
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1238 Session of
2024

INTRODUCED BY BARTOLOTTA, ROTHMAN, VOGEL, BAKER, LANGERHOLC AND
J. WARD, JUNE 4, 2024

REFERRED TO FINANCE, JUNE 4, 2024

AN ACT

1 Amending Title 24 (Education) of the Pennsylvania Consolidated
2 Statutes, in preliminary provisions relating to retirement
3 for school employees, further providing for definitions.

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

6 Section 1. The definition of "governmental entity" in
7 section 8102 of Title 24 of the Pennsylvania Consolidated
8 Statutes is amended to read:

9 § 8102. Definitions.

10 The following words and phrases when used in this part shall
11 have, unless the context clearly indicates otherwise, the
12 meanings given to them in this section:

13 * * *

14 "Governmental entity." Board of school directors, board of
15 public education, intermediate unit board of directors, area
16 vocational-technical board, any governing board of any agency or
17 authority created by them, and the Commonwealth. The term does
18 not include an association authorized to receive membership dues

1 from a public school entity under section 516 of the act of
2 March 10, 1949 (P.L.30, No.14), known as the Public School Code
3 of 1949.

4 * * *

5 Section 2. The amendment of the definition of "governmental
6 entity" in 24 Pa.C.S. § 8102 shall apply to employees of an
7 association authorized to receive membership dues from a public
8 school entity under section 516 of the act of March 10, 1949
9 (P.L.30, No.14), known as the Public School Code of 1949, hired
10 after the effective date of this section, and such association
11 shall not be considered a nonparticipating employer under 24
12 Pa.C.S. § 8327.1 so long as the association maintains any active
13 participants.

14 Section 3. This act shall take effect immediately.