police.

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Section 2. This act shall take effect immediately.

APPROVED—The 10th day of December, A. D. 1968.

RAYMOND P. SHAFER.

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No. 365

AN ACT

HB 1534

Creating and establishing the Legislative Data Processing Committee: providing for its membership; prescribing its powers, functions and duties; and making an appropriation.

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

Section 1. There is hereby created the Legislative Data Processing Committee which shall consist of the President Pro Tempore of the Senate, the Majority Leader of the Senate, the Minority Leader of the Senate, the Minority Whip of the Senate, the Speaker of the House of Representatives, the Majority Leader of the House of Representatives, the Minority Leader of the House of Representatives and the Minority Whip of the House of Representatives. Each such officer of the Senate and the House of Representatives may