

irement, if later than November eight, one thousand nine hundred fifty-five. The General Assembly shall from time to time appropriate moneys sufficient to make payments under this subsection: Provided, That any teacher who is entitled to receive State compensation hereunder, and who is receiving a retirement allowance under the provisions of a local teachers' retirement system, shall receive from the Commonwealth only the difference between the compensation to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher from such local teachers' retirement system.

Any employe on retirement for superannuation who returns to active school service during the continuation of World War II, shall not, upon return to retirement for superannuation, receive any smaller retirement allowance than that received prior to such return to active school service.

Act effective immediately.

Section 2. The provisions of this act shall become effective immediately upon final enactment.

APPROVED—The sixth day of December, A. D. 1955.

GEORGE M. LEADER

No. 228

AN ACT

To further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (Pamphlet Laws 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State 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 the heads of departments in which State employes serve, excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for minimum retirement allowances for present beneficiaries and appropriations for payment of the costs thereof in conformity with provisions of amendment of Section 11 of Article III of the Constitution.

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

State employes' retirement system.

Section 13.1, act of June 27, 1923, P. L. 858, added January 19, 1952, P. L. 2176, reenacted and amended.

Section 1. Section 13.1 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (Pamphlet Laws 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration

thereof; establishing certain funds from contributions by the Commonwealth and contributing State 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 the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," added. January nineteen, one thousand nine hundred fifty-two (Pamphlet Laws 2176), is re-enacted and amended to read:

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Minimum Allowances for Present Beneficiaries

Section 13.1. (a) Every beneficiary who, [is] *or November 8, 1955, or at any time thereafter until and including the effective date of this act, was* receiving either a disability or superannuation retirement allowance under this act [as of ninety days after the effective date of this act] shall receive, in addition to the benefits otherwise provided by this act, a further State annuity which shall be equivalent to the amount, if any, by which such retirement allowance otherwise payable is less than one thousand two hundred dollars (\$1200), annually where the contributor has twenty-five years or more of credited service in this Commonwealth, or if less than twenty-five years of such service then such proportional amount of such one thousand two hundred dollars (\$1200) as the years of such credited service bear to twenty-five years.

If the whole or any portion of such superannuation retirement allowance is based upon membership in the one one-hundred-sixtieth (1/160) class, then in the calculations relating to the twelve hundred dollars (\$1200) annual minimum an adjustment shall be made as to such superannuation retirement allowance or any portion thereof in the ratio that one one-hundredth (1/100) bears to one one-hundred-sixtieth (1/160).

In the event that a beneficiary is receiving a reduced superannuation retirement allowance because of having elected an option, such additional State annuity, if any, shall be related to the amount of the full retirement allowance he would have received if no option had been elected, and in the event that a beneficiary when entering upon a superannuation retirement allowance has elected an option providing for a survivor annuity and the beneficiary has later died and the survivor beneficiary is in receipt of a survivor annuity, then the additional State annuity, if any, payable to such survivor beneficiary shall be such reduced amount as under the

rules is related to the additional State annuity, if any, which would have been payable to the retired member if such option had not been elected.

The further State annuity provided for hereby shall commence as of November eight, one thousand nine hundred fifty-five, or on the date of retirement, if later than November eight, one thousand nine hundred fifty-five.

(b) The General Assembly shall from time to time appropriate moneys sufficient to make payments under this section based on estimates submitted by the board.

Act effective immediately.

Section 2. The provisions of this act shall become effective immediately.

APPROVED—The 6th day of December, A. D. 1955.

GEORGE M. LEADER