

No. 488

AN ACT

To amend section twelve as amended of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand forty-three), 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from taxation and judicial process; and providing penalties," granting certain retirement rights to persons who have withdrawn from and returned to school service.

Section 1. Be it enacted, &c., That section twelve of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand forty-three), 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 last amended by the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, eight hundred sixty-seven), is hereby further amended to read as follows:

Section 12, act of July 18, 1917 (P. L. 1043), as amended by act of June 22, 1931 (P. L. 867), further amended.

Withdrawal

Section 12. Should a contributor, by resignation or dismissal, or in any other way than by death or retirement, separate from the school service, or should such contributor legally withdraw from the retirement system, he or she shall be paid on demand, from the fund created by this act: (a) The full amount of the accumulated deductions standing to his or her individual credit in the annuity savings account, or, in lieu thereof, should he or she so elect, (b) an annuity or a deferred annuity, which shall be the actuarial equivalent of said accumulation deductions. His or her membership in the retirement associations shall thereupon cease.

2. Should an employe, so separated from the school service, return within five years, and restore to the

School Employes' Retirement Fund, to the credit of the annuity savings account, his or her accumulated deductions as they were at the time of his or her separation, the annuity rights forfeited by him or her at that time shall be restored.

Each employe who separated from school service prior to the first day of July, one thousand nine hundred and twenty-five, and who subsequently returned or shall return to school service prior to July first, one thousand nine hundred and [thirty-two] *thirty-four*, after more than five years' absence, shall at retirement for superannuation be entitled to have full credit for each year of service in the public schools of Pennsylvania: Provided,

(a) He or she shall have rendered not less than twenty years of service in the public schools of Pennsylvania prior to the retirement; and

(b) He or she shall have restored to the School Employes' Retirement Fund, to the credit of the annuity savings account, his or her accumulated deductions as they were at the time of his or her separation.

Each employe who separates from school service after the first day of July, one thousand nine hundred and twenty-five, and who returns to school service after a longer absence than five years, shall have his or her annuity rights restored in accordance with the provisions of this paragraph, provided he or she fulfills the conditions named in paragraphs (a) and (b) of this clause, and, in addition thereto, (c) shall have left with the retirement board at least twenty per centum of his or her accumulated deductions at the time of his or her separation, and (d) shall return to service prior to the age of fifty-nine years.

In no case shall an employe who has separated from school service and who later returned to school service, after five or more years of absence, be eligible to retirement on account of disability until he or she shall have rendered at least three years of service subsequent to such return.

In any case the restoration of the accumulated deductions provided herein may be made by the payment of a lump sum or any actuarial equivalent approved by the retirement board.

Subject to such rules and regulations as the retirement board may adopt, the provisions of this act shall be applicable beginning July first, one thousand nine hundred and twenty-five, to all who are on the retired list of Pennsylvania public school employes at the time this bill becomes a law.

3. Should a contributor die before retirement, his or her accumulated deductions shall be paid to his or her estate, or to such person as he or she shall have nom-

inated by written designation, duly executed, and filed with the retirement board.

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

No. 489

AN ACT

Relating to vocational education; creating vocational school districts for the purpose of conducting systems of vocational schools, departments or classes; providing for their government; prescribing their powers and duties; conferring powers and imposing duties on school districts and on the State Board for Vocational Education; and providing for referendum in certain cases.

Section 1. Be it enacted, &c., That each school district of this Commonwealth is hereby constituted a separate political subdivision to be known as a vocational school district, for the purposes and with the powers hereinafter specified: Provided, however, That all of the school districts in each county that are under the jurisdiction of the county superintendent shall together constitute one vocational school district. Vocational school district.

Section 2. Each vocational school district having a population of five hundred thousand (500,000) or more shall be a vocational school district of the first class. First class.

Each vocational school district having a population of thirty thousand (30,000) or more but less than five hundred thousand (500,000) shall be a vocational school district of the second class. Second class.

Each vocational school district having a population of five thousand (5,000) or more but less than thirty thousand (30,000) shall be a vocational school district of the third class. Third class.

Each vocational school district having a population of less than five thousand (5,000) shall be a vocational school district of the fourth class. Fourth class.

Section 3. The affairs of each vocational school district shall be conducted by the board of school directors or by the county board of school directors, as the case may be, created by the school laws of this Commonwealth, who shall when so acting be known as boards of directors of vocational schools. The secretary and the treasurer elected by the board of school directors or by the county board of school directors, as the case may be, shall serve as secretary and as treasurer respectively of the vocational school district. Board of school directors.

Section 4. Subject to the applicable provisions of the school laws of this Commonwealth, each board of