

No. 1992-186

AN ACT

SB 1790

Amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for credited school service and for termination of annuities.

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

Section 1. Section 8302 of Title 24 of the Pennsylvania Consolidated Statutes is amended by adding a subsection to read:

§ 8302. Credited school service.

* * *

(b.2) Credited service as retirement incentive.—Notwithstanding any provisions of this title to the contrary, for the period of July 1, 1992, to August 31, 1993, a member who is not an annuitant on July 1, 1992, who terminates school service between July 1, 1992, and August 31, 1993, inclusive, who will be 55 years of age or older on August 31, 1993, with ten or more eligibility points, who files an application for retirement before September 1, 1993, and who declares his intent to retire prior to April 1, 1993, shall be credited with an additional 10% of their credited service.

* * *

Section 2. Section 8346(a) of Title 24 is amended to read:

§ 8346. Termination of annuities.

(a) General rule.—If an annuitant returns to school service or enters State service and elects multiple service membership, any annuity payable to him under this part shall cease and in the case of an annuity other than a disability annuity the present value of such annuity, adjusted for full coverage in the case of a joint coverage member who makes the appropriate back contributions for full coverage, shall be frozen as of the date such annuity ceases. *An annuitant who is credited with an additional 10% of membership service as provided in section 8302(b.2) (relating to credited school service) and who returns to school service, except as provided in subsection (b), shall forfeit such credited service and shall have his frozen present value adjusted as if his 10% retirement incentive had not been applied to his account.* In the event that the cost-of-living increase enacted December 18, 1979 occurred during the period of such State or school employment, the frozen present value shall be increased, on or after the member attains superannuation age, by the percent applicable had he not returned to service.

* * *

Section 3. This act shall take effect immediately.

APPROVED—The 22th day of December, A. D. 1992.

ROBERT P. CASEY