

JOHN R. MCGINLEY, JR., ESQ., CHAIRMAN
ALVIN C. BUSH, VICE CHAIRMAN
ARTHUR COCCODRILLI
JOHN F. MIZNER, ESQ.
KIM KAUFMAN, EXECUTIVE DIRECTOR
MARY S. WYATTE, CHIEF COUNSEL



PHONE: (717) 783-5417
FAX: (717) 783-2664
irrc@irrc.state.pa.us
<http://www.irrc.state.pa.us>

INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

April 19, 2006

Eric Henry, Executive Director
State Employees' Retirement Board
30 North Third Street
Harrisburg, PA 17108-1147

Re: Regulation #31-4 (IRRC #2491)
State Employees' Retirement Board
Membership, Credited Service and Eligibility for Benefits

Dear Mr. Henry:

The Independent Regulatory Review Commission approved the subject regulation today. Our order is enclosed and will be available on our website at www.irrc.state.pa.us.

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,

John R. McGinley Jr., Esq.

Chairman

wbg

Enclosure

cc: Honorable Jane M. Earll, Chairwoman, Senate Finance Committee
Honorable John N. Wozniak, Minority Chairman, Senate Finance Committee
Honorable Paul I. Clymer, Majority Chairman, House State Government Committee
Honorable Babette Josephs, Democratic Chairman, House State Government Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held April 19, 2006

John R. McGinley Jr., Esq., Chairman
Alvin C. Bush, Vice Chairman, by Phone
Arthur Coccodrilli
John F. Mizner, Esq.

Regulation No. 31-4
State Employees' Retirement Board
Membership, Credited Service and Eligibility
for Benefits

On August 18, 2005, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Employees' Retirement Board (Board). This rulemaking amends 4 Pa. Code Chapter 243. The proposed regulation was published in the September 3, 2005 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 9, 2006.

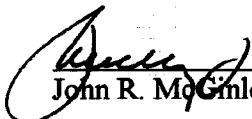
This regulation deletes the list of "classes of service" closed to new members as of March 1, 1974. Past amendments to the retirement code have removed the various classes of service multipliers and instituted the "Class A" retirement benefit formula.

We have determined this regulation is consistent with the statutory authority of the Board (71 Pa. C.S. § 5902(h)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.





John R. McGinley, Jr., Esq., Chairman