

No. 665

AN ACT

To further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (Pamphlet Laws 1043), 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," by further providing for return to service with full retirement rights.

Public school employes' retirement system.

Subsection 2, section 12, act of July 18, 1917, P. L. 1043, last amended January 14, 1952, P. L. 1881, further amended.

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

Section 1. Subsection two of section twelve of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (Pamphlet Laws 1043), 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 fourteenth day of January, one thousand nine hundred fifty-two (Pamphlet Laws 1881), is hereby further amended to read as follows:

Withdrawal.

Section 12. * * *

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 at any time and shall have returned or shall return to school service prior to July first, one thousand nine hundred and fifty-three, shall at retirement for super-

annuation 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 fifteen 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, before the first day of July, one thousand nine hundred fifty-three, 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 thirty-eight, 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 paragraph (a) of this clause and provided he or she shall have restored to the School Employes' Retirement Fund, to the credit of the annuity savings account, within two years after such return to service, his or her accumulated deductions as they were at the time of his or her separation and, in addition thereto, 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 shall return to service prior to the age of sixty years.]

Each employe who separates or has separated from the school service, at any time, and returns or has returned to school service, shall have the annuity rights forfeited by him, at the time of separation, restored and shall, at retirement for superannuation, be entitled to have full credit for each year of service in the public schools of Pennsylvania, if

(1) he shall have rendered not less than fifteen years of service in the public schools of Pennsylvania prior to retirement,

(2) he shall have restored to the retirement fund to the credit of the annuity savings account his accumulated deductions as they were at the time of his separation within three years after his return to service, and in the case of employes who are members of the retirement system at the effective date of this amendment within three years after that date.

(3) He shall have rendered not less than three years of service immediately prior to retirement.

Notwithstanding any other provisions of this act, any employe who shall have rendered service in the public schools of Pennsylvania prior to the first day of July,

one thousand nine hundred nineteen, and has not been given credit for such service shall, at retirement for superannuation, be given full credit for each year of such prior service, and shall receive for such prior service a further State annuity to be computed in the same manner as is herein provided for present employes.

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.]

Act effective immediately.

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

APPROVED—The 1st day of June, A. D. 1956.

GEORGE M. LEADER

No. 666

AN ACT

To further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (Pamphlet Laws 1043), 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," by permitting employes to make up back payments to the retirement system from the time they enter school service, and securing to such employes the full benefits of the retirement system from the time they entered school service.

Public school employes' retirement system.

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